



SOUTH CAROLINA REVENUE AND FISCAL AFFAIRS OFFICE

STATEMENT OF ESTIMATED FISCAL IMPACT

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Bill Number:	H. 3844	Introduced on February 5, 2019
Author:	Rutherford	
Subject:	Pharmacy Access Act	
Requestor:	House Medical, Military, Public, and Municipal Affairs	
RFA Analyst(s):	A. Martin and Mitchell	
Impact Date:	April 1, 2019 Updated for Additional Agency Response	

Fiscal Impact Summary

This bill will increase Other Fund expenditures for the Department of Labor, Licensing and Regulation (LLR) by \$11,200 in FY 2019-20 for additional meetings of the Board of Medical Examiners and the Board of Pharmacy.

This bill will increase General Funds revenue by \$1,120 for FY 2019-20 because LLR is required to remit an amount equal to 10 percent of board expenditures annually to the General Fund.

This bill may have an impact on Medicaid reimbursement, which would impact Federal Funds. This fiscal impact will be updated as necessary based on the response from the Department of Health and Human Services (DHHS).

Explanation of Fiscal Impact

Updated for Additional Agency Response on April 1, 2019

Introduced on February 5, 2019

State Expenditure

This bill allows licensed pharmacists to dispense self-administered hormonal contraceptives and to administer injectable hormonal contraceptives with or without a standing prescription order from a provider. This bill requires the Board of Medical Examiners and the Board of Pharmacy to issue a joint protocol authorizing a pharmacist to provide these services without a patient-specific written order from a provider. The bill provides requirements as to what the protocol must address and specifies that the protocol must be issued within six months after the passage of this act. In addition, this bill requires the Board of Medical Examiners and the Board of Pharmacy to establish an algorithm to be used by pharmacists during their patient assessment.

Department of Labor, Licensing and Regulation. This bill requires LLR, in collaboration with the Board of Medical Examiners and the Board of Pharmacy, to approve a patient self-screening risk assessment to be used by pharmacists and interns who dispense a contraceptive pursuant to this chapter. In addition, this bill requires LLR to establish a fee schedule for these services when provided by pharmacists. The Board of Medical Examiners and the Board of Pharmacy are both administered by LLR.

LLR indicates that the bill charges the agency with responsibilities which can be managed within existing appropriations. Therefore, this bill will have no expenditure impact on LLR. However,

it will be necessary for the Board of Medical Examiners and the Board of Pharmacy to schedule additional meetings in order to meet the requirements of this bill. LLR indicates that each individual board will need to meet at least once. Board meeting costs include a per diem of \$35 and mileage reimbursement of 58 cents per mile for board members. In addition, court reporter fees average \$2,156 per meeting. The average cost for a meeting of the Board of Medical Examiners and a meeting of the Board of Pharmacy is \$2,300 and \$2,000 respectively, for a total increase in Other Funds expenditures of approximately \$4,300 for the two meetings. In addition, up to three joint committee meetings will be necessary. RFA anticipates that joint committee meetings will average at least \$2,300, for a total increase of \$6,900 in Other Funds expenditures. Therefore, this bill will increase Other Funds expenditures by \$11,200 in FY 2019-20.

State Revenue

The Board of Medical Examiners and the Board of Pharmacy fall under the Division of Professional and Occupational Licensing. Pursuant to Proviso 81.3 of the FY 2018-19 Appropriations Act, LLR is required to remit annually to the General Fund an amount equal to 10 percent of board expenditures. Therefore, this bill will increase General Fund revenue by approximately \$1,120 in FY 2019-20 due to additional expenditures of the boards.

In addition, Revenue and Fiscal Affairs has consulted with the DHHS to determine if this bill will result in a change in Medicaid reimbursement. This fiscal impact will be updated as necessary based on the response from DHHS.

Local Expenditure

N/A

Local Revenue

N/A

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The Board of Medical Examiners and the Board of Pharmacy are both administered by LLR. The expenditure impact of this bill is pending, contingent upon a response from LLR.

State Revenue

N/A

Local Expenditure

N/A

Local Revenue

N/A

A handwritten signature in blue ink, reading "Frank A. Rainwater". The signature is stylized with a large, looped "F" and a cursive "Rainwater".

Frank A. Rainwater, Executive Director