

By: Kolkhorst

H.B. No. 913

A BILL TO BE ENTITLED

1 AN ACT
2 relating to licensing and regulation of certain facilities
3 providing personal care to persons who are elderly or disabled.

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

5 SECTION 1. Section 260.002, Health and Safety Code, is
6 amended to read as follows:

7 Sec. 260.002. EXEMPTIONS. This chapter does not apply to:

8 (1) a person that is required to be licensed under
9 Chapter 142, 242, 246, 247, or 252;

10 (2) ~~[a person that is exempt from licensing under~~
11 ~~Section 142.003(a)(19), 242.003(3), or 247.004(4)];~~

12 ~~[(3)]~~ a hotel as defined by Section 156.001, Tax Code;

13 (3) ~~[(4)]~~ a retirement community;

14 (4) ~~[(5)]~~ a monastery or convent;

15 (5) ~~[(6)]~~ a child-care facility as defined by Section
16 42.002, Human Resources Code;

17 (6) ~~[(7)]~~ a family violence shelter center as defined
18 by Section 51.002, Human Resources Code; or

19 (7) ~~[(8)]~~ a sorority or fraternity house or other
20 dormitory associated with an institution of higher education.

21 SECTION 2. Notwithstanding Sections 260.004 and 260.005,
22 Health and Safety Code, a person that is exempt from licensing under
23 Section 142.003(a)(19), 242.003(3), or 247.004(4), Health and
24 Safety Code, and that operates a boarding home facility on the

1 effective date of this Act in a county or municipality that requires
2 a person to obtain a permit to operate the facility in the county or
3 municipality is not required to obtain that permit until January 1,
4 2014.

5 SECTION 3. This Act takes effect September 1, 2013.