

## **BILL ANALYSIS**

H.B. 2191  
By: Veasey  
Human Services  
Committee Report (Unamended)

### **BACKGROUND AND PURPOSE**

Section 250.003, Health and Safety Code, requires a facility that serves elderly or disabled persons to verify the criminal history of an applicant prior to employment. In certain situations, a facility may hire a person pending the criminal history check and verification of the person's employability.

H.B. 2191 prohibits direct contact between an employee of a facility that serves the elderly and disabled persons and a patient or resident of the facility until the employee's criminal history has been verified.

### **RULEMAKING AUTHORITY**

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

### **ANALYSIS**

H.B. 2191 amends the Health and Safety Code to require a health care facility serving the elderly or persons with disabilities that employs a person pending a criminal history check to ensure that the person has no direct contact with a consumer, until the facility obtains the person's criminal history record information and verifies the person's employability under provisions barring employment at such a facility for certain convictions.

### **EFFECTIVE DATE**

September 1, 2009.