

# Individual State Agency Fiscal Note

|                             |   |   |
|-----------------------------|---|---|
| <b>Bill Number:</b> 1041 HB | <b>Title:</b> Prescribing psychologists | <b>Agency:</b> 303-Department of Health |
|-----------------------------|---|---|

## Part I: Estimates

No Fiscal Impact

### Estimated Cash Receipts to:

| ACCOUNT                                   | FY 2024 | FY 2025 | 2023-25 | 2025-27 | 2027-29 |
|---|---------|---------|---------|---------|---------|
| Health Professions Account-State<br>02G-1 |         | 5,000   | 5,000   | 38,000  | 75,000  |
| <b>Total \$</b>                           |         | 5,000   | 5,000   | 38,000  | 75,000  |

### Estimated Operating Expenditures from:

|   | FY 2024 | FY 2025 | 2023-25 | 2025-27 | 2027-29 |
|---|---------|---------|---------|---------|---------|
| FTE Staff Years                           | 0.7     | 0.4     | 0.6     | 0.0     | 0.0     |
| <b>Account</b>                            |         |         |         |         |         |
| Health Professions Account-State<br>02G-1 | 85,000  | 114,000 | 199,000 | 10,000  | 10,000  |
| <b>Total \$</b>                           | 85,000  | 114,000 | 199,000 | 10,000  | 10,000  |

### Estimated Capital Budget Impact:

NONE

*The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.*

Check applicable boxes and follow corresponding instructions:

- If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.
- If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- Capital budget impact, complete Part IV.
- Requires new rule making, complete Part V.

|                                    |                       |                  |
|------------------------------------|-----------------------|------------------|
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| Agency Approval: Kristin Bettridge | Phone: 3607911657     | Date: 01/24/2023 |
| OFM Review: Breann Boggs           | Phone: (360) 485-5716 | Date: 01/25/2023 |

## Part II: Narrative Explanation

### II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

*Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.*

Section 5: Adds an additional member to the Examining Board of Psychology (EBOP) who must be an expert in psychotropic prescribing.

Section 6: Requires EBOP to adopt rules, in consultation with the Washington Medical Commission, to establish standards for certification of prescribing psychologists. Requires EBOP to maintain a current list of every prescribing psychologist's license, certification, and drug enforcement agency registration numbers.

Section 8: Requires EBOP to establish rules governing mandatory continuing education requirements for a prescribing psychologists certificate renewal.

### II. B - Cash receipts Impact

*Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.*

Current law RCW 43.70.250 (License fees for professions, occupations, and businesses.) requires the department to charge a fee to generate sufficient revenue to fully support the costs of administering its health professions licensing activities.

There is no fee authority in the bill for the initial certification, however the department assumes existing fee authority will be used to set an initial certification fee.

For the purpose of this fiscal note, the application and one-year renewal fee is estimated between \$4,600 and \$4,800 to cover the entire cost of implementing and regulating prescribing psychologist certificates.

During the rulemaking process, a fee study will be prepared with proposed fees and provided for stakeholder input. The department will monitor the program fund balance and adjust fees over a six (6) year period to ensure that fees are sufficient to cover all program expenditures. Revenue collection will start January 1, 2025 and renewals paid every year.

The department believes that those who have completed training in another state moving here will be eligible to apply immediately following the completion of rulemaking in FY 2025, this would include individuals licensed in one of the other five prescribing states (Louisiana, New Mexico, Illinois, Iowa, and Idaho) and military psychologist as prescribing is currently allowed within active military bases. As of mid-2022, there were 222 prescribing psychologists identified in the United States. Idaho, being the most recent state to pass legislation in 2017 for prescribing psychologists currently has 3 prescribing psychologists and 5 provisional permits. Based on this information the department believes it will see roughly 1 application each year starting in FY 2025. Due to the level of this certification the department assumes a 100% renewal rate.

FY 2025 – \$5,000 (1 application)

FY 2026 – \$14,000 (2 applications and 1 renewals)

FY 2027 – \$24,000 (2 applications and 3 renewals)

FY 2028 – \$33,000 (2 applications and 5 renewals)

FY 2029 – \$42,000 (2 applications and 7 renewals)

### II. C - Expenditures

*Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguished between one time and ongoing functions.*

## Rulemaking

Section 6 and 8: The department will develop and adopt rules to establish the prescribing psychology program. The department anticipates utilizing a team of subject matter experts to implement this bill. This team will consist of the program manager and a community engagement specialist to identify underreached communities and engage them in the rulemaking process. Based on the departments experience with prescribing rules, the department anticipates rulemaking to be complex. Complex rulemaking will require a rules project coordinator to support subject matter experts and ensure timely completion of rulemaking. The department will conduct extensive community engagement to identify and reach out to specific groups that have historically experienced barriers to participation in rulemaking. The process will include six meetings with interested parties in addition to one formal rules hearing, all held virtually, and will take approximately 18 months to complete. The department anticipates providing the rules hearing announcement and materials in both English and Spanish and providing ASL and Spanish interpretation services at the rules hearing.

Costs include staff, associated expenses (including goods and services, travel, intra-agency, and indirect charges), and Office of Attorney General support in the amount of \$9,000.

FY 2024 costs will be 0.4 FTE and \$54,000 (02G)

FY 2025 costs will be 0.2 FTE and \$29,000 (02G)

## Health Technology Solutions (HTS)

Section 6: HTS staff costs of \$6,000 will be required to make a new application to include the certificate for prescribing psychologists in the Healthcare Enforcement and Licensing Modernization Solution (HELMS). HTS work will include configuration of the new certificate and renewal, creation of a new report, creation of a new application, and support. Configuration in HELMS will require approximately 233.4 additional hours from the integration vendor at a rate of \$262.50 per hour for a total of \$61,000.

FY 2025 costs will be \$67,000 (02G)

FY 2026 and ongoing, costs will be \$3,000 (02G)

## Office of Customer Service (OCS)

Section 6: In FY 2025, OCS staff will be updating psychologist applications to include the certificate for prescribing psychologists, as well as configuration, testing, implementation, training, and updates of the prescribing psychologist application in HELMS.

FY 2025 costs will be \$5,000 (02G)

## Program Implementation and Administration

Sections 5 and 6: The department assumes program staff will need time to write out standards, research an exam, do contract paperwork with exam vendor, collaborate with educational institutions to build the master's program and recruit a new board member with expertise in psychotropic prescribing. There will also be costs for the additional member of the EPOB. The board meets 6 times a year virtually at a pay of \$250 per day.

FY 2024 costs will be 0.3 FTE and \$31,000 (02G)  
 FY 2025 costs will be 0.1 FTE and \$13,000 (02G)  
 FY 2026 and ongoing, costs will be \$2,000 (02G)

Office of Investigation and Legal Services (OILS)

Section 6: Based on the estimated number of applications, the department believes there will be complaints associated with this new certification, however given the low number of expected practitioners the department does not expect a substantial fiscal impact.

**TOTAL COST TO IMPLEMENT THE PRESCRIBING PSYCHOLOGIST PROGRAM:**

FY 2024: 0.7 FTE and \$85,000 (02G)  
 FY 2025: 0.4 FTE and \$114,000 (02G)  
 FY 2026 and ongoing: \$5,000 (02G)

**Part III: Expenditure Detail**

**III. A - Operating Budget Expenditures**

| Account         | Account Title              | Type  | FY 2024 | FY 2025 | 2023-25 | 2025-27 | 2027-29 |
|-----------------|----------------------------|-------|---------|---------|---------|---------|---------|
| 02G-1           | Health Professions Account | State | 85,000  | 114,000 | 199,000 | 10,000  | 10,000  |
| <b>Total \$</b> |                            |       | 85,000  | 114,000 | 199,000 | 10,000  | 10,000  |

**III. B - Expenditures by Object Or Purpose**

|                                  | FY 2024 | FY 2025 | 2023-25 | 2025-27 | 2027-29 |
|----------------------------------|---------|---------|---------|---------|---------|
| FTE Staff Years                  | 0.7     | 0.4     | 0.6     |         |         |
| A-Salaries and Wages             | 52,000  | 32,000  | 84,000  | 8,000   | 8,000   |
| B-Employee Benefits              | 19,000  | 10,000  | 29,000  | 2,000   | 2,000   |
| C-Professional Service Contracts |         | 62,000  | 62,000  |         |         |
| E-Goods and Other Services       | 10,000  | 8,000   | 18,000  |         |         |
| T-Intra-Agency Reimbursements    | 4,000   | 2,000   | 6,000   |         |         |
| 9-                               |         |         |         |         |         |
| <b>Total \$</b>                  | 85,000  | 114,000 | 199,000 | 10,000  | 10,000  |

**III. C - Operating FTE Detail:** *List FTEs by classification and corresponding annual compensation. Totals need to agree with total FTEs in Part I and Part IIIA*

| Job Classification          | Salary | FY 2024 | FY 2025 | 2023-25 | 2025-27 | 2027-29 |
|-----------------------------|--------|---------|---------|---------|---------|---------|
| Fiscal Analyst 2            | 53,000 | 0.1     | 0.1     | 0.1     |         |         |
| HEALTH SERVICES CONSULTAN 2 | 66,420 | 0.1     |         | 0.1     |         |         |
| HEALTH SERVICES CONSULTAN 4 | 82,896 | 0.4     | 0.2     | 0.3     |         |         |
| Health Svcs Conslt 1        | 53,000 | 0.1     | 0.1     | 0.1     |         |         |
| <b>Total FTEs</b>           |        | 0.7     | 0.4     | 0.6     |         | 0.0     |

**III. D - Expenditures By Program (optional)**

NONE

## **Part IV: Capital Budget Impact**

### **IV. A - Capital Budget Expenditures**

NONE

### **IV. B - Expenditures by Object Or Purpose**

NONE

### **IV. C - Capital Budget Breakout**

*Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.*

NONE

### **IV. D - Capital FTE Detail:** *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part IVB.*

NONE

## **Part V: New Rule Making Required**

*Provisions of the bill that require the agency to adopt new administrative rules or repeal/revise existing rules.*

Sections 6: The department will adopt rules in Title 246.924 WAC (Psychologists) as necessary to implement this bill.