87R7872 JG-D

By:  Sanford H.J.R. No. 110

A JOINT RESOLUTION

proposing a constitutional amendment establishing a right for residents of certain long-term care facilities to designate an essential caregiver who is provided meaningful access to the resident during public health emergencies.

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

SECTION 1.  Article I, Texas Constitution, is amended by adding Section 35 to read as follows:

Sec. 35.  (a)  Each nursing facility, assisted living facility, intermediate care facility, and state supported living center, as those terms are defined by general law, shall develop and implement policies and procedures to allow each resident of the facility or center to designate at least one essential caregiver who is provided meaningful access to the resident, including in-person visitation, during a public health emergency declared under general law.

(b)  The legislature by general law may prescribe guidelines for a facility or center described by Subsection (a) of this section to follow in establishing essential caregiver visitation policies and procedures.

SECTION 2.  This proposed constitutional amendment shall be submitted to the voters at an election to be held November 2, 2021. The ballot shall be printed to permit voting for or against the proposition: "The constitutional amendment establishing a right for residents of certain long-term care facilities to designate an essential caregiver who is provided meaningful access to the resident during public health emergencies."