

BDR 40-775 AB 279

EXECUTIVE AGENCY FISCAL NOTE

AGENCY'S ESTIMATES

Date Prepared: March 24, 2015

Agency Submitting: State Board of Pharmacy

Items of Revenue or Expense, or Both	Fiscal Year 2014-15	Fiscal Year 2015-16	Fiscal Year 2016-17	Effect on Future Biennia
Re-engineer Prescription Monitoring Program Software (Expense)	\$150,000	\$25,000	\$25,000	\$200,000
(Revenue)				
Total	\$150,000	\$25,000	\$25,000	\$200,000

Explanation

(Use Additional Sheets of Attachments, if required)

Staff for the Nevada State Board of Pharmacy anticipates that, as written, BDR 40-775 (AB 279) would have a substantial negative fiscal impact on the Board. The proposed law would require controlled substance prescribers to report their prescribing to the Prescription Monitoring Program (PMP), and require the PMP to track and report prescribing. The existing PMP software is not designed to track prescribing -- only dispensing. The Board would therefore have to incur substantial costs by contracting with its current (or another) vendor to re-engineer its software (which is currently used by 27 other states).

Additionally, the bill purports to designate what patient information both prescribers and dispensers are required to report. That requirement is duplicative of current law. The Board of Pharmacy's NAC 639.926 sets forth exactly the information a dispenser is required to report to the PMP database and the format in which it must be reported. The PMP software would have to be re-written to add the function of recording certain additional information the current regulation does not currently track, in particular the patient's email address.

The proposed BDR 40-775 therefore would have a substantial negative fiscal impact on the Board of Pharmacy.

Name S. Paul Edwards

Title General Counsel

DEPARTMENT OF ADMINISTRATION'S COMMENTS

Date Monday, March 23, 2015

The agency's response appears reasonable.

Name James R. Wells, CPA

Title Interim Director