

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

April 14, 2007

TO: Honorable Bill Callegari, Chair, House Committee on Government Reform

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

IN RE: HB3056 by Corte, Frank (Relating to regulations on certain complementary and alternative health care services.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Occupations Code and adds a definition of "complementary and alternative health services" which includes services that offer a purported health benefit, but the provision of the service does not require a license by this state.

The bill asserts that a person who provides complementary and alternative health care services in compliance with this chapter is not practicing medicine and promulgates prohibited practices, which include performing surgery, prescribing controlled substances or diagnosing or treating a physical or mental condition. The bill also requires persons providing complementary/alternative health services to provide certain written disclosures to the client prior to performing the service, and to obtain a signed acknowledgment from the client.

The bill also provides an enforcement provision that states the Office of the Attorney General (OAG) shall at the request of the board, institute an action to collect a civil penalty for violations of this provision. The OAG indicates that additional cases and investigations may arise resulting from the provisions of the bill; however, any additional costs could be absorbed within existing state resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 302 Office of the Attorney General

LBB Staff: JOB, MN, JM