

By: Noble

H.B. No. 3079

Substitute the following for H.B. No. 3079:

By: Hinojosa

C.S.H.B. No. 3079

A BILL TO BE ENTITLED

1 AN ACT
2 relating to investigations of abuse, neglect, or exploitation of
3 home and community support services agencies providing inpatient
4 hospice services.

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

6 SECTION 1. Subchapter A, Chapter 142, Health and Safety
7 Code, is amended by adding Section 142.0095 to read as follows:

8 Sec. 142.0095. INVESTIGATIONS OF HOME AND COMMUNITY SUPPORT
9 SERVICES AGENCIES PROVIDING HOSPICE SERVICES. The commission or
10 its authorized representative shall investigate an allegation of
11 abuse, neglect, or exploitation of a client of any age of a home and
12 community support services agency if:

13 (1) the abuse, neglect, or exploitation occurs when
14 the client is receiving inpatient hospice services; and

15 (2) the alleged perpetrator of the abuse, neglect, or
16 exploitation is an employee, volunteer, contractor, or
17 subcontractor of the home and community support services agency.

18 SECTION 2. Section 142.0095, Health and Safety Code, as
19 added by this Act, applies only to an allegation made on or after
20 the effective date of this Act.

21 SECTION 3. This Act takes effect immediately if it receives
22 a vote of two-thirds of all the members elected to each house, as
23 provided by Section 39, Article III, Texas Constitution. If this
24 Act does not receive the vote necessary for immediate effect, this

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1 Act takes effect September 1, 2019.