

By: Chavez

H.B. No. 2420

A BILL TO BE ENTITLED

AN ACT

relating to the registration of certain assisted living facilities.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter B, Chapter 247, Health and Safety Code, is amended by adding Section 247.032 to read as follows:

Sec. 247.032. REGISTRATION OF CERTAIN FACILITIES. (a) The board by rule shall establish a classification and registration for a facility that:

(1) furnishes food and shelter to three or fewer persons who are unrelated to the proprietor of the facility; and

(2) provides personal care services.

(b) A person may not operate a facility described by Subsection (a) unless the person is registered with the department as provided by this section and board rule.

(c) A person may apply for registration under this section by submitting:

(1) an application for registration on a form prescribed by the board; and

(2) a fee of \$50.

(d) A registration is valid until the second anniversary of the date of issuance.

(e) As provided by board rule, a facility registered under this section is subject to inspection and monitoring by the department.

1           (f) The department may deny, suspend, or revoke a  
2 registration for a violation of this chapter or a rule adopted under  
3 this chapter.

4           (g) A person who violates this section is subject to the  
5 penalties provided in Subchapter C.

6           SECTION 2. (a) Not later than January 1, 2004, the Texas  
7 Board of Human Services shall adopt the rules necessary to  
8 implement Section 247.032, Health and Safety Code, as added by this  
9 Act.

10           (b) Notwithstanding Section 247.032, Health and Safety  
11 Code, as added by this Act, a facility is not required to register  
12 with the Texas Department of Human Services before March 1, 2004.

13           SECTION 3. This Act takes effect September 1, 2003.