

By: Muñoz, Jr.

H.B. No. 3873

A BILL TO BE ENTITLED

AN ACT

relating to the removal of certain persons from the employee misconduct registry.

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

SECTION 1. Section 253.010, Health and Safety Code, is amended to read as follows:

Sec. 253.010. REMOVAL FROM REGISTRY. (a) The Health and Human Services Commission [~~department~~] may remove a person from the employee misconduct registry if, after receiving a written request from the person, the commission [~~department~~] determines that the person does not meet the requirements for inclusion in the employee misconduct registry.

(b) The executive commissioner by rule shall adopt a procedure for the Health and Human Services Commission to remove a person from the employee misconduct registry if, after receiving a written request from the person, the commission determines the person:

- (1) does not qualify for removal under Subsection (a);
- (2) has been included in the employee misconduct registry for at least six months; and
- (3) no longer poses a risk of committing reportable conduct.

SECTION 2. This Act takes effect September 1, 2017.