

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

April 8, 2019

TO: Honorable Senfronia Thompson, Chair, House Committee on Public Health

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
 Legislative Budget Board

IN RE: HB2088 by Dean (Relating to providing information regarding safe disposal of controlled substance prescription drugs.), **As Introduced**

Estimated Two-year Net Impact to General Revenue Related Funds for HB2088, As Introduced: an impact of \$0 through the biennium ending August 31, 2021.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2020	\$0
2021	\$0
2022	\$0
2023	\$0
2024	\$0

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from <i>General Revenue Fund</i> 1	Probable Revenue Gain/(Loss) from <i>General Revenue Fund</i> 1	Change in Number of State Employees from FY 2019
2020	(\$70,432)	\$70,432	1.0
2021	(\$56,842)	\$56,842	1.0
2022	(\$56,842)	\$56,842	1.0
2023	(\$56,842)	\$56,842	1.0
2024	(\$56,842)	\$56,842	1.0

Fiscal Analysis

The bill would amend the Health and Safety Code as it relates to providing information regarding safe disposal of controlled substance prescription drugs.

Under the provisions of the bill, a person dispensing a controlled substance under a prescription would be required to provide the person receiving the controlled substance written notice of certain information about options for the disposal of controlled substances. The bill would require the Board of Pharmacy (TSBP) to maintain and publish on its website a list of locations where controlled substance prescriptions are accepted for safe disposal.

The bill would take effect September 1, 2019.

Methodology

Under the provisions of the bill, TSBP would maintain and publish on its website a list of locations where controlled substance prescriptions are accepted for safe disposal. The agency licenses over 8,000 pharmacies and notes that to implement the provisions of the bill the agency would need to be in ongoing contact with each pharmacy to monitor updates to the availability of safe disposal services.

TSBP estimates that to implement the provisions of the bill it would require an additional full-time equivalent position, \$60,432 in fiscal year 2020, and \$56,842 in each subsequent fiscal year for an administrative assistant to assume the responsibilities of maintaining and publishing the information required by the bill.

TSBP notes that to implement the provisions of the bill, the agency would create a new database to store data regarding pharmacies that offer safe disposal of controlled substances. TSBP estimates a one-time cost of \$10,000 in fiscal year 2020 to create a new database.

The estimated total cost to General Revenue to comply with the provisions of the bill would be \$70,432 in fiscal year 2020 and \$56,842 in each subsequent fiscal year.

This analysis assumes that any increased cost to TSBP, which is statutorily required to generate sufficient revenue to cover its costs of operation, would be offset by an increase in fee generated revenue.

Technology

TSBP estimates a one-time technology cost of \$10,000 in fiscal year 2020 to create a new database to store data regarding pharmacies that offer safe disposal of controlled substances.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 515 Board of Pharmacy

LBB Staff: WP, AKi, SGr, ESt