

## **BILL ANALYSIS**

C.S.S.B. 1237  
By: Estes  
Human Services  
Committee Report (Substituted)

### **BACKGROUND AND PURPOSE**

The Veterans Land Board (VLB) owns four State Veterans Homes (TSVH) licensed under Chapter 242 (Convalescent and Nursing Homes and Related Institutions), Health & Safety Code. Section 242.096 (Nursing and Convalescent Home Trust Fund and Emergency Assistance Funds), Health & Safety Code, establishes an emergency assistance fund to be used to meet the basic needs of residents should a licensed home go into receivership. The Department of Human Services is authorized to assess a fee against all licensed convalescent or nursing homes if this fund drops below a certain level. Although TSVH has to pay into the fund, it would never benefit from the fund. Should a veterans home lose its license or close, VLB would resume control of the home and appoint a new operator. C.S.S.B. 1237 exempts a veterans home from Section 242.097 (Additional License Fee - Nursing and Convalescent Homes), Health & Safety Code.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **ANALYSIS**

SECTION 1. Amends Section 242.095, Health and Safety Code, by adding Subsection (d) to provide that should the department be required to appoint a trustee for a veteran's home, the Veteran's Land Board is responsible for the trustee's fee.

SECTION 2. Amends Section 242.097, Health and Safety Code, by adding Subsection (d) to provide that this section does not apply to a veterans home as defined by Section 164.002 (Definitions), Natural Resources Code.

SECTION 3. Effective date: upon passage or September 1, 2003.

### **EFFECTIVE DATE**

Upon passage or September 1, 2003.

### **COMPARISON OF ORIGINAL TO SUBSTITUTE**

The substitute adds language to ensure that should the department be required to appoint a trustee for a veteran's home, then the Veteran's Land Board is responsible for the trustee's fee.