1 AN ACT

2 relating to health care institution reporting of federal money

3 received for the coronavirus disease public health emergency.

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

5 SECTION 1. Subtitle D, Title 2, Health and Safety Code, is

6 amended by adding Chapter 81A to read as follows:

7 CHAPTER 81A. CORONAVIRUS DISEASE PUBLIC HEALTH EMERGENCY REPORTING

8 Sec. 81A.001. DEFINITIONS. In this chapter:

9 (1) "Coronavirus disease public health emergency"

10 means the period:

11 (A) beginning on the date the public health

12 emergency declared by the United States secretary of health and

13 human services under Section 319, Public Health Service Act (42

14 U.S.C. Section 247d), on January 31, 2020, with respect to the

15 coronavirus disease (COVID-19) took effect; and

16 (B) ending on the earlier of:

17 (i) the date the public health emergency

18 described by Paragraph (A) of this subdivision ends; or

19 (ii) January 1, 2023.

20 (2) "Health care institution" has the meaning assigned

21 by Section 74.001, Civil Practice and Remedies Code.

22 Sec. 81A.002. HEALTH CARE INSTITUTION REPORT. (a) Except

23 as provided by Subsection (b), and subject to Subsection (d), a

24 health care institution that receives federal money for assisting

1 health care institutions during the coronavirus disease public

2 health emergency, including money received under the Coronavirus

3 Aid, Relief, and Economic Security Act (15 U.S.C. Section 9001 et

4 seq.), the Consolidated Appropriations Act, 2021 (Pub. L.

5 No. 116-260), and the American Rescue Plan Act of 2021 (Pub. L.

6 No. 117-2), shall report the money received to the commission on a

7 monthly basis. A health care institution's initial report to the

8 commission must include all federal money received by the

9 institution during the period beginning January 31, 2020, and

10 ending August 31, 2021.

11 (b) A health care institution is not required to report

12 federal money:

13 (1) received as a loan during the coronavirus disease

14 public health emergency from the United States Small Business

15 Administration as part of a paycheck protection program; or

16 (2) received under Subsection (a) if the health care

17 institution returned or repaid the money to the federal government.

18 (c) Each quarter, the commission shall compile the

19 information described by Subsection (a) into a written report

20 provided to:

21 (1) the governor, lieutenant governor, and speaker of

22 the house of representatives;

23 (2) the Legislative Budget Board; and

24 (3) the standing committees of the legislature with

25 primary jurisdiction over state finance and public health.

26 (d) The commission shall establish procedures for health

27 care institutions to report the information required under

1 Subsection (a). In establishing the procedures, the commission

2 shall to the extent practicable:

3   (1) minimize duplication of reporting by institutions

4 to the commission; and

5   (2) avoid requiring institutions to report

6 information that is duplicative of information that institutions

7 are required to report to the federal government.

8   Sec. 81A.003. DISCIPLINARY ACTION BY LICENSING AUTHORITY.

9 The appropriate licensing authority may take disciplinary action

10 against a health care institution that violates this chapter as if

11 the institution violated an applicable licensing law.

12   Sec. 81A.004. EXPIRATION. This chapter expires September

13 1, 2023.

14   SECTION 2. This Act takes effect September 1, 2021.

_____   _____
    President of the Senate   Speaker of the House

    I hereby certify that S.B. No. 809 passed the Senate on March 31, 2021, by the following vote: Yeas 31, Nays 0; and that the Senate concurred in House amendment on May 27, 2021, by the following vote: Yeas 30, Nays 1.

                               _____
                                 Secretary of the Senate

    I hereby certify that S.B. No. 809 passed the House, with amendment, on May 18, 2021, by the following vote: Yeas 136, Nays 1, two present not voting.

                               _____
                                 Chief Clerk of the House

Approved:

_____
           Date

_____
         Governor