

By: Deuell

S.B. No. 725

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the additional exit conference required following
3 inspection, survey, or investigation of certain facilities.

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

5 SECTION 1. Sections 242.0445(b) and (c), Health and Safety
6 Code, are amended to read as follows:

7 (b) At the conclusion of an inspection, survey, or
8 investigation under Section 242.043 or 242.044, the department or
9 the department's representative conducting the inspection, survey,
10 or investigation shall discuss the violations with the facility's
11 management in an exit conference. The department or the
12 department's representative shall leave a written list of the
13 violations with the facility at the time of the exit conference. If
14 the department or the department's representative discovers any
15 additional violations during the review of field notes or
16 preparation of the official final list, the department or the
17 department's representative shall give the facility an additional
18 exit conference regarding the additional violations. An additional
19 exit conference must be held in person and may not be held over the
20 telephone, by email, or by fax.

21 (c) The facility shall submit a plan to correct the
22 violations to the regional director not later than the 10th working
23 day after the date the facility receives the final official
24 statement of violations.

1 SECTION 2. Section 247.0271, Health and Safety Code, is
2 amended by amending Subsection (c) and adding Subsection (d) to
3 read as follows:

4 (c) If, after the initial exit conference, additional
5 violations are cited, the inspector shall conduct an additional
6 exit conference regarding the newly identified violations. An
7 additional exit conference must be held in person and may not be
8 held over the telephone, by email, or by fax.

9 (d) The assisted living facility shall submit a plan of
10 correction to the regional director with supervisory authority over
11 the inspector not later than the 10th working day after the date the
12 facility receives the final official statement of violations.

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