

1-1 By: Deuell S.B. No. 1099  
1-2 (In the Senate - Filed March 8, 2005; March 21, 2005, read  
1-3 first time and referred to Committee on Health and Human Services;  
1-4 April 20, 2005, reported favorably by the following vote: Yeas 8,  
1-5 Nays 0; April 20, 2005, sent to printer.)

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

1-8 relating to professional health care liability insurance coverage  
1-9 information provided by a nursing home.

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

1-11 SECTION 1. Subchapter B, Chapter 242, Health and Safety  
1-12 Code, is amended by adding Section 242.0425 to read as follows:

1-13 Sec. 242.0425. INFORMATION ON LIABILITY INSURANCE  
1-14 COVERAGE. (a) An institution shall provide each resident and the  
1-15 resident's next of kin or guardian a written statement in the form  
1-16 prescribed by the department on whether the institution is covered  
1-17 by professional health care liability insurance for a health care  
1-18 liability claim against the institution.

1-19 (b) An institution shall maintain a copy of the statement  
1-20 provided under Subsection (a) in the institution's records on the  
1-21 resident. The statement must be signed by the resident or the  
1-22 resident's next of kin or guardian.

1-23 SECTION 2. (a) Not later than December 1, 2005, the  
1-24 Department of Aging and Disability Services shall prescribe the  
1-25 written statement that an institution is required to provide under  
1-26 Section 242.0425, Health and Safety Code, as added by this Act.

1-27 (b) An institution is not required to provide the written  
1-28 statement required under Section 242.0425, Health and Safety Code,  
1-29 as added by this Act, before January 1, 2006.

1-30 SECTION 3. This Act takes effect September 1, 2005.

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