

1-1 By: Kolkhorst, et al. S.B. No. 809
1-2 (In the Senate - Filed February 25, 2021; March 11, 2021,
1-3 read first time and referred to Committee on Health & Human
1-4 Services; March 29, 2021, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 8, Nays 0;
1-6 March 29, 2021, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	Kolkhorst	X		
1-10	Perry	X		
1-11	Blanco	X		
1-12	Buckingham	X		
1-13	Campbell	X		
1-14	Hall	X		
1-15	Miles		X	
1-16	Powell	X		
1-17	Seliger	X		

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 809 By: Blanco

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

1-21 relating to health care institution reporting of federal money
1-22 received for the coronavirus disease public health emergency.

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

1-24 SECTION 1. Subtitle D, Title 2, Health and Safety Code, is
1-25 amended by adding Chapter 81A to read as follows:

1-26 CHAPTER 81A. CORONAVIRUS DISEASE PUBLIC HEALTH EMERGENCY REPORTING

1-27 Sec. 81A.001. DEFINITIONS. In this chapter:

1-28 (1) "Coronavirus disease public health emergency"
1-29 means the period:

1-30 (A) beginning on the date the public health
1-31 emergency declared by the United States secretary of health and
1-32 human services under Section 319, Public Health Service Act (42
1-33 U.S.C. Section 247d), on January 31, 2020, with respect to the
1-34 coronavirus disease (COVID-19) took effect; and

1-35 (B) ending on the earlier of:

1-36 (i) the date the public health emergency
1-37 described by Paragraph (A) of this subdivision ends; or
1-38 (ii) January 1, 2023.

1-39 (2) "Health care institution" has the meaning assigned
1-40 by Section 74.001, Civil Practice and Remedies Code.

1-41 Sec. 81A.002. HEALTH CARE INSTITUTION REPORT. (a) Except
1-42 as provided by Subsection (b), and subject to Subsection (d), a
1-43 health care institution that receives federal money for assisting
1-44 health care institutions during the coronavirus disease public
1-45 health emergency, including money received under the Coronavirus
1-46 Aid, Relief, and Economic Security Act (15 U.S.C. Section 9001 et
1-47 seq.), the Consolidated Appropriations Act, 2021 (Pub. L.
1-48 No. 116-260), and the American Rescue Plan Act of 2021 (Pub. L.
1-49 No. 117-2), shall report the money received to the commission on a
1-50 monthly basis. A health care institution's initial report to the
1-51 commission must include all federal money received by the
1-52 institution during the period beginning January 31, 2020, and
1-53 ending August 31, 2021.

1-54 (b) A health care institution is not required to report
1-55 federal money received as a loan during the coronavirus disease
1-56 public health emergency from the United States Small Business
1-57 Administration as part of a paycheck protection program.

1-58 (c) Each quarter, the commission shall compile the
1-59 information described by Subsection (a) into a written report
1-60 provided to:

2-1 (1) the governor, lieutenant governor, and speaker of
2-2 the house of representatives;

2-3 (2) the Legislative Budget Board; and

2-4 (3) the standing committees of the legislature with
2-5 primary jurisdiction over state finance and public health.

2-6 (d) The commission shall establish procedures for health
2-7 care institutions to report the information required under
2-8 Subsection (a). In establishing the procedures, the commission
2-9 shall to the extent practicable:

2-10 (1) minimize duplication of reporting by institutions
2-11 to the commission; and

2-12 (2) avoid requiring institutions to report
2-13 information that is duplicative of information that institutions
2-14 are required to report to the federal government.

2-15 Sec. 81A.003. DISCIPLINARY ACTION BY LICENSING AUTHORITY.
2-16 The appropriate licensing authority may take disciplinary action
2-17 against a health care institution that violates this chapter as if
2-18 the institution violated an applicable licensing law.

2-19 Sec. 81A.004. EXPIRATION. This chapter expires September
2-20 1, 2023.

2-21 SECTION 2. This Act takes effect September 1, 2021.

2-22 * * * * *