1-7 COMMITTEE VOTE 1-8 Yea <nay absent="" pnv<="" td=""> 1-9 Nelson X 1-10 Deucli X 1-11 Huffman X 1-12 Nichols X 1-13 Schwertner X 1-14 Taylor X 1-15 Uresti X 1-16 West X 1-17 Zaffirini X 1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1842 Ey: Deuell 1-19 A BILL TO BE ENTITLED 1-20 AN ACT 1-21 relating to restraint and seclusion procedures and reporting at certain facilities. 1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: 2-34 SECTION 1. Section 322.052, Health and Safety Code, is anded by adding Subsection (h-1) to read as follows: 1-20 (h-1) The rules must: (1) authorize a registered nurse, other than the nurse who initiated the use of restraint or seclusion, who is trained to competence as required by rule to conduct a face-to-face evaluation of a patient in a hospital or facility licensed under Chapter 241 or 577 and document clinical justification for continuing the restraint or seclusion thacting or restraint and seclusion thacting or restraint and seclusion thacting or restraint and seclusion thacting or combines for Medicare and Medicald Services. 1-33 Sectron 2. Subchapt</nay>	1-1 1-2 1-3 1-4 1-5 1-6	By: Deuell S.B. No. 1842 (In the Senate - Filed March 19, 2013; March 20, 2013, read first time and referred to Committee on Health and Human Services; April 25, 2013, reported adversely, with favorable Committee Substitute by the following vote: Yeas 6, Nays 0, 1 present not voting; April 25, 2013, sent to printer.)
1-90 Nelson x 1-10 Huffman X 1-11 Huffman X 1-12 Nichols X 1-13 Schwertner X 1-14 Taylor X 1-15 Uresti X 1-16 West X 1-17 Zaffirini X 1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1842 By: Deuell 1-19 A BILL TO BE ENTITLED 1-20 AN ACT 1-21 relating to restraint and seclusion procedures and reporting at certain facilities. 1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: SECTION 1. Section 322.052, Health and Safety Code, is amended by adding Subsection (b-1) to read as follows: 1-27 (1) authorize a registered nurse, other than the nurse who initiated the use of restraint or seclusion, who is trained to competence as required by rule to conduct a face-to-face evaluation of a patient in a hospital or facility licensed under Chapter 241 or 577 not later than one hour after the time the use of restraint or seclusion. 1-33 Seclusion is initiated, and 1-44 (2) require a physician to conduct a face-to-face evaluation for continuing the restraint or seclusion before issuing or renewing an ortenabuing of a patient in a hospital or facility	1-7	COMMITTEE VOTE
1-10 Deuell x 1-11 Huffman X 1-12 Nichols X 1-13 Schwertner X 1-14 Taylor X 1-15 Uresti X 1-16 West X 1-17 Zaffirini X 1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1842 By: Deuell 1-19 A BILL TO BE ENTITLED 1-20 AN ACT 1-21 relating to restraint and seclusion procedures and reporting at certain facilities. 1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: 252 ameded by adding Subsection (b-1) to read as follows: 1-24 (1) authorize a registered nurse, other than the nurse who initiated the use of restraint or seclusion, who is trained to assess medical and psychiatric stability with demostrated to assess medical and psychiatric stability with demostrated to seclusion is initiated; and 1-25 Stort is initiated; and (2) require a physician to conduct a face-to-face evaluation of a patient in a hospital or facility licensed under facted to cnotinus is initiated; and 1-25 Stort of a patient in a hospital or facility licensed under for that continues the use of the restraint or seclusion. 1-26		
1-12 Nichols X 1-13 Schwertner X 1-14 Taylor X 1-15 Uresti X 1-16 West X 1-17 Zaffirini X 1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1842 By: Deuell 1-19 A BILL TO BE ENTITLED 1-20 AN ACT 1-21 relating to restraint and seclusion procedures and reporting at certain facilities. 1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: SECTION 1. Section 322.052, Health and Safety Code, is amended by adding Subsection (b-1) to read as follows: 1-26 (1) Authorize a registered nurse, other than the nurse who initiated the use of restraint or seclusion, who is trained to assess medical and psychiatric stability with demonstrated and opstentic stability with demonstrated (2) require a physician to conduct a face-to-face evaluation of a patient in a hospital or facility licensed under Chapter 241 or 577 not later than one hour after the time the use of restraint or seclusion. 1-33 Sectusion i antitated; and (2) require a physician to conduct a face-to-face 1-34 Code, is amended by adding Section 322.056 to read as follows: 1-35 Sectusion i antitated; and order that continues the use of the restraint or seclusion. 1-35 Sectusion i antita	1-10	
1-14 Schwertner X 1-14 Taylor X 1-15 Uresti X 1-16 West X 1-17 Zaffirini X 1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1842 By: Deuell 1-19 A BILL TO BE ENTITLED 1-20 AN ACT 1-21 relating to restraint and seclusion procedures and reporting at certain facilities. 1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: 1-24 SECTION 1. Section 322.052, Health and Safety Code, is amended by adding Subsection (b-1) to read as follows: (1) The rules must: (1) authorize a registered nurse, other than the nurse dissess medical and psychiatric stability with demonstrated competence as required by rule to conduct a face-to-face evaluation of a patient in a hospital or facility licensed under Chapter 241 or 577 and document clinical justification for continuing the restraint or seclusion before issuing or renewing an ofer that continues the use of the restraint or seclusion for continuing the restraint or seclusion before issuing or renewing an ofer that continues the use of the restraint or seclusion that is required by the the Department of State Health Services a quarterly report 103 SECTION 2. Subchapter B, Chapter 322.056, Health and Safety Code, is amended by adding Section 322.056, Health and Safety Code, is amended by adding section 322.056, Health and Saf		
1-14 Taylor X 1-15 Uresti X 1-16 West X 1-17 Zaffirini X 1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1842 By: Deuell 1-19 A BILL TO BE ENTITLED 1-20 AN ACT 1-21 relating to restraint and seclusion procedures and reporting at certain facilities. 1-23 BE IF FNACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: SECTION 1. Section 322.052, Health and Safety Code, is amended by adding Subsection (b-1) to read as follows: 126 (1) authorize a registered nurse, other than the nurse who initiated the use of restraint or seclusion, who is trained to assess medical and psychiatric stability with demonstrated competence as required by rule to conduct a face-to-face evaluation of a patient in a hospital or facility licensed under Chapter 241 or 577 not later than one hour after the time the use of restraint or seclusion. 1-33 sectusion is initiated, and (2) require a physician to conduct a face-to-face undari for continuing the restraint or seclusion before issuing or renewing an order that continues the use of restraint or seclusion. 1-34 SECTION 2. Subchapter B, Chapter 322, Health and Safety Code, is amended by adding Section 322.056 to read as follows: 1-35 SECTION 2. Subchapter B, Chapter 322, Health and Safety Code, is defrestor for Medicare and Medicaid Services. 1-44 <td< td=""><td></td><td></td></td<>		
1-16 West X 1-17 Zaffirini X 1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1842 By: Deuell 1-19 A BILL TO BE ENTITLED 1-20 AN ACT 1-21 relating to restraint and seclusion procedures and reporting at certain facilities. 1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: 1-24 SECTION 1. Section 322.052, Health and Safety Code, is amended by adding Subsection (b-1) to read as follows: 1-27 (1) The rules must: 1-28 who initiated the use of restraint or seclusion, who is trained to assess medical and psychiatric stability with demonstrated competence as required by rule to conduct a face-to-face evaluation of a patient in a hospital or facility licensed under Chapter 241 or 577 and lacter than one hour after the time the use of restraint or seclusion is initiated; and 123 SECTION 2. Subchapter B, Chapter 322, Health and Safety 124 Ode, is amended by adding Section 322.056 to read as follows: 125 SectION 2. Subchapter B, Chapter 322, Health and Safety 124 vith the Department of State Health Services a quarterly report 125 SectION 3. Not later than anuary 1, 2014, the executive 126 Gapter 21 or 577 and accuter than January 1, 2014, the executive 127		
1-17 Zaffirini X 1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1842 By: Deuell 1-19 A BILL TO BE ENTITLED 1-20 AN ACT 1-21 relating to restraint and seclusion procedures and reporting at certain facilities. 1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: 1-24 SECTION 1. Section 322.052, Health and Safety Code, is amended by adding Subsection (b-1) to read as follows: 1-27 (1) authorize a registered nurse, other than the nurse who initiated the use of restraint or seclusion, who is trained to competence as required by rule to conduct a face-to-face evaluation of a patient in a hospital or facility licensed under Chapter 241 or 577 not later than one hour after the time the use of restraint or seclusion is initiated; and (2) require a physician to conduct a face-to-face evaluation for continuing the restraint or seclusion before issuing or renewing an order that continues the use of the restraint or seclusion for continuing the restraint or seclusion before issuing or renewing an order that continues the use of restraint and seclusion that is required by the federal Centers for Medicare and Medicaid Services measures seclusion is anended by adding Section 322.056 to read as follows: 1-44 EctION 3. Not later than January 1, 2014, the executive commissioner of the Health and Human Services Commission shall adopt rules as required by Subsection (b-1), section 322.052, Health and Safety Code, as added by this Act. 1-45 SECTION 4. A facility is not required to comply with the peorting requi		
1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1842 By: Deuell 1-19 A BILL TO BE ENTITLED AN ACT 1-20 AN ACT 1-21 relating to restraint and seclusion procedures and reporting at certain facilities. 1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: SECTION 1. Section 322.052, Health and Safety Code, is amended by adding Subsection (b-1) to read as follows: (b-1) The rules must: (1) authorize a registered nurse, other than the nurse who initiated the use of restraint or seclusion, who is trained to assess medical and psychiatric stability with demonstrated comprence as required by rule to conduct a face-to-face evaluation of a patient in a hospital or facility licensed under Chapter 241 or 577 not later than one hour after the time the use of restraint or seclusion is initiated; and 1-33 SECTION 2. Subchapter B, Chapter 322, Health and Safety 1-44 (2) require a physician to conduct a face-to-face evaluation of a patient in a hospital or facility licensed under chapter 241 or 577 and document clinical justification for continuing the restraint or seclusion before issuing or renewing an sectron 2. Subchapter B, Chapter 322, Health and Safety 1-44 the Department of State Health Services a quarterly report with the Department of State Health Services a quarterly report related to the use of restraint and seclusion that is required by the federal Centers for Medicare and Medicaid Services. 1-45 SECTION 3. Not later than January 1, 2014, the executive commissioner o		
1-19A BILL TO BE ENTITLED1-20AN ACT1-21relating to restraint and seclusion procedures and reporting at1-22certain facilities.1-23BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:1-24SECTION 1. Section 322.052, Health and Safety Code, is1-25amended by adding Subsection (b-1) to read as follows:1-26(b-1)11authorize a registered nurse, other than the nurse129assess medical and psychiatric stability with demonstrated130competence as required by rule to conduct a face-to-face evaluation131of a patient in a hospital or facility licensed under Chapter 241 or132ST7 not later than one hour after the time the use of restraint or133seclusion is initiated; and134(2) require a physician to conduct a face-to-face135evaluation of a patient in a hospital or facility licensed under136continuing the restraint or seclusion before issuing or renewing an137order that continues the use of the restraint or seclusion.138order that continues the use of the restraint or seclusion.139SECTION 2. Subchapter B, Chapter 322, Health and Safety140Cde, is amended by adding Section 322.056 to read as follows:141SECTION 3. Not later than January 1. 2014, the executive142related to the use of restraint and seclusion that is required by144the federal Centers for Medicare and Medicaid Services.144SECTION 3. Not later than January 1. 2014, the executive145th	⊥−⊥/	Zaffirini X
1-20AN ACT1-21relating to restraint and seclusion procedures and reporting at certain facilities.1-23BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: SECTION 1. Section 322.052, Health and Safety Code, is amended by adding Subsection (b-1) to read as follows:1-24(b) The rules must:1-27(1) authorize a registered nurse, other than the nurse who initiated the use of restraint or seclusion, who is trained to assess medical and psychiatric stability with demonstrated competence as required by rule to conduct a face-to-face evaluation of a patient in a hospital or facility licensed under Chapter 241 or 577 not later than one hour after the time the use of restraint or seclusion is initiated; and (2) require a physician to conduct a face-to-face evaluation of a patient in a hospital or facility licensed under continuing the restraint or seclusion before issuing or renewing an order that continues the use of the restraint or seclusion.1-33SECTION 2. Subchapter B, Chapter 322, Health and Safety code, is amended by adding Section 322.056 to read as follows: Sec. 322.056. REPORTING REQUIREMENT. A facility shall file verdating hospital-based inpatient psychiatric services measures related to the use of restraint and seclusion that is required by the federal Centers for Medicare and Medicaid Services.1-44SECTION 3. Not later than January 1. 2014, the executive commissioner of the Health and Human Services Commission shall adopt rules as required by Subsection 322.056, Health and Safety Code, as added by this Act, before January 1. 2014.1-55SECTION 3. Ant later than January 1. 2014, the executive commissioner of the Health and Human Services Commission shall adopt rules as required by Subsection (b-1), Section 322.052		1
 1-22 certain facilities. 1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: 1-24 SECTION 1. Section 322.052, Health and Safety Code, is amended by adding Subsection (b-1) to read as follows: 1-27 (1) authorize a registered nurse, other than the nurse who initiated the use of restraint or seclusion, who is trained to assess medical and psychiatric stability with demonstrated competence as required by rule to conduct a face-to-face evaluation of a patient in a hospital or facility licensed under Chapter 241 or 577 not later than one hour after the time the use of restraint or seclusion is initiated; and (2) require a physician to conduct a face-to-face evaluation of a patient in a hospital or facility licensed under chapter 241 or 577 and document clinical justification for continuing the restraint or seclusion before issuing or renewing an order that continues the use of the restraint or seclusion. SECTION 2. Subchapter B, Chapter 322, Health and Safety Code, is amended by adding Section 322.056 to read as follows: Sec. 322.056. REPORTING REQUIREMENT. A facility shall file with the Department of State Health Services a quarterly report the federal Centers for Medicare and Medicaid Services. SECTION 4. A facility is not required to comply with the reporting requirements under Section 322.056, Health and Safety Code, as added by this Act, before January 1, 2014. SECTION 5. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this 		
	1-22 1-23 1-24 1-25 1-26 1-27 1-28 1-29 1-30 1-31 1-32 1-33 1-35 1-36 1-37 1-38 1-37 1-38 1-37 1-38 1-37 1-38 1-37 1-38 1-37 1-38 1-37 1-42 1-42 1-42 1-42 1-42 1-48 1-49 1-51 1-52 1-53 1-55 1-56	certain facilities. BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: SECTION 1. Section 322.052, Health and Safety Code, is amended by adding Subsection (b-1) to read as follows: (1) authorize a registered nurse, other than the nurse who initiated the use of restraint or seclusion, who is trained to assess medical and psychiatric stability with demonstrated competence as required by rule to conduct a face-to-face evaluation of a patient in a hospital or facility licensed under Chapter 241 or 577 not later than one hour after the time the use of restraint or seclusion is initiated; and (2) require a physician to conduct a face-to-face evaluation of a patient in a hospital or facility licensed under Chapter 241 or 577 and document clinical justification for continuing the restraint or seclusion before issuing or renewing an order that continues the use of the restraint or seclusion. SECTION 2. Subchapter B, Chapter 322, Health and Safety Code, is amended by adding Section 322.056 to read as follows: Sec. 322.056. REPORTING REQUIREMENT. A facility shall file with the Department of State Health Services a quarterly report regarding hospital-based inpatient psychiatric services measures related to the use of restraint and seclusion that is required by the federal Centers for Medicare and Medicaid Services. SECTION 3. Not later than January 1, 2014, the executive commissioner of the Health and Human Services Commission shall adopt rules as required by Subsection (b-1), Section 322.052, Health and Safety Code, as added by this Act. SECTION 4. A facility is not required to comply with the reporting requirements under Section 322.056, Health and Safety Code, as added by this Act, before January 1, 2014. SECTION 5. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this

1-58

* * * * *