

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

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

**May 8, 2009**

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

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

**IN RE: HB2972** by Coleman (Relating to the definition of a controlling person with respect to the operation of certain assisted living facilities.), **As Engrossed**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend the Health and Safety Code as it relates to the definition of a controlling person with respect to the operation of certain assisted living facilities.

The bill would add Subsection (b-1) to Section 247.005, Health and Safety Code, which defines an officer or director of a corporation as a controlling person of an assisted living facility or of a management company or other business entity described by Subsection (b)(1) that is a publicly traded corporation or is controlled by a publicly traded corporation. The term would not include a shareholder or lender of the publicly traded corporation.

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