

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

**FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION**

**April 3, 2007**

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

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

**IN RE: HB3697** by Laubenberg (Relating to the creation of a youth diabetes registry; providing penalties.), **As Introduced**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB3697, As Introduced: a negative impact of (\$772,445) through the biennium ending August 31, 2009.

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
2008	(\$651,708)
2009	(\$120,737)
2010	(\$120,737)
2011	(\$120,737)
2012	(\$120,737)

**All Funds, Five-Year Impact:**

Fiscal Year	Probable (Cost) from <i>GENERAL REVENUE FUND</i> 1
2008	(\$651,708)
2009	(\$120,737)
2010	(\$120,737)
2011	(\$120,737)
2012	(\$120,737)

Fiscal Year	Change in Number of State Employees from FY 2007
2008	1.5
2009	1.5
2010	1.5
2011	1.5
2012	1.5

## **Fiscal Analysis**

The bill would require the Department of State Health Services (DSHS) to maintain a youth diabetes registry and to publish an annual report based on registry information.

The bill would provide for penalties, including fees, for health care facilities, clinical laboratories, and physicians for failure to furnish information for the registry. The bill would also authorize the Attorney General to institute actions for injunctive relief and civil penalties to restrain unauthorized releases of information. The Office of the Attorney General indicates any additional responsibilities related to the bill could be absorbed within its existing resources. It is assumed the penalties would not have a significant fiscal impact.

The bill would require the Health and Human Services Commission (HHSC) to adopt rules to implement provisions of the bill. It is assumed rules could be adopted using the existing resources of HHSC.

## **Methodology**

DSHS estimates costs of \$142,378 in General Revenue in fiscal year 2008 and \$97,507 in General Revenue in fiscal years 2009-2012 for 1.5 additional Full-Time-Equivalent (FTE) positions and for administrative costs. The responsibilities of the FTEs would include providing technical assistance to health care entities required to report, developing reports, and providing access to registry information, as authorized by the bill.

## **Technology**

In addition, DSHS estimates a total technology cost of \$509,330 in General Revenue in fiscal year 2008 and \$23,230 in General Revenue in fiscal years 2009-2012. This estimate includes a one-time cost of \$482,600 in fiscal year 2008 to contract for a web-based registry. This estimate also includes \$25,250 in fiscal year 2008 and \$21,750 in fiscal years 2009-2012 to contract for data center services and \$1,480 per fiscal year for hardware and software costs for the additional FTEs.

## **Local Government Impact**

Costs to local entities to implement the provisions on the bill would depend on the number of juvenile diabetes cases diagnosed and complexity of the rules adopted by the executive commissioner to administer the requirements.

**Source Agencies:** 302 Office of the Attorney General, 304 Comptroller of Public Accounts, 537 State Health Services, Department of

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