

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1541-01
Bill No.: SB 384
Subject: Licenses–Professional; Department of Economic Development
Type: Original
Date: February 20, 2001

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
None	\$0	\$0	\$0
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
None	\$0	\$0	\$0
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 3 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials with the **Department of Economic Development–Division of Professional Registration**, the **Office of State Courts Administrator**, and the **Office of State Public Defender**, and the **Office of Prosecution Services** all assume the proposal will have no fiscal impact on their agencies.

This bill adds additional criteria for the denial or revocation of dieticians' licenses. Officials with the **Office of the Secretary of State (SOS)** assume the Division of Professional Registration will promulgate rules to implement this bill. Based on experience with other divisions, the rules, regulations and forms issued by the Division of Professional Registration could require as many as six pages in the Code of State Regulations. For any given rule, roughly half again as many pages are published in the Missouri Register as in the Code because cost statements, fiscal notes and the like are not repeated in Code. These costs are estimated. The estimated cost of a page in the Missouri Register is \$23.00. The estimated cost of a page in the Code of State Regulations is \$27.00. The actual costs could be more or less than the numbers given. The impact of this legislation in future years is unknown and depends upon the frequency and length of rules filed, amended, rescinded and withdrawn.

Oversight assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process. Any decisions to raise fees to defray costs would likely be made in subsequent fiscal years.

<u>FISCAL IMPACT - State Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This act revises certain licensing regulations for dietitians. New language exempts members of the State Committee of Dietitians from any liability for official committee actions.

Currently dietitians must follow certain procedures in order to be licensed. New language provides that any person violating these provisions will be guilty of a Class A misdemeanor.

Currently the Committee may refuse licensure for specific reasons. New language clarifies that it may be denied when disciplinary action has been taken against the licensee. In addition, if the person is found or has plead guilty or no contest to a criminal prosecution related to his or her profession. Incompetence, negligence, fraud, or unlawful possession of a controlled substance is also grounds for refusal. Procedures are revised to allow probation for five years and suspension for three years. Individuals with revoked licenses must wait one year before applying for re-licensure. Finally, the Committee no longer needs to notify complainants of the status of files and no longer needs to recommend certain violations for prosecution.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Economic Development
Division of Professional Registration
Office of State Courts Administrator
Office of State Public Defender
Office of the Secretary of State
Office of Prosecution Services



Jeanne Jarrett, CPA
Director

February 20, 2001