

By: Perez

H.B. No. 2520

A BILL TO BE ENTITLED

AN ACT

1
2 relating to disclosure requirements of certain nursing facilities
3 that provide care for persons with Alzheimer's disease and related
4 disorders.

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

6 SECTION 1. Subchapter B, Chapter 242, Health and Safety
7 Code, is amended by adding Section 242.0405 to read as follows:

8 Sec. 242.0405. NOTICE OF ALZHEIMER'S DISEASE AND RELATED
9 DISORDERS CERTIFICATION. (a) A nursing facility shall prepare a
10 written notice disclosing whether the facility is certified under
11 Section 242.040 for the provision of specialized care and treatment
12 of residents with Alzheimer's disease and related disorders.

13 (b) The nursing facility shall provide the notice described
14 by Subsection (a) to:

15 (1) each resident of the facility;

16 (2) each person applying for services from the
17 facility or the person's next of kin or guardian; and

18 (3) any person requesting the information.

19 (c) A nursing facility shall keep a record of each person to
20 whom notice is provided under Subsection (b).

21 SECTION 2. Section 242.042, Health and Safety Code, is
22 amended by adding Subsection (a-1) to read as follows:

23 (a-1) In addition to the information displayed under
24 Subsection (a), each institution shall prominently and

1 conspicuously post for display in a public area of the institution
2 that is readily available to residents, employees, and visitors a
3 written notice described by Section 242.0405.

4 SECTION 3. Section 242.202(d), Health and Safety Code, is
5 amended to read as follows:

6 (d) The disclosure statement must contain the following
7 categories of information:

8 (1) the institution's philosophy of care;

9 (2) ~~whether the institution is certified under~~
10 ~~Section 242.040 for the provision of specialized care and treatment~~
11 ~~of residents with Alzheimer's disease and related disorders;~~

12 ~~(3)~~ the preadmission, admission, and discharge
13 process;

14 (3) ~~(4)~~ resident assessment, care planning, and
15 implementation of the care plan;

16 (4) ~~(5)~~ staffing patterns, such as
17 resident-to-staff ratios, and staff training;

18 (5) ~~(6)~~ the physical environment of the
19 institution;

20 (6) ~~(7)~~ resident activities;

21 (7) ~~(8)~~ program costs;

22 (8) ~~(9)~~ systems for evaluation of the institution's
23 programs for residents;

24 (9) ~~(10)~~ family involvement in resident care; and

25 (10) ~~(11)~~ the toll-free telephone number maintained
26 by the department for acceptance of complaints against the
27 institution.

1 SECTION 4. As soon as practicable after the effective date
2 of this Act, the executive commissioner of the Health and Human
3 Services Commission shall adopt rules to implement the changes in
4 law made by this Act.

5 SECTION 5. This Act takes effect September 1, 2017.