

By: Nelson

S.B. No. 52

A BILL TO BE ENTITLED

AN ACT

1
2 relating to competitive grant programs for certain nursing
3 institutions.

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

5 SECTION 1. Subchapter B, Chapter 242, Health and Safety
6 Code, is amended by adding Section 242.0695 to read as follows:

7 Sec. 242.0695. USE OF ADMINISTRATIVE PENALTY. Money from an
8 administrative penalty assessed under this subchapter may be
9 appropriated to fund grant programs under Section 242.405.

10 SECTION 2. The heading to Section 242.405, Health and
11 Safety Code, is amended to read as follows:

12 Sec. 242.405. [~~BEST PRACTICES/QUALITY OF LIFE~~] COMPETITIVE
13 GRANT PROGRAMS FOR INSTITUTIONS [~~PROGRAM~~].

14 SECTION 3. Section 242.405, Health and Safety Code, is
15 amended by amending Subsections (b), (c), (d), and (e) and adding
16 Subsections (a-1) and (d-1) to read as follows:

17 (a-1) The department shall establish a competitive grant
18 program for an institution to promulgate quality of life
19 innovations developed for its residents that serve as a model of
20 best practices for the industry. The purpose of the grant program
21 is to pay part of the costs for an institution to advise other
22 institutions on implementing quality of life innovations at their
23 respective facilities. The grant recipient may use grant money
24 only to pay for activities directly related to the purpose of the

1 grant program as described by this subsection, and may not use grant
2 money for fees or other activities such as advertising the
3 availability of a quality of life program at the institution or
4 implementing the program for the institution's residents. The
5 department shall monitor the expenditure of grant money to ensure
6 that the money is being used for the intended purpose.

7 (b) The legislature may appropriate money collected under
8 Section 242.066, including unexpended and unobligated amounts
9 collected under Section 242.066 during a previous state fiscal
10 biennium, to fund the grant programs [~~program~~].

11 (c) The department shall establish guidelines for the grant
12 programs [~~program~~] by rule, including guidelines that specify:

13 (1) the procedures for submitting a grant proposal;

14 (2) the criteria the department will follow in
15 evaluating the proposals, including:

16 (A) [~~which must include as~~] a criterion that
17 institutions with a demonstrated need for improvement will receive
18 priority consideration under the grant program; and

19 (B) a criterion that grant proposals be evaluated
20 on academic soundness and proven, quantifiable effectiveness; and

21 (3) the reports that a grant recipient must file to
22 allow the department and the industry to evaluate the feasibility
23 and success of the project.

24 (d) The department shall award each grant under a contract
25 authorizing the department to recoup grant money and impose
26 administrative penalties for failure of a grant recipient to comply
27 with the program guidelines and the grant contract. A contract must

1 ~~may~~ further detail:

2 (1) reports that the grant recipient must file; and

3 (2) monitoring of the project that the grant recipient
4 must allow.

5 (d-1) The department shall develop procedures to enforce
6 the grant recipient's compliance with the program guidelines and
7 the grant contract, and shall monitor grant recipient compliance on
8 a quarterly basis.

9 (e) The department shall post a summary on its Internet site
10 of best practices under the programs authorized by this section
11 ~~[this program]~~ and shall advise the industry of the location of this
12 best practices Internet site.

13 SECTION 4. It is the intent of the legislature that the
14 Department of Aging and Disability Services shall administer the
15 grant programs authorized by Section 242.405, Health and Safety
16 Code, as amended by this Act, with the employees and resources
17 available on the effective date of this Act.

18 SECTION 5. This Act takes effect September 1, 2005.