

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

April 20, 2021

TO: Honorable Lois W. Kolkhorst, Chair, Senate Committee on Health & Human Services

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: SB1630 by Miles (Relating to criminal history record information checks for applicants for employment and employees of group homes; creating a criminal offense.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code to require an owner or operator of a group home to obtain criminal history record information maintained by the Department of Public Safety (DPS) that relates to an individual who is an applicant for employment with or an employee of the group home and to prohibit the owner or operator from hiring or continuing to employ an individual for whom the owner or operator obtains information on the employee's or applicant's conviction of a Class A or B misdemeanor offense or a felony offense. A violation of that prohibition would be a Class A misdemeanor.

According to the Health and Human Services Commission, no significant fiscal impact to the agency is anticipated.

According to DPS, the bill would result in an indeterminate increase in revenue resulting from an unknown new population requiring criminal history record information from the agency. This analysis assumes that increase would not be significant.

Local Government Impact

A Class A misdemeanor is punishable by a fine of not more than \$4,000, confinement in jail for a term not to exceed one year, or both. Costs associated with enforcement, prosecution and confinement could likely be absorbed within existing resources. Revenue gain from fines imposed and collected is not anticipated to have a significant fiscal implication.

Source Agencies: 405 Department of Public Safety, 529 Hlth & Human Svcs Comm

LBB Staff: JMc, AKI, CMA, ANE, AF