

PREPARED BY: Mikayla Findlay
 DATE PREPARED: January 09, 2023
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LB 202

Revision: 00

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2023-24		FY 2024-25	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

Any Fiscal Notes received from state agencies and political subdivisions are attached following the Legislative Fiscal Analyst Estimate.

This bill allows certified pharmacy technicians to administer vaccines limited to intra-muscular in the deltoid muscle or subcutaneous on the arm to a person three years of age or older. Though there is some impact to the work of the Department of Health and Human Services Program 178 – Professional Licensure, the fiscal impact is minimal and can be absorbed within current resources.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB:	202	AM:	AGENCY/POLT. SUB: Nebraska Department of Health & Human Services
REVIEWED BY:	Ann Linneman	DATE:	1-23-2023 PHONE: (402) 471-4180
COMMENTS: The Nebraska Department of Health and Human Services' analysis and estimate of fiscal impact to the department appears reasonable.			

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

State Agency or Political Subdivision Name:(2) Department of Health and Human Services

Prepared by: (3) John Meals

Date Prepared 1-23-2023

Phone: (5) 471-6719

	<u>FY 2023-2024</u>		<u>FY 2024-2025</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$0	\$0	\$0	\$0

Return by date specified or 72 hours prior to public hearing, whichever is earlier.

Explanation of Estimate:

LB 202 amends Nebraska §38-2890 to require registered Pharmacy Technicians to receive training in vaccine administration and basic life support skills. LB 202 allows Pharmacy Technicians to administer vaccines as specified to persons 3 years of age and older. The Department of Health and Human Services (DHHS) will need to make minor changes to the pharmacy inspection process to include compliance verification with LB 202. However, pharmacies may choose not to allow this practice by Pharmacy Technicians. Since LB 202 is designated as an emergency bill, all Nebraska licensed pharmacies will be notified of the new requirement via electronic mail for their awareness. Notifications can be accomplished within 2 weeks and will not require any additional staff or cost to implement. Pharmacy Inspectors will check for documentation of each pharmacy technician’s registration and certification status, training in vaccine administration, and CPR certification. Inspectors will also review records to determine pharmacist verification of vaccines prior to administration and was on-site to supervise the pharmacy technician(s) administering vaccines.

This fiscal note is based on thirty (30) minutes of additional time needed for pharmacy inspectors to include this process permanently. Some of this work was included in pharmacy inspections because of the federal Public Readiness and Emergency Preparedness (PREP) Act which authorized qualified pharmacy technicians to administer vaccines during the COVID-19 Pandemic. Currently, there are 461 active licensed community pharmacies in Nebraska. Annually, DHHS makes a random selection of 25% of pharmacies to receive an inspection. Based on the current counts, approximately 115 pharmacy inspections occur each year and add approximately 60 hours of work for the inspectors. The cost impact of this work is being deferred from a formal request at this time and is estimated as follows:

N77760 Pharmacy Inspectors – 60 hours x \$51.743 =	\$3,103
Add benefits	\$ 903
Operations Cost	<u>\$1,070</u>
Total Labor Costs	\$5,076

LB 202 will also require minor changes to be made to regulations for the additional training to be enforceable and is also being deferred from a formal request at this time. The estimated cost is as follows:

Title	Hour(s)	Hourly Cost	Absorbed Cost
<i>Director</i>	1	\$ 76	\$ 76
<i>Deputy Director</i>	1	\$ 55	\$ 55
<i>Administrator I</i>	1	\$ 31	\$ 31
<i>Program Specialist</i>	2	\$ 23	\$ 47
<i>Program Analyst</i>	4	\$ 23	\$ 91
<i>Attorney III</i>	10	\$ 35	\$ 345
<i>Total Costs</i>			\$ 645

All costs incurred would be recovered by Nebraska §38-151 through 38-157. Revenue and costs associated with LB 202 would be associated with Program 178 – Credentialing.

MAJOR OBJECTS OF EXPENDITURE

PERSONAL SERVICES:

POSITION TITLE	NUMBER OF POSITIONS		2023-2024 EXPENDITURES	2024-2025 EXPENDITURES
	23-24	24-25		
Benefits.....				
Operating.....				
Travel.....				
Capital Outlay.....				
Aid.....				
Capital Improvements.....				
TOTAL.....			\$0	\$0