

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

**FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION**

**April 11, 2023**

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

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: SB1698** by Kolkhorst (Relating to peace officers commissioned by the Health and Human Services Commission's office of inspector general.), **As Introduced**

**Estimated Two-year Net Impact to General Revenue Related Funds** for SB1698, As Introduced : a negative impact of (\$3,969,056) 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>	<b>Probable Net Positive/(Negative) Impact to General Revenue Related Funds</b>
2024	(\$1,984,528)
2025	(\$1,984,528)
2026	(\$1,984,528)
2027	(\$1,984,528)
2028	(\$1,984,528)

**All Funds, Five-Year Impact:**

<i>Fiscal Year</i>	<b>Probable Savings/(Cost) from General Revenue Fund</b>	<b>Probable Savings/(Cost) from GR Match For Medicaid</b>	<b>Probable Savings/(Cost) from Federal Funds</b>
	<b>1</b>	<b>758</b>	<b>555</b>
2024	(\$1,960,460)	(\$24,068)	(\$228,310)
2025	(\$1,960,460)	(\$24,068)	(\$228,310)
2026	(\$1,960,460)	(\$24,068)	(\$228,310)
2027	(\$1,960,460)	(\$24,068)	(\$228,310)
2028	(\$1,960,460)	(\$24,068)	(\$228,310)

**Fiscal Analysis**

The bill would require the Health and Human Services Commission's (HHSC) Office of Inspector General (OIG) to employ peace officers to assist state or local law enforcement agencies investigate alleged criminal offenses involving patients at state hospitals or residents at state supported living centers. The bill would add the Supplemental Nutrition Assistance Program to programs that OIG peace officers shall investigate fraud, waste, and abuse under. The bill would require OIG to compensate peace officers according to Schedule C of the position classification salary schedule included in the General Appropriations Act. The bill would take effect September 1, 2023.

## **Methodology**

According to HHSC, additional funding is needed to provide for increased salaries for current positions at OIG that would be reclassified to the Schedule C classification salary schedule. Based on information provided by the agency, analysis assumes an additional \$2,212,838 in All Funds is needed each fiscal year to reclassify 38 current positions from Schedule B Classification Salary Schedule to Schedule C Classification Salary Schedule, including employee benefits.

It is assumed that HHSC can perform all other functions of the bill with existing resources.

It is assumed the Department of Public Safety can perform the functions of the bill with existing resources.

## **Local Government Impact**

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

**Source Agencies:** 405 Department of Public Safety, 529 Health and Human Services Commission

**LBB Staff:** JMc, NPe, SB, NV