

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 2571 - SB 2552

February 23, 2016

SUMMARY OF BILL: Makes various technical changes to the *Tennessee Prescription Safety Act of 2012*, thereby establishing the *Prescription Safety Act of 2016*. Deletes the sunset date of July 1, 2016 of the *Tennessee Prescription Safety Act of 2012*, making any changes made by such Act to the *Controlled Substance Monitoring Act of 2002* permanent, subject to any subsequent changes. Removes language which designates the Executive Director of the Board of Pharmacy as the database manager of the Controlled Substance Database Committee. Requires prescribers to enter information into the Controlled Substance Monitoring Database (CSMD) at the end of business each day or no later than the close of business on the following day. Currently, prescribers are required to enter such information at least once every seven days. Authorizes federal attorneys access to the CSMD. Establishes that an agent of the offices of United States attorneys may be charged with a Class A misdemeanor for unauthorized use or disclosure of information attained from the CSMD.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

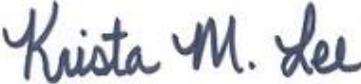
Assumptions:

- This legislation makes mostly non-substantive changes to current law governing access and use of the CSMD.
- Pursuant to Tenn. Code Ann. § 53-10-306(c), providing federal attorneys' offices access to the CSMD could result in additional revenue collected by the Board of Pharmacy, however, the Board does not currently charge a fee to anyone with authorization to access the CSMD. Therefore, no significant change in revenue to the Board of Pharmacy.
- There will not be a sufficient number of prosecutions for state or local government to experience any significant increase in revenue or expenditures.
- Pursuant to Tenn. Code Ann. § 4-29-121, all health related board are required to be self-supporting over any two year period. The Board of Pharmacy had a deficit of \$66,136 in FY13-14, \$284,085 in FY14-15, and a cumulative reserve balance of \$1,444,168 on June 30, 2015.

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CERTIFICATION:

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

A handwritten signature in black ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/jdb