

By: Nelson

S.B. No. 48

Substitute the following for S.B. No. 48:

By: Hupp

C.S.S.B. No. 48

A BILL TO BE ENTITLED

AN ACT

1
2 relating to reporting requirements for convalescent and nursing
3 homes and related institutions.

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

5 SECTION 1. Section 242.403, Health and Safety Code, is
6 amended by amending Subsection (b) and adding Subsection (c) to
7 read as follows:

8 (b) The department may require an institution to submit
9 information to the department, including Minimum Data Set Resident
10 Assessments, necessary to ensure the quality of care in
11 institutions. Information submitted to the department that
12 identifies a resident of an institution is confidential and not
13 subject to disclosure under Chapter 552, Government Code.

14 (c) The department may adopt standards in addition to those
15 required by Subsection (a) to implement Sections 242.401 and
16 242.402.

17 SECTION 2. Section 32.028, Human Resources Code, is amended
18 by adding Subsection (n) to read as follows:

19 (n) The commission shall ensure that rules governing the
20 determination of rates paid for nursing home services provide for
21 the reporting of all revenue and costs, without regard to whether a
22 cost is an allowable cost for reimbursement under the medical
23 assistance program, except:

24 (1) as provided by Subsection (h); and

1 (2) a penalty imposed under this chapter or Chapter
2 242, Health and Safety Code.

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