

1-1 By: Miles S.B. No. 1629
 1-2 (In the Senate - Filed March 11, 2021; March 24, 2021, read
 1-3 first time and referred to Committee on Health & Human Services;
 1-4 May 3, 2021, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 9, Nays 0; May 3, 2021, sent
 1-6 to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1629 By: Perry

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to failure to report assault, neglect, or omission of care
 1-22 in certain group homes; creating a criminal offense.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Chapter 38, Penal Code, is amended by adding
 1-25 Section 38.172 to read as follows:

1-26 Sec. 38.172. FAILURE TO REPORT ASSAULT, NEGLIGENCE, OR
 1-27 OMISSION OF CARE IN CERTAIN GROUP HOMES. (a) For purposes of this
 1-28 section, "group home" means an establishment that provides, in one
 1-29 or more buildings, lodging to three or more residents who are
 1-30 unrelated by blood or marriage to the owner of the establishment and
 1-31 that provides those residents with community meals, light
 1-32 housework, meal preparation, transportation, grocery shopping,
 1-33 money management, laundry services, or assistance with
 1-34 self-administration of medication but does not provide them with
 1-35 personal care services as defined by Section 247.002, Health and
 1-36 Safety Code. The term does not include an establishment described
 1-37 by Section 260.002, Health and Safety Code.

1-38 (b) A person commits an offense if the person:

1-39 (1) has reasonable cause to believe that a resident of
 1-40 a group home has suffered bodily injury due to assault, neglect, or
 1-41 an omission in care; and

1-42 (2) fails to report that fact to law enforcement or the
 1-43 Department of Family and Protective Services.

1-44 (c) An offense under this section is a state jail felony.

1-45 (d) If conduct constituting an offense under this section
 1-46 also constitutes an offense under any other law, the actor may be
 1-47 prosecuted under this section, the other law, or both.

1-48 SECTION 2. This Act takes effect September 1, 2021.

1-49 * * * * *