

1-1 By: Miles, Campbell S.B. No. 505
 1-2 (In the Senate - Filed January 28, 2021; March 9, 2021, read
 1-3 first time and referred to Committee on Health & Human Services;
 1-4 May 20, 2021, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 7, Nays 1; May 20, 2021,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12			X	
1-13	X			
1-14		X		
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 505 By: Perry

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the prohibited discharge of a patient to certain
 1-22 unlicensed or unpermitted group-centered facilities.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. The heading to Chapter 256, Health and Safety
 1-25 Code, is amended to read as follows:

1-26 CHAPTER 256. SAFE PATIENT HANDLING, ~~[AND]~~ MOVEMENT, AND DISCHARGE
 1-27 PRACTICES

1-28 SECTION 2. Chapter 256, Health and Safety Code, is amended
 1-29 by adding Section 256.003 to read as follows:

1-30 Sec. 256.003. PROHIBITED DISCHARGE OF PATIENTS TO CERTAIN
 1-31 FACILITIES. (a) Subject to Subsection (b), a hospital or other
 1-32 health facility may discharge or otherwise release a patient to the
 1-33 care of a group home, boarding home facility, or similar
 1-34 group-centered facility only if the person who operates the
 1-35 facility holds a license or permit issued in accordance with
 1-36 applicable state law.

1-37 (b) A hospital or other health facility may discharge or
 1-38 otherwise release a patient to the care of a group home, boarding
 1-39 home facility, or similar group-centered facility operated by a
 1-40 person who does not hold a license or permit issued in accordance
 1-41 with applicable state law only if:

1-42 (1) no facility described by this section is operated
 1-43 in the county by a person who holds the applicable license or
 1-44 permit; or

1-45 (2) the patient voluntarily elects to reside in the
 1-46 facility of the unlicensed or unpermitted person.

1-47 (c) A hospital or other health facility is not liable for
 1-48 damages to a patient resulting from the patient's discharge or
 1-49 release to a group home, boarding home facility, or similar
 1-50 group-centered facility under Subsection (b).

1-51 (d) A local health authority may not issue an order
 1-52 authorizing a hospital or health facility to discharge or release a
 1-53 patient to a facility in a manner that conflicts with this section.

1-54 SECTION 3. This Act takes effect September 1, 2021.

1-55 * * * * *