

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 0228-01  
Bill No.: SB 10  
Subject: Crimes and Punishment; Controlled Substances; Law Enforcement Officers and Agencies; Pharmacies  
Type: Original  
Date: January 21, 2005

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
General Revenue	Unknown less than \$100,000	Unknown less than \$100,000	Unknown less than \$100,000
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>Unknown less than \$100,000</b>	<b>Unknown less than \$100,000</b>	<b>Unknown less than \$100,000</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 4 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2006</b>	<b>FY 2007</b>	<b>FY 2008</b>
<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>			
<b>FUND AFFECTED</b>	<b>FY 2006</b>	<b>FY 2007</b>	<b>FY 2008</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**FISCAL ANALYSIS**

**ASSUMPTION**

Officials from the **Department of Public Safety (DPS) - Director's Office, Office of State Courts Administrator, DPS - Missouri State Highway Patrol, Department of Corrections, Office of Prosecution Services and Office of State Public Defender** assume the proposal will have no fiscal impact on their organizations.

Officials from the **Department of Economic Development -Division of Professional Registration (PR)** state that having reviewed the proposal and having sought the conclusion of the appropriate boards(s), they are of the opinion that the proposal in its present form, has no fiscal impact on PR. However, should additional requirements be imposed on the Board of Pharmacy, additional expenses may be incurred by the Board of Pharmacy.

Officials from the **Department of Health and Senior Services (DOH)** state the proposal would not be expected to fiscally impact the operations of the DOH. If an impact were to result, funds to support the program would be sought through the appropriations process.

**Oversight** assumes the civil fines would be collected by the DOH and deposited into the General Revenue Fund. **Oversight** also assumes total civil fines collected from businesses violating the provisions of this proposal would be unknown, but less than \$100,000 annually.

**This proposal may result in an increase in total state revenue.**

<u>FISCAL IMPACT - State Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
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**GENERAL REVENUE FUND**

Income - Department of Health and Senior Services

Fines	<u>Unknown less than \$100,000</u>	<u>Unknown less than \$100,000</u>	<u>Unknown less than \$100,000</u>
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**ESTIMATED NET EFFECT ON GENERAL REVENUE FUND**

<u>Unknown less than \$100,000</u>	<u>Unknown less than \$100,000</u>	<u>Unknown less than \$100,000</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
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<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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FISCAL IMPACT - Small Business

The proposal will have an impact on small business pharmacies and other retail establishments that sell pseudoephedrine due to additional administrative requirements and the possibility of incurring fines for non-compliance to the provisions of the proposal.

DESCRIPTION

This proposal requires that any compound, mixture, or preparation containing pseudoephedrine be dispensed, sold, or distributed by a pharmacist or licensed technician. In order to make such a purchase, a person must show a photo ID with his or her date of birth and sign a written log or receipt showing the date of the transaction, name of the person, and the amount purchased.

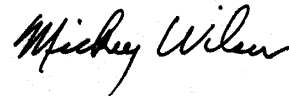
Any business found to be in violation will be subject to a civil fine of \$500 to \$2,000.

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

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SOURCES OF INFORMATION

Office of State Courts Administrator  
Department of Economic Development -  
    Division of Professional Registration  
Department of Corrections  
Department of Health and Senior Services  
Department of Public Safety -  
    Director's Office  
    Missouri State Highway Patrol  
Office of Prosecution Services  
Office of State Public Defender



Mickey Wilson, CPA  
Director  
January 21, 2005