LEGISLATIVE FISCAL OFFICE
Fiscal Note

Fiscal Note On: **HB 548** HLS 18RS 599
Bill Text Version: **ORIGINAL**
Opp. Chamb. Action:
Proposed Amd.:
Sub. Bill For.: **REVISED**

Date: April 3, 2018 3:49 PM
Author: MILLER, D.
Dept./Agy.: LA Board of Pharmacy
Subject: Requires Electronic Transmission of Prescriptions
Analyst: Zachary Rau

DRUGS/PRESCRIPTION OR SEE FISC NOTE SG EX See Note

Requires, with limited exceptions, that prescribers transmit prescriptions for drugs to pharmacies electronically

Proposed law requires prescribers of prescriptions to submit requests to pharmacies electronically, and provides for exceptions to the electronic submission requirement. Proposed law includes fines for violations of proposed law, including a fine of $250 per violation with aggregate fines not to exceed $5,000 in a calendar year. Proposed law vests enforcement authority with the LA Board of Medical Examiners, LA board of Pharmacy, and the LA Board of Dentistry. Proposed law allows the aforementioned boards to promulgate rules to implement proposed law.

EXPENDITURES	**2018-19**	**2019-20**	**2020-21**	**2021-22**	**2022-23**	**5 -YEAR TOTAL**
State Gen. Fd.	$0	$0	$0	$0	$0	**$0**
Agy. Self-Gen.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Ded./Other	$0	$0	$0	$0	$0	**$0**
Federal Funds	$0	$0	$0	$0	$0	**$0**
Local Funds	$0	$0	$0	$0	$0	**$0**
Annual Total						

REVENUES	**2018-19**	**2019-20**	**2020-21**	**2021-22**	**2022-23**	**5 -YEAR TOTAL**
State Gen. Fd.	$0	$0	$0	$0	$0	**$0**
Agy. Self-Gen.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Ded./Other	$0	$0	$0	$0	$0	**$0**
Federal Funds	$0	$0	$0	$0	$0	**$0**
Local Funds	$0	$0	$0	$0	$0	**$0**
Annual Total						

EXPENDITURE EXPLANATION

Proposed law will increase SGR expenditures for the LA Board of Pharmacy by an indeterminable, though likely nominal, amount. The proposed legislation requires electronic transmission of prescriptions except for under certain circumstances. The LA Board of Pharmacy Reports a potential one-time expenditure of $4,000 associated with the proposed legislation. Included in the one-time $4,000 expenditure is printing costs for rule promulgation to implement the proposed legislation ($1,000) and travel reimbursements for the Board's Regulation Revision Committee to the extent an additional meeting is required ($3,000). The LA Board of Pharmacy reports having sufficient SGR resources not currently obligated to absorb the aforementioned expenditures.

Furthermore, LA State Board of Medical Examiners and LA State Board of Dentistry may each incur one-time costs to promulgate rules associated with implementing the proposed legislation. Rule promulgation is estimated to carry a one-time expense of $1,000 for each board, which can likely be absorbed utilizing existing resources and budget authority.

REVENUE EXPLANATION

Proposed law may increase SGR collections for the LA State Board of Medical Examiners and the LA State Board of Dentistry by an indeterminable amount. The proposed legislation contains new penalty provisions for practitioners committing violations regarding exceptions to transmitting prescriptions electronically, including fines of $250 per violation not to exceed $5,000 in a calendar year. Because the number of practitioners committing violations, as well as the associated number of violations, is unknown, any revenue collected from fines is indeterminable.

Senate Dual Referral Rules

☐ 13.5.1 >= $100,000 Annual Fiscal Cost {S&H}

☐ 13.5.2 >= $500,000 Annual Tax or Fee Change {S&H}

House

☐ 6.8(F)(1) >= $100,000 SGF Fiscal Cost {H & S}

☐ 6.8(G) >= $500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Evan Brasseaux

Evan Brasseaux
Staff Director