

By: Nelson
(Kolkhorst)

S.B. No. 944

A BILL TO BE ENTITLED

AN ACT

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

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

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

(3) "Facility" means:

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

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

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

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

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

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

(G) a facility that provides mental health services and that is operated by or contracts with the Department of 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.