

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 1874-03  
Bill No.: SCS for HB 757  
Subject: Drugs & Controlled Substances; Health Care Professionals; Medical Procedures and Personnel; Pharmacy  
Type: Original  
Date: April 13, 2001

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON STATE FUNDS</b>			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Board of Pharmacy Fund	\$2,500 to \$6,250	\$2,060 to \$5,150	\$2,122 to \$5,305
<b>Total Estimated Net Effect on <u>All</u> State Funds</b>	<b>\$2,500 to \$6,250</b>	<b>\$2,060 to \$5,150</b>	<b>\$2,122 to \$5,305</b>

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
None	\$0	\$0	\$0
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 3 pages.

**FISCAL ANALYSIS**

ASSUMPTION

Officials with the **Office of Administration - Administrative Hearing Commission** indicated this proposal would have no fiscal impact on their agency.

Officials with the **Department of Economic Development–Division of Professional Registration (DPR)** assume the proposal will require the licensing of an additional 10 to 25 licensees under the “shared services” provisions of the bill, with annual growth of 3%. The additional licensees can be handled with existing staff, and will pay a \$250 initial licensure fee, with annual renewals at \$200. DPR assumed revenues totaling \$6,250 in FY 2002; \$5,250 in FY 2003; and \$5,450 in FY 2004.

**Oversight** notes that these revenues are based on the upper estimate of new licensees and has shown the fiscal impact as the range from revenues generated by as few as 10 and as many as 25 licensees.

<u>FISCAL IMPACT - State Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
<b>BOARD OF PHARMACY FUND</b>			
<u>Revenues–DPR</u>			
Additional Licensing Fees	<u>\$2,500 to</u> <u>\$6,250</u>	<u>\$2,060 to</u> <u>\$5,150</u>	<u>\$2,122 to</u> <u>\$5,305</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This bill revises laws pertaining to the practice of pharmacy. The bill:

- (1) Removes the limitation which requires temporary license holders to practice in locations approved by the State Board of Pharmacy under the supervision of a licensed pharmacist;

DESCRIPTION (Continued)

- (2) Allows the board to file complaints with the Administrative Hearing Commission against licensees for personal use or consumption of any un-prescribed controlled substance;
- (3) Redefines the term "pharmacy" as any location where the practice of pharmacy occurs or these activities are offered or provided by a pharmacist;
- (4) Requires all activities relating to prescriptions or drug orders to occur at the pharmacy. This requirement does not bar the transfer of a prescription or drug order if done so by a patient or the patient's authorized agent; and
- (5) Creates a new classification of license to be known as Class J: Shared Services.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Economic Development—Division of Professional Registration  
Division of Professional Registration  
Office of Administration  
Administrative Hearing Commission



Jeanne Jarrett, CPA  
Director

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