

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **SB 96** SLS 17RS 105

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

| | |
|--|--------------------------------|
| Date: April 10, 2017 4:54 PM | Author: JOHNS |
| Dept./Agy.: LDH/Board of Pharmacy | Analyst: Tanesha Morgan |
| Subject: CONTROL DANGER SUBSTANCE | |

CONTROL DANGER SUBSTANCE OR SEE FISC NOTE SG RV
Provides relative to the prescription monitoring program.

Proposed law provides for access to prescription monitoring information and audit trail information.

Proposed law adds medical examiners, coroners, licensed substance abuse addiction counselors, probation and parole officers, judicially supervised drug courts, parents, legal guardians, legal health care agents, and executors of a will or estate to the list of those that may access the prescription monitoring program database in certain circumstances.

Proposed law expands the penalties to also include instances where a dispenser fails to correct or amend data in the database after notification by the board and where he knowingly accesses prescription monitoring information in violation of the law.

| EXPENDITURES | 2017-18 | 2018-19 | 2019-20 | 2020-21 | 2021-22 | 5 -YEAR TOTAL |
|---------------------|----------------|----------------|----------------|----------------|----------------|----------------------|
| State Gen. Fd. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Agy. Self-Gen. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Ded./Other | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Federal Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Local Funds | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> | \$0 |
| Annual Total | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |

| REVENUES | 2017-18 | 2018-19 | 2019-20 | 2020-21 | 2021-22 | 5 -YEAR TOTAL |
|---------------------|----------------|----------------|----------------|----------------|----------------|----------------------|
| State Gen. Fd. | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Agy. Self-Gen. | SEE BELOW | |
| Ded./Other | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Federal Funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Local Funds | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> | \$0 |
| Annual Total | | | | | | |

EXPENDITURE EXPLANATION

There is no anticipated direct material effect on governmental expenditures as a result of this measure. The proposed law adds medical examiners, coroners, licensed substance abuse addiction counselors, probation and parole officers, judicially supervised drug courts, parents, legal guardians, legal health care agents, and executors of a will or estate to the list of those that may access the prescription monitoring program database in certain circumstances. The Louisiana Board of Pharmacy controls this access based on the guidelines provided in the bill. Existing staff of the board can absorb the additional duties of granting access, which is expected to be minimal.

REVENUE EXPLANATION

To the extent that a person or entity knowingly accesses prescription monitoring information in violation of the law, the board may impose a fine of not more than five thousand dollars. The amount of revenue that may be generated through the imposition of a fine 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