

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3737S.01I  
Bill No.: SB 929  
Subject: Professional Registration and Licensing  
Type: Original  
Date: March 29, 2022

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Bill Summary: This proposal requires licensing authorities to issue an exemption from continuing education requirements under certain circumstances.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2023</b>	<b>FY 2024</b>	<b>FY 2025</b>
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2023</b>	<b>FY 2024</b>	<b>FY 2025</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.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2023</b>	<b>FY 2024</b>	<b>FY 2025</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 2023</b>	<b>FY 2024</b>	<b>FY 2025</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 \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.
- ☐ Estimated Net Effect (savings or increased revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2023</b>	<b>FY 2024</b>	<b>FY 2025</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Department of Health and Senior Services (DHSS)** state this legislation falls under Chapter 324 for the Division of Professional Registration. The Board of Nursing Home Administrators (BHNA) is not assigned to Division of Professional Registration. However, BNHA has rules that stem from Chapter 324 (Professional Registration) that gives the authority to process and approve the registration of licenses for Nursing Home Administrators. The definition of licensure authority in the legislation does appear to include this board.

DHSS assumes Section 324.018.1. (3) requires a "Licensing authority", an agency, examining board, credentialing board, or other office of the state with the authority to impose occupational fees or licensing requirements on any profession.

This legislation states that all rules adopted by any state agency after August 28, 2022, shall be invalid and void. This creates an unknown fiscal impact for the Division of Regulation and Licensure (DRL) as it is unknown when rules and regulations will need to be amended to issue an exemption to a licensee from a continuing education requirement for a reporting period.

DHSS assumes Section 324.018.3 of the proposed legislation would require the Lead Licensing Program to update the Lead Occupation License Application Form. Previous updates to this form have cost \$175 for State Printing to update the form in addition to program staff time included in the estimate table below.

DHSS assumes Section 324.018.4 of the proposed legislation would require the Lead Licensing Program to update their webpage to post a notice of this exemption. The program staff time is included in the estimate table below. ITSD will provide a separate cost estimate for their efforts to update webpages as required by this proposal.

DHSS assumes Section 324.018.5 of the proposed legislation would require the Lead Licensing Program to update their regulations. The program staff time is included in the estimate table below.

Lead Licensing Program Staff Time Estimate Table:

Position	Annual Salary (avg)	Hourly Rate	Estimated Hours	Cost
Public Health Program Specialist	\$44,235.26	\$21.27	80	\$1,701.60
Environmental Program Supervisor	\$60,864.73	\$29.26	80	\$2,340.80
Total			160	\$4,042.40

DHSS assumes Section 324.018.3 of the proposed legislation would require the Onsite Waste Water Treatment Program to update the Soil Evaluator, Percolation Tester, Basic Installer, and Advanced Installer License Application Forms. Previous updates to this form have cost \$50 per application. (\$200 for all 4 applications) for State Printing to update these forms in addition to program staff time included in the estimate table below.

DHSS assumes Section 324.018.4 of the proposed legislation would require the Onsite Waste Water Treatment Program to update their webpage to post a notice of this exemption. The program staff time is included in the estimate table below. ITSD will provide a separate cost estimate for their efforts to update webpages as required by this proposal.

DHSS assumes Section 324.018.5 of the proposed legislation would require the Onsite Waste Water Treatment Program to update their regulations. The program staff time is included in the estimate table below.

Onsite Waste Water Treatment Program Staff Time Estimate Table:

Position	Annual Salary (avg)	Hourly Rate	Estimated Hours	Cost
Program Assistant	\$37,040.80	\$17.81	80	\$1,424.8
Public Health Env. Supervisor	\$57,370.14	\$27.58	80	\$2,206.4
Total			160	\$3,631.2

Program staff position salaries impacted by these requirements are funded via a mix of program fee income, federal grant funding, and general revenue. The ratio for these funds vary annually based on fee income, grant disbursement, and general revenue funds available.

The department anticipates being able to absorb these costs. However, until the FY 2023 budget is final, the department cannot identify specific funding sources.

**Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note.

Officials from the **Department of Commerce and Insurance**, the **Department of Natural Resources**, the **Department of Revenue**, the **Department of Public Safety - Missouri Gaming Commission**, the **Department of Public Safety - Missouri Highway Patrol**, the **Missouri Department of Agriculture**, the **Missouri Department of Transportation** and the **Office of Administration** each assume the proposal will have no fiscal impact on their respective organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

Rule Promulgation

Officials from the **Joint Committee on Administrative Rules** assume this proposal is not anticipated to cause a fiscal impact beyond its current appropriation.

Officials from the **Office of the Secretary of State (SOS)** note many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The SOS is provided with core funding to handle a certain amount of normal activity resulting from each year's legislative session. The fiscal impact for this fiscal note to the SOS for Administrative Rules is less than \$5,000. The SOS recognizes that this is a small amount and does not expect that additional funding would be required to meet these costs. However, the SOS also recognizes that many such bills may be passed by the General Assembly in a given year and that collectively the costs may be in excess of what the office can sustain with its core budget. Therefore, the SOS reserves the right to request funding for the cost of supporting administrative rules requirements should the need arise based on a review of the finally approved bills signed by the governor.

<u>FISCAL IMPACT – State Government</u>	FY 2023 (10 Mo.)	FY 2024	FY 2025
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT – Local Government</u>	FY 2023 (10 Mo.)	FY 2024	FY 2025
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT – Small Business

Certain small businesses could be impacted by this proposal.

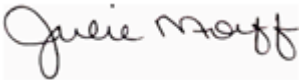
### FISCAL DESCRIPTION

The proposed legislation appears to have no direct fiscal impact.

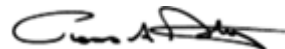
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

### SOURCES OF INFORMATION

Department of Commerce and Insurance  
Department of Health and Senior Services  
Department of Natural Resources  
Department of Revenue  
Department of Public Safety  
Missouri Gaming Commission  
Missouri Highway Patrol  
Missouri Department of Agriculture  
Missouri Department of Transportation  
Office of Administration  
Office of the Secretary of State  
Joint Committee on Administrative Rules



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March 29, 2022



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