

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4308-04  
Bill No.: Truly Agreed To and Finally Passed SCS for SB 1182  
Subject: Physicians; Licenses - Professional; Health Care; Health Care Professionals;  
 Medical Procedures and Personnel; Nurses  
Type: Original  
Date: May 8, 2002

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON STATE FUNDS</b>			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
<b>Total Estimated Net Effect on <u>All</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
<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>			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 3 pages.

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Department of Economic Development - Division of Professional Registration** stated that this proposed legislation would have no fiscal impact on their agency.

Officials from the **Secretary of State's Office (SOS)** assume the rules, regulations and forms issued by the State Board of Registration for the Healing Arts and the Board of Nursing could require as many as 26 pages in the *Code of State Regulations*. For any given rule, roughly half again as many pages are published in the *Missouri Register* as in the Code because cost statements, fiscal notes and the like are not repeated in the Code. These costs are estimated. The estimated cost of a page in the *Missouri Register* is \$23. The estimated cost of a page in the *Code of State Regulations* is \$27. The actual costs could be more or less the SOS's estimated cost of \$1,599 for FY 2003. 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of this legislation in future years is unknown and depends upon the frequency and length of rules, filed, amended, rescinded or withdrawn.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.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	<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 proposed legislation modifies the law relating to health care professionals under the Board of Registration for the Healing Arts.

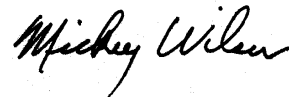
Section 334.002 - Allows persons licensed under Chapter 334, RSMo, to apply to the Board for inactive status. An inactive licensee or one who has retired from the profession may not practice, except on him or herself or on immediate family. An inactive licensee shall not be allowed to prescribe controlled substances. An inactive licensee may, however, continue to use his or her professional title. During an inactive period, a licensee will not be required to comply with continuing education requirements. A licensee may return to active status by notifying the Board, paying fees, and completing reinstatement requirements.

Section 334.104 - Current law allows physicians to enter into collaborative practice agreements with registered professional nurses. The State Board of Registration for the Healing Arts shall not take disciplinary action against a physician for health care services delegated to a registered professional nurse as long as the provisions of the section and the rules promulgated thereunder are satisfied. Language allowing for the expungement of records is also clarified.

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 Economic Development  
Division of Professional Registration  
Office of Secretary of State  
Administrative Rules Division



Mickey Wilson, CPA  
Acting Director  
May 8, 2002