

1 AN ACT

2 relating to criminal history record checks for certain employees of
3 facilities licensed by the Department of State Health Services.

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

5 SECTION 1. Subdivision (3), Section 250.001, Health and
6 Safety Code, is amended to read as follows:

7 (3) "Facility" means:

8 (A) a nursing home, custodial care home, or other
9 institution licensed by the Department of Aging and Disability
10 Services under Chapter 242;

11 (B) an assisted living facility licensed by the
12 Department of Aging and Disability Services under Chapter 247;

13 (C) a home and community support services agency
14 licensed under Chapter 142;

15 (D) an adult day care facility licensed by the
16 Department of Aging and Disability Services under Chapter 103,
17 Human Resources Code;

18 (E) a facility for persons with mental
19 retardation licensed under Chapter 252;

20 (F) an adult foster care provider that contracts
21 with the Department of Aging and Disability Services;

22 (G) a facility that provides mental health
23 services and that is operated by or contracts with the Department of
24 State Health Services;

1 (H) a local mental health or mental retardation
2 authority designated under Section 533.035;

3 (I) a person exempt from licensing under Section
4 142.003(a)(19); ~~[or]~~

5 (J) a special care facility licensed by the
6 Department of State Health Services under Chapter 248; or

7 (K) a mental health service unit of a hospital
8 licensed under Chapter 241.

9 SECTION 2. This Act takes effect immediately if it receives
10 a vote of two-thirds of all the members elected to each house, as
11 provided by Section 39, Article III, Texas Constitution. If this
12 Act does not receive the vote necessary for immediate effect, this
13 Act takes effect September 1, 2013.

S.B. No. 944

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 944 passed the Senate on March 21, 2013, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 944 passed the House on May 17, 2013, by the following vote: Yeas 126, Nays 14, three present not voting.

Chief Clerk of the House

Approved:

Date

Governor