

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

April 25, 2023

TO: Honorable Todd Hunter, Chair, House Committee on State Affairs

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3130 by Guerra (relating to the protection of certain occupational licensing information regarding clients of family violence shelter centers, victims of trafficking shelter centers, and sexual assault programs and survivors of family violence, domestic violence, and sexual assault.), **Committee Report 1st House, Substituted**

Estimated Two-year Net Impact to General Revenue Related Funds for HB3130, Committee Report 1st House, Substituted : a negative impact of (\$1,455,792) through the biennium ending August 31, 2025.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five- Year Impact:

<i>Fiscal Year</i>	<i>Probable Net Positive/(Negative) Impact to General Revenue Related Funds</i>
2024	(\$607,543)
2025	(\$848,249)
2026	(\$271,696)
2027	(\$271,822)
2028	(\$271,949)

All Funds, Five-Year Impact:

<i>Fiscal Year</i>	<i>Probable Savings/(Cost) from General Revenue Fund 1</i>	<i>Probable Savings/(Cost) from GR Match For Medicaid 758</i>	<i>Probable Savings/(Cost) from Federal Funds 555</i>	<i>Change in Number of State Employees from FY 2023</i>
2024	(\$502,207)	(\$105,336)	(\$105,336)	2.0
2025	(\$690,847)	(\$157,402)	(\$157,402)	2.0
2026	(\$167,255)	(\$104,441)	(\$104,441)	2.0
2027	(\$167,327)	(\$104,495)	(\$104,495)	2.0
2028	(\$167,399)	(\$104,550)	(\$104,550)	2.0

Fiscal Analysis

The bill would prohibit a governmental body from selling or otherwise releasing certain information of a person who is a client of a family violence center, victims of trafficking shelter center, or sexual assault program, and who either holds, previously held, or is an applicant for a license issued by the governmental body. The bill would take effect September 1, 2023.

Methodology

According to the Health and Human Services Commission (HHSC), additional staff would be needed to ensure that certain occupational licensing information is not released. This analysis assumes HHSC would need additional Attorney IVs to ensure compliance with the bill for open records requests and related policy support. Analysis assumes a total of 2.0 full-time-equivalents (FTEs) are needed in fiscal years 2024 through 2028 to implement the provisions of the bill. Personnel related costs, including salaries and overhead, are estimated to total \$351,120 in All Funds in fiscal year 2024 and \$347,959 in All Funds in fiscal year 2025.

It is assumed that, other than the technology costs listed below for HHSC and the Department of State Health Services (DSHS), other agencies impacted by the bill can absorb any costs associated with the bill using existing resources, including, but not limited to: the Office of the Attorney General; the Commission on Environmental Quality; the Texas Department of Licensing and Regulation; and the Texas Workforce Commission.

Technology

The total technology cost for HHSC is estimated to be \$6,427 in All Funds in fiscal year 2024 and \$630,739 in All Funds in fiscal year 2025. Costs are primarily related to one-time modifications to certain licensing application systems to accommodate the changes to applications required by the bill. According to HHSC, modifications would not be able to begin until fiscal year 2025.

The total technology cost for DSHS is estimated to total \$361,759 in fiscal year 2024 and \$28,000 in fiscal year 2025 through fiscal year 2028. Costs are primarily related to one-time modifications to the Regulatory Automation System and related annual maintenance costs to accommodate the changes to the system required by the bill.

Local Government Impact

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

Source Agencies: 242 State Commission on Judicial Conduct, 302 Office of the Attorney General, 304 Comptroller of Public Accounts, 320 Texas Workforce Commission, 352 Bond Review Board, 452 Department of Licensing and Regulation, 503 Texas Medical Board, 529 Health and Human Services Commission, 537 State Health Services, Department of, 582 Commission on Environmental Quality, 601 Department of Transportation, 710 Texas A&M University System Administrative and General Offices, 720 The University of Texas System Administration, 781 Higher Education Coordinating Board

LBB Staff: JMc, SMAT, ER, SB, NV, NAz