

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

March 26, 2009

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

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

IN RE: SB1083 by Huffman (Relating to access to certain confidential patient information within the Department of State Health Services.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would allow the Department of State Health Services (DSHS) to disclose any data collected under the purview of the former Health Care Information Council and not included in public use data to any program within DSHS if it is reviewed and approved by the institutional review board. All data that is confidential remains subject to confidentiality provisions. Provision of data to programs within DSHS is exempted from certain other requirements; disclosure of physician identifying data is prohibited.

The bill would go into effect immediately if it received two-thirds vote in each house, otherwise it would take effect September 1, 2009.

According to DSHS, any cost to implement the provisions of the bill would be minimal and can be absorbed within existing resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 537 State Health Services, Department of

LBB Staff: JOB, LR, CL, BM