

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

May 19, 2025

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

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3153 by Kerwin (Relating to hiring and employment requirements for persons in direct contact with children at certain facilities.), **As Engrossed**

Estimated Two-year Net Impact to General Revenue Related Funds for HB3153, As Engrossed: a negative impact of (\$2,232,205) through the biennium ending August 31, 2027.

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>	Probable Net Positive/(Negative) Impact to <i>General Revenue Related Funds</i>
2026	(\$1,158,021)
2027	(\$1,074,184)
2028	(\$1,076,164)
2029	(\$1,077,811)
2030	(\$1,079,494)

All Funds, Five-Year Impact:

<i>Fiscal Year</i>	Probable Savings/(Cost) from <i>General Revenue Fund</i> 1	<i>Change in Number of State Employees from FY 2025</i>
2026	(\$1,158,021)	9.0
2027	(\$1,074,184)	9.0
2028	(\$1,076,164)	9.0
2029	(\$1,077,811)	9.0
2030	(\$1,079,494)	9.0

Fiscal Analysis

This bill amends the Health and Safety Code requiring the Health and Human Services Commission (HHSC), the Department of Public Safety (DPS) and the Texas Juvenile Justice Department (TJJD) to conduct and review a criminal background check and previous employer information for all applicants to become an employee, volunteer, and contractor in addition to all current employees, volunteers, and contractors that provide a service or work directly with a child in the care of a residential treatment facility or group home, a juvenile detention facility, or a shelter operated by or under the authority of a county or municipality that provides temporary living accommodations for individuals who are homeless. This bill would take effect September 1, 2025

Methodology

HHSC assumes the agency would be required to perform state and federal criminal history record verifications and employment verifications on all applicants for employment, volunteering, or contracting with a facility listed above to meet the provisions of this bill. Additionally, this analysis assumes that the agency would conduct the same state and federal background checks on current employees as laid out by this bill. This analysis assumes HHSC would require \$1,158,021 from the General Revenue Fund (\$1,158,021 from All Funds) and 9.0 Program Specialist IV “full-time-equivalents (FTEs)” in fiscal year 2026 and \$1,074,184 from the General Revenue Fund (\$1,074,184 from All Funds) and 9.0 Program Specialist IV FTEs in fiscal year 2027 to implement the provisions of the bill, which include conducting state and federal background checks and employment verification on all job applicants, individuals applying for volunteer positions, and contractors with the various facilities, as well as conducting state and federal background checks on existing employees, volunteers, and contractors.

The amounts above are the assumed FTE costs for each fiscal year of the 2026-27 biennium, including \$87,246 from the General Revenue Fund (\$87,246 from All Funds) in fiscal year 2026 for one-time costs.

This analysis assumes DPS and TJJD can implement provisions of this bill within existing agency 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, 644 Juvenile Justice Department

LBB Staff: JMc, NPe, ER, LBl, NV