

By: Coleman

H.B. No. 3729

A BILL TO BE ENTITLED

AN ACT

relating to licensing requirements for newly constructed assisted living facilities.

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

SECTION 1. Section 247.021(g), Health and Safety Code, is amended to read as follows:

(g) The department shall, upon submission of a written request by the applicant, automatically issue a six-month provisional license without conducting a life safety code inspection before issuance of the provisional license to a newly constructed facility if:

(1) the license applicant has submitted building plans to the department for an early compliance review in accordance with Section 247.0261 [~~facility is in compliance with resident care standards~~];

(2) all local approvals, including a certificate of occupancy where required, have been obtained;

(3) a complete license application form is submitted within 30 days of receipt of all local approvals;

(4) the license fee has been paid;

(5) [~~before beginning construction, the license applicant submits working drawings and specifications to the department for review, and~~

[~~6~~] the department determines that the license

1 applicant or a person who owns the license applicant and controls
2 the operations of the license applicant constructed another
3 facility in this state that complies with the department's life
4 safety code standards; and

5 (6) the facility is in compliance with resident care
6 standards based on an on-site health inspection.

7 SECTION 2. This Act takes effect September 1, 2013.