

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3632-01
Bill No.: SB 658
Subject: Civil Rights; Drugs and Controlled Substances; Health Care; Health, Public
Type: Original
Date: February 20, 2006

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 6 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Agriculture, Bi-State Development Agency, Office of Administration (COA), COA - Division of Budget and Planning, Office of State Courts Administrator, Department of Elementary and Secondary Education, Department of Higher Education, Department of Mental Health, Department of Natural Resources, Missouri Health Facilities Review Commission, Department of Labor and Industrial Relations, Department of Revenue, Missouri Tax Commission, Department of Public Safety, Missouri Gaming Commission, Office of the Governor, Missouri State Highway Patrol, Missouri Senate, Missouri Veterans' Commission, Missouri Consolidated Health Care Plan, Department of Insurance, Legislative Research, Missouri Department of Conservation, Missouri Ethics Commission, Missouri House of Representatives, Office of Lieutenant Governor, Missouri State Employees' Retirement System, Office of State Auditor, Office of State Public Defender, Office of State Treasurer, Lincoln University, Moberly Area Community College, Linn State Technical College, Truman State University, Metropolitan Community College, Columbia School District, Missouri State University, St. Louis Community College, Parkway School District, St. Louis County Health Department, Greene County, Jasper County, Platte County Board of Election Commissioners, Platte County, City of Kansas City, City of St. Louis, and City of West Plains** assume the proposal will have no fiscal impact on their organizations.

ASSUMPTION (continued)

Officials from the **Department of Economic Development - Division of Professional Registration** state having reviewed the proposal and having sought the conclusion of the appropriate board(s), they are of the opinion the proposal, in its present form, will have no fiscal impact on their organization.

Officials from the **Office of Prosecution Services** assume the proposal will not have a significant direct fiscal impact on county prosecutors.

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 a fiscal impact were to result, funds to support the program would be sought through the appropriations process.

Officials from the **Department of Social Services - Division of Medical Services (DMS)** state the proposal prohibits government entities, including the state, counties, or municipalities from interfering with an individual's right to obtain and use contraceptives. Since contraception is a covered Medicaid service, there is no fiscal impact to the DMS.

Officials from the **Office of Secretary of State (SOS)** state the proposal prohibits any governmental entity from interfering with the rights to obtain or use contraceptives. The impact of this legislation in future years is unknown and depends upon the frequency and length of rules, filed, amended, rescinded, or withdrawn.

Oversight assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process. Any decisions to raise fees to defray costs would likely be made in subsequent fiscal years.

Officials from the **Missouri Department of Transportation (DOT)** assume the proposal would apply to the Highway and Patrol Medical Plan and the DOT also assumes there would be an increase in medical and prescriptive costs to the Medical Plan. Currently, the medical plan covers oral contraceptives, injectable contraceptives, elective sterilizations for subscribers and their spouse (elective surgery for a dependent child is not covered) and the implantation of contraceptive devices, such as Norplant and IUDs. The Medical Plan does not cover any over-the-counter items and does not cover any services in connection with an abortion, which is not necessary to save the life of the mother.

ASSUMPTION (continued)

Although the DOT feels this proposal could have a substantial increase in cost to the Medical Plan, without a clear definition of “methods of contraception”, it is unable to determine a fiscal impact to the Highway and Patrol Medical Plan. However, the DOT estimates the fiscal impact will be greater than \$100,000.

Oversight assumes the proposal does not mandate additional coverage for contraceptive items/methods not currently covered under the Highway and Patrol’s medical plan. As a result, **Oversight** assumes the DOT and the Highway and Patrol’s medical plan will not incur additional costs as a result of this proposal.

Officials from the **Office of Attorney General (AGO)** state the provisions of this proposal do not directly affect the AGO. However, the AGO assumes that because this proposal has the potential to be the subject of litigation, costs are unknown, but likely to be less than \$100,000.

Oversight assumes, because the potential for litigation is speculative, that the AGO will not incur significant costs related to this proposal. If a fiscal impact were to result, the AGO may request additional funding through the appropriations process.

<u>FISCAL IMPACT - State Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
	<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 proposal creates the "Birth Control Protection Act". This proposal prohibits any governmental entity from prohibiting, interfering with, or discriminating against the right of consenting adults to obtain or use safe and effective contraception.

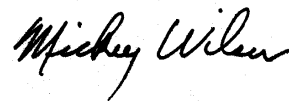
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Agriculture
Office of Attorney General
Bi-State Development Agency
Office of Administration
Office of Administration - Division of Budget and Planning
Office of State Courts Administrator
Department of Economic Development - Division of Professional Registration
Department of Elementary and Secondary Education
Department of Higher Education
Department of Mental Health
Department of Natural Resources
Department of Health and Senior Services
Missouri Health Facilities Review Commission
Department of Social Services - Division of Medical Services
Department of Labor and Industrial Relations
Department of Revenue
Missouri Tax Commission
Missouri Department of Transportation
Department of Public Safety
Missouri Gaming Commission
Office of the Governor
Missouri State Highway Patrol
Missouri Senate
Missouri Veterans' Commission
Missouri Consolidated Health Care Plan
Department of Insurance
Legislative Research
Missouri Department of Conservation
Missouri Ethics Commission
Missouri House of Representatives
Office of Lieutenant Governor
Missouri State Employees' Retirement System
Office of Prosecution Services
Office of State Auditor
Office of Secretary of State
Office of State Public Defender
Office of State Treasurer
Lincoln University
Moberly Area Community College
Linn State Technical College
Truman State University

SOURCES OF INFORMATION (continued)

Metropolitan Community College
Columbia School District
Missouri State University
St. Louis Community College
Parkway School District
St. Louis County Health Department
Greene County
Jasper County
Platte County Board of Election Commissioners
Platte County
City of Kansas City
City of St. Louis
City of West Plains



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February 20, 2006