

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: HB 2960

80th Oregon Legislative Assembly – 2019 Regular Session
Legislative Fiscal Office

*Only Impacts on Original or Engrossed
Versions are Considered Official*

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Measure Description:

Requires pharmacist to dispense controlled substance in Schedule II of federal Controlled Substances Act in lockable vial.

Government Unit(s) Affected:

Oregon Board of Pharmacy (OBOP)

Summary of Fiscal Impact:

Costs related to the measure are indeterminate at this time - See explanatory analysis.

Analysis:

HB 2960 requires pharmacists who dispense solid oral dosages of a Schedule II controlled substance to dispense these prescriptions in a lockable vial accompanied by an educational pamphlet. The State Board of Pharmacy (BOP) is directed to develop the pamphlet which includes information on the potential for abuse and diversion of controlled substances. Pamphlets must be provided to pharmacists in printed form. These portions of the measure become operative January 1, 2020.

This measure states that “The board shall provide the educational pamphlet to pharmacists in printed form.” If this means that the Board must distribute paper copies to each pharmacy licensee, the Board will need to pay for the costs to develop, print, and mail the pamphlets. In addition, there will be costs related to use of staff time and additional mailings if BOP needs to send pharmacies additional pamphlets throughout the year when stocks run out. Without knowing how many pamphlets are anticipated to be handed out every day by pharmacies, the costs of pamphlet production and distribution are indeterminate. Because the Board is funded entirely by Other Funds paid by licensees, the Board may need to increase existing fees or create a new fee by rule to cover the costs of pamphlet printing and distribution.

If the Board can make pamphlets available online for pharmacies to print and distribute on their own, then costs of pamphlet creation and distribution are anticipated to be minimal.

In addition to pamphlet costs, there are potential impacts to Attorney General fees, as this measure will require rulemaking and the potential for increased enforcement actions.

The potential budgetary impacts of this measure require further consideration by the Joint Committee on Ways and Means.