

1-1 By: Coleman (Senate Sponsor - Van de Putte) H.B. No. 3729  
 1-2 (In the Senate - Received from the House May 6, 2013;  
 1-3 May 7, 2013, read first time and referred to Committee on Health  
 1-4 and Human Services; May 15, 2013, reported favorably by the  
 1-5 following vote: Yeas 8, Nays 0; May 15, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Nelson	X			
1-8 Deuell	X			
1-9 Huffman	X			
1-10 Nichols	X			
1-11 Schwertner			X	
1-12 Taylor	X			
1-13 Uresti	X			
1-14 West	X			
1-15 Zaffirini	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to licensing requirements for newly constructed assisted  
 1-20 living facilities.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 247.021(g), Health and Safety Code, is  
 1-23 amended to read as follows:

1-24 (g) The department shall, upon submission of a written  
 1-25 request by the applicant, automatically issue a six-month  
 1-26 provisional license without conducting a life safety code  
 1-27 inspection before issuance of the provisional license to a newly  
 1-28 constructed facility if:

1-29 (1) the license applicant has submitted building plans  
 1-30 to the department for an early compliance review in accordance with  
 1-31 Section 247.0261 [facility is in compliance with resident care  
 1-32 standards];

1-33 (2) all local approvals, including a certificate of  
 1-34 occupancy where required, have been obtained;

1-35 (3) a complete license application form is submitted  
 1-36 within 30 days of receipt of all local approvals;

1-37 (4) the license fee has been paid;

1-38 (5) ~~[before beginning construction, the license~~  
 1-39 ~~applicant submits working drawings and specifications to the~~  
 1-40 ~~department for review; and~~

1-41 ~~[(6)]~~ the department determines that the license  
 1-42 applicant or a person who owns the license applicant and controls  
 1-43 the operations of the license applicant constructed another  
 1-44 facility in this state that complies with the department's life  
 1-45 safety code standards; and

1-46 (6) the facility is in compliance with resident care  
 1-47 standards based on an on-site health inspection.

1-48 SECTION 2. This Act takes effect September 1, 2013.

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