

By: Deuell

S.B. No. 1099

A BILL TO BE ENTITLED

AN ACT

1
2 relating to professional health care liability insurance coverage
3 information provided by a nursing home.

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 242.0425 to read as follows:

7 Sec. 242.0425. INFORMATION ON LIABILITY INSURANCE
8 COVERAGE. (a) An institution shall provide each resident and the
9 resident's next of kin or guardian a written statement in the form
10 prescribed by the department on whether the institution is covered
11 by professional health care liability insurance for a health care
12 liability claim against the institution.

13 (b) An institution shall maintain a copy of the statement
14 provided under Subsection (a) in the institution's records on the
15 resident. The statement must be signed by the resident or the
16 resident's next of kin or guardian.

17 SECTION 2. (a) Not later than December 1, 2005, the
18 Department of Aging and Disability Services shall prescribe the
19 written statement that an institution is required to provide under
20 Section 242.0425, Health and Safety Code, as added by this Act.

21 (b) An institution is not required to provide the written
22 statement required under Section 242.0425, Health and Safety Code,
23 as added by this Act, before January 1, 2006.

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