

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

May 3, 2011

TO: Honorable Dan Branch, Chair, House Committee on Higher Education

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

IN RE: HB2701 by Eiland (relating to sexual abuse and child molestation training and examination for employees of certain programs for minors held on campuses of institutions of higher education; providing penalties.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend Chapter 51, Education Code. The bill would define a campus program for minors, and would require that certain employees and volunteers who have contact with campers successfully complete the training and examination program on sexual abuse and child molestation, or provide documentation that they have completed the training within the preceding two years. The bill would require that program operators submit to the Department of State Health Services (DSHS) verification that all employees have complied with these requirements and retain that documentation for two years. The bill would authorize DSHS to assess a fee in the amount necessary to cover the costs of administering this section. A person who violates a rule adopted under this section will be subject to enforcement provisions as detailed in Section 141.015, Health and Safety Code.

By December 1, 2011, the executive commissioner of the Health and Human Services Commission (HHSC) shall establish criteria and guidelines for the training and examination program on sexual abuse and child molestation as required by the bill. Providers are not required to comply with the requirements in the bill before June 1, 2012.

Texas A&M University System Administrative and General Offices, HHSC, and the Department of Family and Protective Services indicate no additional costs as a result of the bill. DSHS indicates it would implement the bill within existing resources and would not charge a fee as the bill authorizes them to do. The University of Texas System Administration shows a minimal cost would result from implementation. It is assumed these costs could be absorbed within existing resources.

This Act takes effect September 1, 2011.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 537 State Health Services, Department of, 529 Health and Human Services Commission, 530 Family and Protective Services, Department of, 710 Texas A&M University System Administrative and General Offices, 720 The University of Texas System Administration

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