

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

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**April 8, 2009**

**TO:** Honorable Patrick M. Rose, Chair, House Committee on Human Services

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

**IN RE: HB2191** by Veasey (Relating to prohibiting contact between an employee of a facility that serves the elderly or disabled persons, whose criminal history has not been verified, and a patient or resident of the facility.), **As Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
---

The bill would amend the Health and Safety Code as it relates to prohibiting contact between an employee of a facility that serves the elderly or disabled persons, whose criminal history has not been verified, and a patient or resident of the facility.

The bill would require facilities that employ persons pending a criminal history check to ensure that such persons have no direct contact with a consumer until the facility obtains the criminal history record information and verifies employability under Section 250.006.

The bill would apply only to the initial employment of a person by a facility regulated by Chapter 250, Health and Safety Code, on or after the effective date of the bill. The employment of a person by a facility regulated by Chapter 250, Health and Safety Code, before the effective date of the bill, would be governed by the law in effect at the time the facility hired the employee, and the former law is continued in effect for that purpose.

The bill would take effect September 1, 2009.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 539 Aging and Disability Services, Department of

**LBB Staff:** JOB, CL, SJ, LR