

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 1146 – HB 866

March 22, 2013

**SUMMARY OF ORIGINAL BILL:** Requires the Agricultural Extension Committee to prepare an annual report concerning compliance with the objectives of the Committee. Requires the report to be published on the Committee's website and be transmitted to the Governor, the Speakers of the House and Senate, the chairs of the Energy, Agriculture, and Natural Resources Committee of the Senate and the Agriculture and Natural Resources Committee of the House.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

**SUMMARY OF AMENDMENT (005188):** Deletes all language after the enacting clause. Authorizes all public and non-public secondary schools in Tennessee to have at least two epinephrine auto-injectors in two unlocked, but secure locations, which may include the school office and cafeteria. Authorizes a physician to prescribe epinephrine auto-injectors in the name of the local education agency (LEA) or non-public school as necessary. Authorizes a school nurse or other trained personnel to utilize the LEA's or the non-public school's injector supply in the event of an emergency according a physician's protocol. Directs that a physician, who has prescribed to an LEA or a non-public school a epinephrine auto-injector, shall be held responsible for any injury as a result of its use, unless the physician issued the prescription with intentional disregard for safety. Directs that a school nurse or other trained personnel shall not be held responsible for any injury as a result of the use of an epinephrine auto-injector, unless the nurse or personnel used the auto-injector with an intentional disregard for safety.

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:**

**Increase Local Expenditures - \$1,238,800/Permissive**

Assumptions for the bill as amended:

- Public and private schools may purchase the epinephrine auto-injectors.
- There are 1,784 public schools. Of those, twelve schools serve student populations in grades kindergarten through 12. The other 1,772 schools serve fewer grade levels.

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- According to the Department of Health, a two-pack of epinephrine auto-injectors is \$344.89.
- Epinephrine auto-injectors have an approximate one-year life span; as a result, these items will have to be replaced at least annually if purchased.
- An estimated 1,772 schools may purchase two two-packs of epinephrine auto-injectors each year and 12 schools may purchase four two-packs each year since their student population is much larger than a regular public school.
- If all LEAs choose to purchase epinephrine auto-injectors, the permissive recurring increase in local expenditures is estimated to be \$1,238,845 [(\$344.89 x 1,772 x 2) + (\$344.89 x 12 x 4)].
- There are approximately 613 private secondary schools. Each school will bear the cost of purchasing epinephrine auto-injectors if they choose to do so. No increase in local expenditures for private school purchases.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.



Lucian D. Geise, Executive Director

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