

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3762-01  
Bill No.: SB 617  
Subject: Drugs and Controlled Substances; Fire Protection Districts; Department of Health and Senior Services  
Type: Original  
Date: January 8, 2020

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Bill Summary: This proposal provides for the distribution of epinephrine auto-injector devices to fire protection districts.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2021</b>	<b>FY 2022</b>	<b>FY 2023</b>
General Revenue	(\$240,000)	(\$246,000)	(\$252,150)
<b>Total Estimated Net Effect on General Revenue</b>	<b>(\$240,000)</b>	<b>(\$246,000)</b>	<b>(\$252,150)</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2021</b>	<b>FY 2022</b>	<b>FY 2023</b>
<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 5 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2021</b>	<b>FY 2022</b>	<b>FY 2023</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 FULL TIME EQUIVALENT (FTE)</b>			
<b>FUND AFFECTED</b>	<b>FY 2021</b>	<b>FY 2022</b>	<b>FY 2023</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2021</b>	<b>FY 2022</b>	<b>FY 2023</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## FISCAL ANALYSIS

### ASSUMPTION

#### §321.621 - Epinephrine auto-injector devices

Officials from the **Department of Health and Senior Services (DHSS)** state the proposed legislation provides for the distribution of epinephrine auto-injector devices to fire protection districts by the Director of the Department of Health and Senior Services. The Division of Regulation and Licensure (DRL) would act on behalf of the Director in this instance.

This will require promulgation of new rules for the program. DHSS assumes it will take a Health and Senior Services Manager (salary \$68,802) approximately 40 hours to make the required changes to state rules. Based on 2,080 working hours per year, this would require 0.02 FTE to assume these duties (40 hours ÷ 2,080 hours per year = 0.02) for a total personal service cost of \$1,376 (\$68,802 x 0.02) in FY 2021. The department anticipates being able to absorb these costs. However, until the FY20 budget is final, the department cannot identify specific funding sources.

According to the State Fire Marshall's Office, there are 200 fire protection districts in Missouri that would qualify to receive the injectors. It is estimated that each district would require four injectors annually, totaling 800 (200 x 4) injectors. They are sold in packages of 2 for \$600. The cost of 800 injectors (400 packages) will be \$240,000 in FY 2021, \$246,000 in FY 2022 and \$252,150 in FY 2023.

Ordering supplies are within the normal duties for DRL's Financial Support Services Unit; minimal time and expense will be required to order the injectors. DHSS assumes the auto-injectors would be directly shipped from the manufacturer to the State Fire Marshall's Office at no cost to DHSS.

**Oversight** does not have any information contrary to that provided by DHSS. Therefore, Oversight will reflect DHSS's impact for fiscal note purposes.

**Oversight** notes the **Department of Public Safety - Fire Safety (FS)** has stated the proposal would not have a direct fiscal impact on their organization. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note for this agency.

**Oversight** contacted FS to determine if fire protection districts in non-metropolitan areas of Missouri currently have epi-pens they can administer, if needed. Fire Safety officials indicated

ASSUMPTION (continued)

they conducted a study on the budgetary impact of the purchase, use of, and training for Epinephrine Auto-Injector Pens. This study was only conducted in non-metro areas of the state (per U.S. Census data) and only for Fire Protection Districts (per DFS FD Registration Data).

Thirty-seven departments out of 168 non-metro fire departments registered in 2019 responded as follows:

One department carries or uses epi-pens on response vehicles; 36 do not. For the department that carries epi-pens, only one injector is available for the whole department but none have been used on an annual basis. The cost of the injector was \$300 and the annual training cost is \$1,000.

Of the 36 departments that do not have injectors, 16 state that funding is the reason they do not carry the injectors, and 20 state that funding was not a factor in their decision to not carry injectors.

**Oversight** assumes that if the DHSS provides epi-pens to fire protection districts in non-metropolitan areas of Missouri, those organizations can absorb the cost of annual training. With the information provided above, Oversight assumes this program would not result in a material savings to fire protection districts (no longer required to purchase auto-injectors on their own).

<u>FISCAL IMPACT - State Government</u>	FY 2021 (10 Mo.)	FY 2022	FY 2023
<b>GENERAL REVENUE</b>			
<u>Costs</u> - DHSS (\$321.621) Epinephrine auto-injector devices (400 packages (800 injectors) x \$600 per package)	<u>(\$240,000)</u>	<u>(\$246,000)</u>	<u>(\$252,150)</u>
<b>ESTIMATED NET EFFECT ON THE GENERAL REVENUE FUND</b>	<b><u>(\$240,000)</u></b>	<b><u>(\$246,000)</u></b>	<b><u>(\$252,150)</u></b>
<u>FISCAL IMPACT - Local Government</u>	FY 2021 (10 Mo.)	FY 2022	FY 2023
	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

Current law requires certain emergency health care entities and other organizations to maintain epinephrine auto-injector devices (epi-pens) according to the rules and regulations of the Department of Health and Senior Services.

Under this act, epi-pens will be distributed by the state fire marshal to fire protection districts in nonmetropolitan areas of Missouri. The Department of Health and Senior Services will provide the state fire marshal with the epi-pens within the appropriation made for these devices.

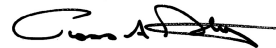
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Health and Senior Services  
Department of Public Safety - Fire Safety



Julie Morff  
Director  
January 8, 2020



Ross Strobe  
Assistant Director  
January 8, 2020