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FLOOR AMENDMENT NO. \_\_\_\_\_

HOUSE OF REPRESENTATIVES

BY:

1 Amend S.B. No. 200 (house committee printing) by adding the  
2 following appropriately numbered ARTICLE to the bill and  
3 renumbering subsequent ARTICLES of the bill accordingly:

4 ARTICLE \_\_\_\_ . DEPARTMENT REGULATION OF CERTAIN FACILITIES  
5 LICENSED BY THE DEPARTMENT

6 SECTION \_\_\_\_ .01. Chapter 245, Health and Safety Code, is  
7 amended by adding Section 245.0101 to read as follows:

8 Sec. 245.0101. DEPARTMENT STANDARDS FOR OVERSIGHT OF  
9 CERTAIN PROCEDURES PERFORMED AT LICENSED FACILITY. (a)

10 Notwithstanding Section 245.010(a), the department's minimum  
11 standards adopted under Section 245.010 must include standards  
12 for the medical treatment and medical services provided at the  
13 facility that prohibit the performance of an abortion at the  
14 facility on the basis that the fetus has a severe and  
15 irreversible abnormality, as defined by Section 285.202.

16 (b) The executive commissioner shall adopt rules  
17 implementing this section.

18 SECTION \_\_\_\_ .02. The executive commissioner of the Health  
19 and Human Services Commission may identify rules required by the  
20 passage of this Act that must be adopted on an emergency basis  
21 to allow the Department of State Health Services to regulate the  
22 licensed facilities in compliance with this article, and may use  
23 the procedures established under Section 2001.034, Government  
24 Code, for adopting those rules. The executive commissioner is  
25 not required to make the finding described by Section  
26 2001.034(a), Government Code, to adopt emergency rules under  
27 this section.