

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION

May 19, 2005

TO: Honorable Dianne White Delisi, Chair, House Committee on Public Health

FROM: John S. O'Brien, Deputy Director, Legislative Budget Board

IN RE: SB1069 by Madla (Relating to the collection and release of certain data by the Department of State Health Services; providing penalties.), **Committee Report 2nd House, Substituted**

Estimated Two-year Net Impact to General Revenue Related Funds for SB1069, Committee Report 2nd House, Substituted: a positive impact of \$150,725 through the biennium ending August 31, 2007.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2006	\$61,025
2007	\$89,700
2008	\$89,700
2009	\$89,700
2010	\$89,700

All Funds, Five-Year Impact:

Fiscal Year	Probable Revenue Gain from <i>GENERAL REVENUE FUND</i> 1
2006	\$61,025
2007	\$89,700
2008	\$89,700
2009	\$89,700
2010	\$89,700

Fiscal Analysis

The bill would allow the Department of State Health Services (DSHS) to impose a penalty on persons other than health care practitioners who are required to report cancer cases to the Texas Cancer Registry and fail to do so. The bill would also allow DSHS to charge fees for the provision of data or for access to data related to the Cancer Registry. Administrative penalties and fees collected under this bill could only be appropriated to DSHS for the Texas Cancer Registry and would be free from all limitations on full-time-equivalents, capital expenditures, and travel expenses set forth in the General Appropriations Act.

The bill would require DSHS to compile, organize, and release health outcome data collected under Chapters 104 and 191 of the Health and Safety Code according to specified geographic areas. DSHS would be required to consult with stakeholders to define rural and urban areas.

Methodology

DSHS estimates that one administrative penalty would be imposed each year for total revenue of \$5,000 per year.

Existing DSHS staff would process the data requests. DSHS estimates that there would be no fee imposed for standard data requests (less than one hour staff and/or computer time). For special data requests (more than 1 hour staff and/or computer time) the average fee would be \$735 per request. DSHS estimates that there would be 15 requests in 2006 and 20 in each subsequent year.

DSHS estimates that the average fee for standard data linkage requests (less than 10,000 records) would be \$2,500. DSHS estimates there would be 2 requests in 2006 and 4 in each subsequent year. For special data linkage requests (more than 10,000 records), the average fee would be \$10,000. DSHS estimates there would be 4 requests in 2006 and 6 in each subsequent year.

DSHS, the Office of Rural Community Affairs, Texas A&M University System Health Science Center, and UT System Administration all indicate that existing resources will implement the requirements of the bill pertaining to reporting of health outcome data.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 357 Office of Rural Community Affairs, 537 Department of State Health Services, 709 Texas A&M University System Health Science Center, 720 The University of Texas System Administration

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