A BILL TO BE ENTITLED

AN ACT

relating to the disclosure of certain information regarding the occurrence of communicable diseases in residential facilities.

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

SECTION 1. Subchapter B, Chapter 181, Health and Safety Code, is amended by adding Section 181.060 to read as follows:

Sec. 181.060. INFORMATION REGARDING COMMUNICABLE DISEASES IN CERTAIN FACILITIES. (a) In this section:

(1) "Communicable disease" has the meaning assigned by Section 81.003.

(2) "Facility" means:

(A) a nursing facility licensed under Chapter 242;

(B) a continuing care facility licensed under Chapter 246; and

(C) an assisted living facility licensed under Chapter 247.

(3) "Resident" means an individual, including a patient, who resides in a facility.

(b) In this chapter, protected health information does not include information that identifies:

(1) the name or location of a facility in which residents have been diagnosed with a communicable disease; or

(2) the number of residents who have been diagnosed
with a communicable disease in a facility.

(c) Unless made confidential under other law, the information described by Subsection (b) is not confidential and is subject to disclosure under Chapter 552, Government Code.

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