

By: Naishtat

H.B. No. 2588

A BILL TO BE ENTITLED

1 AN ACT
2 relating to disclosures by nursing homes and assisted living
3 facilities regarding certification or classification to provide
4 specialized care, treatment, or personal care services to residents
5 with Alzheimer's disease or related disorders; adding requirements
6 for an occupational license.

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

8 SECTION 1. Section 242.202(d), Health and Safety Code, is
9 amended to read as follows:

10 (d) The disclosure statement must contain the following
11 categories of information:

- 12 (1) the institution's philosophy of care;
- 13 (2) whether the institution is certified under Section
14 242.040 for the provision of specialized care and treatment of
15 residents with Alzheimer's disease and related disorders;
- 16 (3) the preadmission, admission, and discharge
17 process;
- 18 (4) [~~3~~] resident assessment, care planning, and
19 implementation of the care plan;
- 20 (5) [~~4~~] staffing patterns, such as
21 resident-to-staff ratios, and staff training;
- 22 (6) [~~5~~] the physical environment of the
23 institution;
- 24 (7) [~~6~~] resident activities;

1 (8) [~~(7)~~] program costs;
2 (9) [~~(8)~~] systems for evaluation of the institution's
3 programs for residents;
4 (10) [~~(9)~~] family involvement in resident care; and
5 (11) [~~(10)~~] the toll-free telephone number maintained
6 by the department for acceptance of complaints against the
7 institution.

8 SECTION 2. Section [247.026](#), Health and Safety Code, is
9 amended by adding Subsection (c-1) to read as follows:

10 (c-1) The board shall require each assisted living facility
11 to include in the facility's consumer disclosure whether the
12 facility holds a license classified under Section [247.029](#) for the
13 provision of personal care services to residents with Alzheimer's
14 disease or related disorders.

15 SECTION 3. The executive commissioner of the Health and
16 Human Services Commission, as soon as practicable after the
17 effective date of this Act, shall adopt any necessary rules
18 prescribing the form of the disclosures under Sections [242.202](#) and
19 [247.026](#), Health and Safety Code, as amended by this Act.

20 SECTION 4. The change in law made by this Act applies to
21 disclosures provided on or after January 1, 2016.

22 SECTION 5. This Act takes effect September 1, 2015.