

By: Veasey

H.B. No. 3602

A BILL TO BE ENTITLED

AN ACT

relating to community homes for disabled persons.

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

SECTION 1. Section 123.007, Human Resources Code, is amended to read as follows:

Sec. 123.007. LICENSING AND REGISTRATION REQUIREMENTS. (a) A community home must meet all applicable licensing requirements.

(b) A community home that is not registered, licensed, operated, certified, or otherwise regulated by a state agency shall register with the Department of Aging and Disability Services as provided by rules adopted by the executive commissioner of the Health and Human Services Commission.

SECTION 2. Section 123.010, Human Resources Code, is amended to read as follows:

Sec. 123.010. ENSURING THE SAFETY OF RESIDENTS. (a) The Department of Aging and Disability Services [~~Texas Department of Mental Health and Mental Retardation~~] shall make every reasonable effort to ensure the safety of community home residents and the residents of a neighborhood that is affected by the location of a community home.

(b) The operator of a community home may not allow a person required to register under Chapter 62, Code of Criminal Procedure, to reside in the community home.

(c) The executive commissioner of the Health and Human

1 Services Commission shall adopt rules necessary to implement this  
2 section.

3 SECTION 3. This Act takes effect September 1, 2007.