

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

April 20, 2007

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

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

IN RE: SB703 by Deuell (Relating to the regulation of dyslexia practitioners and therapists; imposing penalties.), **Committee Report 1st House, Substituted**

Estimated Two-year Net Impact to General Revenue Related Funds for SB703, Committee Report 1st House, Substituted: a positive impact of \$101,980 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	\$103,654
2009	(\$1,674)
2010	\$4,665
2011	\$4,665
2012	\$4,665

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from <i>GENERAL REVENUE FUND 1</i>	Probable Revenue Gain/ (Loss) from <i>GENERAL REVENUE FUND 1</i>	Change in Number of State Employees from FY 2007
2008	(\$121,346)	\$225,000	2.0
2009	(\$151,674)	\$150,000	2.5
2010	(\$145,335)	\$150,000	2.5
2011	(\$145,335)	\$150,000	2.5
2012	(\$145,335)	\$150,000	2.5

Fiscal Analysis

The bill would amend the Occupations Code to provide the Department of State Health Services (DSHS) the authority to license and regulate basic dyslexia practitioners and advanced dyslexia therapists.

With respect to the professions of basic dyslexia practitioners and advanced dyslexia therapists, the bill would authorize DSHS to form an advisory committee; would establish eligibility for the Basic Dyslexia Practitioner License and the Advanced Dyslexia Therapist License; would provide requirements for training programs; would require examinations and authorize the collection of fees; would authorize DSHS to issue provisional and temporary licenses; would require DSHS to determine

continuing education requirements; would entitle an individual to a hearing at the State Office of Administrative Hearings (SOAH) if their license has been suspended, revoked, or if DSHS refused to renew the license; would require DSHS to develop a system for monitoring a license holder; and would provide for administrative penalties.

The provisions of the bill relating to license denial, complaint and disciplinary procedures, administrative penalties, and other penalties and enforcement procedures would take effect February 1, 2008; the remaining provisions of the bill would take effect September 1, 2007.

Methodology

Based on the most current information provided by DSHS, this analysis assumes a licensing population of 2,500 basic dyslexia practitioners and 500 advanced dyslexia therapists.

It is assumed that DSHS would have a cost associated with the licensing and regulation of the basic dyslexia practitioners and advanced dyslexia therapists. Based on the analysis of DSHS, it is assumed that licensing these practitioners and therapists would require additional resources at a cost of \$273,020 through 2009.

Based on the information provided by DSHS, it is also assumed that costs would be realized for staff in the amounts of \$50,570 for 2.0 FTEs in fiscal year 2008 and \$87,871 for 2.5 FTEs in each fiscal year from 2009 through fiscal year 2012. Other operating expenses, travel, rent, and utilities are estimated at \$56,470 in fiscal year 2008, \$38,944 in fiscal year 2009, and \$32,605 in each fiscal year from 2010 to fiscal year 2012. Estimated costs also include \$14,306 in fiscal year 2008 and \$24,859 in each fiscal year from 2009 through fiscal year 2012 for associated benefits.

This analysis assumes revenue collections in fiscal year 2008 and would be \$225,000 which includes 1,500 licenses issued at \$50 for a one-year license and 1,500 licenses issued at \$100 for a two-year license. This analysis also assumes that revenue collections in each fiscal year from 2009 to fiscal year 2012 would be \$150,000 which includes 1,500 licenses issued for a two-year term at \$100 per license.

Technology

There would be a technology cost to DSHS of \$25,000 in fiscal year 2008.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 360 State Office of Administrative Hearings, 452 Department of Licensing and Regulation, 537 State Health Services, Department of

LBB Staff: JOB, CL, MW, AH