

1-1 By: West S.B. No. 1075
1-2 (In the Senate - Filed March 10, 2003; March 17, 2003, read
1-3 first time and referred to Committee on Health and Human Services;
1-4 April 22, 2003, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 7, Nays 0; April 22, 2003,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1075 By: West

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to a Health and Human Services Commission study of the
1-11 state response to abuse or neglect of certain older individuals.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. DEFINITIONS. In this Act:

1-14 (1) "Commission" means the Health and Human Services
1-15 Commission.

1-16 (2) "Health and human services agency" means any of
1-17 the health and human services agencies described by Section
1-18 531.001, Government Code.

1-19 SECTION 2. STUDY OF STATE RESPONSE TO ABUSE AND NEGLECT OF
1-20 OLDER INDIVIDUALS. (a) The commission shall conduct a study of
1-21 the roles of each health and human services agency with the duty to
1-22 investigate or respond to abuse or neglect of older individuals in
1-23 this state.

1-24 (b) In conducting the study, the commission:

1-25 (1) shall consult with each health and human services
1-26 agency in this state that provides services to older individuals in
1-27 this state or that monitors or regulates those services, including
1-28 the long-term care ombudsman of the Texas Department on Aging; and

1-29 (2) may consult with the elder law division of the
1-30 office of the attorney general, other appropriate state agencies,
1-31 appropriate advocacy and consumer groups, and consumers.

1-32 SECTION 3. REPORT. Not later than December 1, 2004, the
1-33 commission shall report the results of the study conducted under
1-34 this Act to the governor, lieutenant governor, and speaker of the
1-35 house of representatives. The report must:

1-36 (1) identify duplication of services provided by
1-37 health and human services agencies to protect older individuals
1-38 from abuse and neglect and include recommendations to eliminate any
1-39 duplication identified;

1-40 (2) address areas in which services provided by health
1-41 and human services agencies to protect older individuals from abuse
1-42 and neglect fail to meet identified needs or to serve identified
1-43 populations and include recommendations to meet those needs and
1-44 serve those populations; and

1-45 (3) include recommendations to improve collaboration
1-46 among health and human services agencies with the duty to
1-47 investigate or respond to abuse or neglect of older individuals in
1-48 this state.

1-49 SECTION 4. EXPIRATION. This Act expires January 1, 2005.

1-50 SECTION 5. EFFECTIVE DATE. This Act takes effect September
1-51 1, 2003.

1-52 * * * * *