

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION**

**May 14, 2003**

**TO:** Honorable Jane Nelson, Chair, Senate Committee on Health & Human Services

**FROM:** John Keel, Director, Legislative Budget Board

**IN RE: SB1825** by Van de Putte (Relating to the regulation of certain assisted living facilities, convalescent and nursing homes, and related institutions; providing a penalty.), **As Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend a number of sections of Chapters 242 and 247 of the Health and Safety Code, amend Chapter 531 of the Government Code, and impact the way the Department of Human Services (DHS) handles proposed and adopted rules.

In addition the bill would add authority for assisted living facilities to be under the Long Term Care Oversight Committee and would add that covert use of an electronic monitoring device in a nursing facility is a Class B misdemeanor.

The bill would require liability insurance for nursing homes (Section 242.0372, Health and Safety Code) and would change the effective date from September 1, 2003 to September 1, 2005. Current appropriations do not reflect any expenditure for liability insurance pursuant to this section and enactment of this Legislation would not result in a savings of State funds.

DHS indicated that any costs incurred as a result of the passage of the bill could be absorbed by the agency.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 324 Department of Human Services, 529 Health and Human Services Commission

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