

1-1 By: Davis of Harris (Senate Sponsor - Estes) H.B. No. 1752
1-2 (In the Senate - Received from the House April 22, 2005;
1-3 April 25, 2005, read first time and referred to Committee on Health
1-4 and Human Services; May 5, 2005, reported favorably by the
1-5 following vote: Yeas 8, Nays 0; May 5, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the regulation of germicidal treatment of certain
1-9 bedding, materials, and upholstered items.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 345.0435(a), Health and Safety Code, is
1-12 amended to read as follows:

1-13 (a) The executive commissioner of the Health and Human
1-14 Services Commission [~~Texas Board of Health~~] shall adopt rules
1-15 necessary to implement this subchapter, including requirements for
1-16 the issuance, renewal, denial, suspension, and revocation of a
1-17 permit issued under this subchapter.

1-18 SECTION 2. Subchapter C, Chapter 345, Health and Safety
1-19 Code, is amended by adding Section 345.045 to read as follows:

1-20 Sec. 345.045. MINIMUM SANITARY STANDARDS FOR GERMICIDAL
1-21 TREATMENT PERMIT. (a) The holder of a germicidal treatment permit
1-22 must maintain the permit holder's place of business in a sanitary
1-23 condition free from refuse, dirt contamination, insects, and
1-24 vermin.

1-25 (b) The executive commissioner of the Health and Human
1-26 Services Commission, by rule, may establish additional
1-27 requirements regulating the sanitary condition of a permit holder's
1-28 place of business. The holder of a germicidal treatment permit who
1-29 germicidally treats not more than 10 items at the permit holder's
1-30 place of business each week is exempt from any additional
1-31 requirements regulating the sanitary condition of a permit holder's
1-32 place of business adopted under this subsection.

1-33 SECTION 3. This Act takes effect September 1, 2005.

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