

# Commission on Local Government

## Estimate of Local Fiscal Impact

2021 General Assembly Session

**Bill:** HB2019

**Special Session:**

**Patron:** McQuinn

**Date:** 1/28/2021

In accordance with the provisions of §30-19.03 of the Code of Virginia, the staff of the Commission on Local Government offers the following analysis of the above-referenced legislation:

### Bill Summary:

Public elementary and secondary schools; possession and administration of undesignated stock albuterol inhalers and valved holding chambers. Requires each local school board to adopt and implement policies for the possession and administration of undesignated stock albuterol inhalers and valved holding chambers in every public school in the local school division, to be administered by any school nurse, employee of the school board, employee of a local governing body, or employee of a local health department who is authorized by the local health director and trained in the administration of albuterol inhalers and valved holding chambers for any student believed in good faith to be in need of such medication.

### Executive Summary:

Localities have evaluated a negative fiscal impact ranging from \$0.00 - \$20,000.00. Some localities responded with a cost, and noted that the estimated cost would be related to the number of albuterol kits and associated spacers per school. The locality that provided the highest estimate indicated that these costs were based on a minimum of one albuterol inhaler and two spacers per school, so the cost could increase if additional inhalers and spacers were required per school. Additional costs could also include the cost to replace such kits, which would be difficult to estimate without knowing the amount of usage. Other localities that responded with no cost noted that the bill would not have any impact on them or that they are a town and not responsible for schools.

One PDC noted that the bill could have a positive impact because the provision of the bill could release the liability for professionals, which could shield localities from lawsuits.

### Local Analysis:

**Locality:** City of Manassas

**Estimated Fiscal Impact:** \$2,000.00

This \$2,000 fiscal impact would be the cost of having 10 inhalers and 10 valved holding chambers in order to have these at every school. This is a new requirement under this proposed legislation. These items would need to be replenished as used, so the ultimate cost would be more than \$2,000. Not knowing the amount of usage that may occur, it is difficult to determine an annual replenishment cost.

**Locality:** City of Norfolk

**Estimated Fiscal Impact:** \$0.00

There will be no financial impact to the city.

**Locality:** Fairfax County

**Estimated Fiscal Impact:** \$20,000.00

The fiscal impact is estimated to be a minimum of \$20,000 for one albuterol kit and two spacers in every school to much more than that if schools decide that more than one albuterol kit is needed in the larger schools. If the schools placed them in multiple locations, they are a pharmaceutical product and would need safe access kits to house the albuterol outside of the health room.

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**Locality:** Town of Marion.

**Estimated Fiscal Impact:** \$0.00

Function of county, not town. No financial impact.

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**Professional and Other Organization**

**Analysis:**

**Organization:** Northern Neck PDC

Positive fiscal impact as possible release of liability for 'good samaritan' professionals, so as to shield localities employing these individuals from lawsuits.