

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0441H.11C
Bill No.: HCS for SS for SB 61
Subject: Professional Registration and Licensing; Interstate Cooperation; Law Enforcement Officers and Agencies; Licenses - Miscellaneous; Compacts; Dentists; Boards, Commissions, Committees, and Councils; Funerals and Funeral Directors; Drugs and Controlled Substances; Pharmacy
Type: Original
Date: May 7, 2025

Bill Summary: This proposal modifies provisions relating to professional licensing.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2026	FY 2027	FY 2028
General Revenue Fund	\$0	Up to (\$750,000)	Up to (\$750,000)
Total Estimated Net Effect on General Revenue	\$0	Up to (\$750,000)	Up to (\$750,000)

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2026	FY 2027	FY 2028
Dental Board Fund	\$0 or (\$3,000-\$6,000)	\$0 or (\$3,000-\$6,000)	\$0 or (\$3,000-\$6,000)
*Board of Pharmacy	\$0 to Unknown	\$0 to Unknown	\$0 to Unknown
Total Estimated Net Effect on <u>Other</u> State Funds	\$0 to Could be less than (\$3,000-\$6,000)	\$0 to Could be less than (\$3,000-\$6,000)	\$0 to Could be less than (\$3,000-\$6,000)

*The fee to be charged and the number of applicants is unknown. Oversight assumes the revenue generated will be less than \$250,000.

Numbers within parentheses: () indicate costs or losses.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2026	FY 2027	FY 2028
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2026	FY 2027	FY 2028
Total Estimated Net Effect on FTE	0	0	0

☒ 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.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2026	FY 2027	FY 2028
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

§§324.004, 324.009, 334.031, 345.050, 361.909 - Professional Licensing

Officials from the **Department of Health and Senior Services (DHSS)** note that this section of the proposal states “Any person who has at least three years of work experience in an occupation or profession in another state, the District of Columbia, or any combination of such jurisdictions, and whose work experience involved the practice of an occupation or profession for which a license is not required in the jurisdiction or jurisdictions in which the person worked but is required in this state, may submit an application for a one-time nonrenewable two-year temporary license in this state in the occupation or profession, along with proof of at least three years of work experience in the occupation or profession and a fee as set by regulation of the oversight body, to the relevant oversight body in this state. The oversight body shall make a determination of qualification within forty-five days of receiving a completed application.”

The Board of Nursing Home Administrators (BNHA) currently has a temporary license process outlined in Chapter 344, RSMo and 19 CSR 73-2.080. Passage of this bill would require revisions to the statute and rules. It is assumed it will take BNHA’s Principal Assistant Board/Commission (salary of \$64,230) approximately 1,040 hours to make the required changes. Based on 2,080 working hours per year, this would require 0.5 FTE to assume these duties (1,040 hours divided 2,080 hours per year) for a total personal service cost of \$32,115 (\$64,230 times 0.50 FTE).

If the department, during rule making, would establish a fee for the temporary licenses as described in the proposed legislation, the revenues from those fees would be deposited into general revenue. Additionally, since it is up to the person to apply for temporary license and it is not required, it is unknown the possible applicants for this type of temporary license and the amount of fees collected.

It is assumed that the DHSS can absorb the costs of this bill with current resources. However, if the workload significantly increased or other legislation was enacted, additional resources would be requested through the appropriation process.

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

§§332.211, 332.281, and 332.700 to 332.760 – Dental and Dental Hygienist Compact

Officials from the **Department of Commerce and Insurance (DCI)** state that there are now 11 states that have passed the compact language. They are estimating that it will take another 12 to 18 months for the compact to be enacted. Costs are still unknown at this time.

Oversight notes in response to similar legislation from 2023 (SB 70) (the Counseling Interstate Compact), DCI estimated a cost of \$3,000 - \$6,000 in annual fees to participate in the compact if the compact were to be enacted.

Therefore, **Oversight** will reflect the estimated fiscal impact as a range of \$0 (the compact is not enacted) to \$3,000 - \$6,000 (the compact is enacted) to the Dental Board Fund (0677).

§§333.041 & 333.042 - Funeral Related Services Licensing

Officials from the **Department of Commerce and Insurance** assume this section of the proposal will have no fiscal impact on their organization. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note.

Oversight notes the balance of the Board of Embalmers & Funeral Directors fund (0633) balance at the end of December 2024 was \$3,053,393.21.

§338.010 - Administration of certain vaccines

In response to similar legislation from the current session (HCS for HB 943), officials from the **Department of Public Safety (DPS), Missouri Highway Patrol (MHP)** deferred to the Missouri Department of Transportation (MODOT)/MSHP Healthcare Board for an impact statement for the potential fiscal impact of this section.

§338.333 – Distribution of Drugs Licensure

Officials from the **Department of Commerce and Insurance (DCI)** assume this section of the proposal will have no fiscal impact on their organization. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

Oversight notes currently, no person or outlet can act as a wholesale drug distributor, pharmacy distributor, drug outsourcer, or third-party logistics provider without obtaining a license from the Missouri Board of Pharmacy. Oversight assumes this legislation permits the Board of Pharmacy to license out-of-state entities if those entities possess a valid license from another state with comparable standards.

DCI notes the current fees for instate licensees are:

\$360 for Original Pharmacy Distributor/Wholesale Drug, Distributor, Drug Outsourcer, or Third-Party, Logistics Provider License Fee (includes both temporary and permanent license)

\$540 for Pharmacy Distributor/Wholesale Drug Distributor/Drug Outsourcer or Third-Party Logistics Provider License Renewal Fee

Although the current “in-state” fee is known, the number of out-of-state licenses that could be issued and the fee that will be charged to the new licensees is unknown. **Oversight** will reflect a \$0 (no new licenses are issued) to Unknown revenue to the Board of Pharmacy Fund (0637). Oversight assumes the revenue generated (if any) will be less than \$250,000.

§338.710 – Removes the expiration date for the Rx Cares for Missouri program

In response to a similar proposal from this year (HCS for HB 943), officials from the **Department of Commerce and Insurance (DCI)** stated the Rx Cares for Missouri program is appropriated \$750,000 each year.

Oversight notes that the most recent [Missouri Board of Pharmacy annual report](#) (2023) states as follows:

The Missouri General Assembly enacted § 338.710 in 2017 which created the Rx Cares for Missouri Program within the Board of Pharmacy to promote medication safety and to prevent prescription drug abuse, misuse and diversion in Missouri. Rx Cares Program funding is appropriated annually by the Missouri Legislature. The Board expended \$144,476.55 in FY 23 on the following Rx Cares program activities.

The report also states that the FY 2022 Legislative Appropriation was \$750,000 and goes on to say, “Grants awarded in FY23 and expended grant funds will not be equal due to tiered payment schedules. Rx Cares funds may be awarded and expended in different fiscal years.”

Oversight does not have information to the contrary and therefore, Oversight will reflect the estimates as provided by the DCI as “Up to 750,000” annually to continue this program.

§339.150 – Real Estate Broker Provisions

Oversight assumes this section of the proposal will have no fiscal impact to the state or local government.

§339.780 – Brokerage Services

Officials from the **Department of Commerce and Insurance** assume this section of the proposal will have no fiscal impact on their respective organization.

Oversight notes that the above mentioned agency 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.

§§701.040 and 701.046 – Sewage disposal

Officials from the **Department of Health and Senior Services**, the **Department of Commerce and Insurance**, and the **Department of Natural Resources** each assume this section of 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.

Bill as a whole:

Officials from the **Office of Administration - Administrative Hearing Commission**, the **Department of Natural Resources**, **Department of Revenue**, the **Department of Public Safety - Missouri Highway Patrol**, **Missouri Department of Transportation**, **Missouri Gaming Commission**, the **Missouri Department of Agriculture**, the **Department of Social Services** and **City of Kansas City** each assumed 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 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 2026 (10 Mo.)	FY 2027	FY 2028
GENERAL REVENUE FUND			
<u>Costs</u> – DCI (§338.710) Removal of Rx Cares for Missouri expiration p. 5	<u>\$0</u>	Up to <u>(\$750,000)</u>	Up to <u>(\$750,000)</u>
ESTIMATED NET EFFECT TO THE GENERAL REVENUE FUND	<u>\$0</u>	Up to <u>(\$750,000)</u>	Up to <u>(\$750,000)</u>
DENTAL BOARD FUND (0677)			
<u>Costs</u> – DCI (§332.700) Dental and Dental Hygienist Compact Fees p. 3	\$0 or (\$3,000- <u>\$6,000)</u>	\$0 or (\$3,000- <u>\$6,000)</u>	\$0 or (\$3,000- <u>\$6,000)</u>
ESTIMATED NET EFFECT TO THE DENTAL BOARD FUND (0677)	<u>\$0 or (\$3,000- \$6,000)</u>	<u>\$0 or (\$3,000- \$6,000)</u>	<u>\$0 or (\$3,000- \$6,000)</u>
BOARD OF PHARMACY FUND (0637)			
<u>*Revenue</u> – DCI (§338.333) License Fee p. 4	\$0 to <u>Unknown</u>	\$0 to <u>Unknown</u>	\$0 to <u>Unknown</u>
ESTIMATED NET EFFECT TO THE BOARD OF PHARMACY FUND (0637)	<u>\$0 to Unknown</u>	<u>\$0 to Unknown</u>	<u>\$0 to Unknown</u>

*The fee to be charged and the number of applicants is unknown. Oversight assumes the revenue generated will be less than \$250,000.

<u>FISCAL IMPACT – Local Government</u>	FY 2026 (10 Mo.)	FY 2027	FY 2028
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT – Small Business

Any businesses that accepts a temporary license could expect a fiscal impact as a result of this proposal.

A direct fiscal impact to speech pathologists and audiologists could be expected as a result of this proposal.

A direct fiscal impact to real estate brokers could be expected as a result of this proposal.

FISCAL DESCRIPTION

This proposal modifies provisions relating to professional licensing.

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

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



Julie Morff
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May 7, 2025



Jessica Harris
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May 7, 2025