

AN ACT

relating to a study on administrative penalties assessed against a substance use disorder service provider and to requiring the Health and Human Services Commission to provide administrative penalty schedules on the commission's Internet website.

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

SECTION 1. (a) In this Act:

(1) "Commission" means the Health and Human Services Commission.

(2) "Substance use disorder service provider" means a person licensed or regulated under Chapter 464, Health and Safety Code.

(b) The commission shall conduct a study to evaluate certain administrative penalties assessed by the commission against substance use disorder service providers.

(c) In conducting the study, the commission shall evaluate:

(1) the effect of administrative penalties assessed against substance use disorder service providers on or before the repeal of 25 T.A.C. Sections 442.101, 442.102, 442.103, and 442.104 on March 1, 2020;

(2) the impact on substance use disorder service providers since March 1, 2020, of administrative penalties assessed against providers under the provisions listed in Subdivision (1) of this subsection;

1 (3) the economic impact on substance use disorder
2 service providers of the change in the administrative penalty
3 schedule since March 1, 2020;

4 (4) the effect of the changes described by
5 Subdivisions (1), (2), and (3) of this subsection on the ability of
6 a substance use disorder service provider to provide services in
7 this state; and

8 (5) whether the administrative penalty schedule
9 relating to substance use disorder service providers adopted after
10 March 1, 2020, is appropriate.

11 (d) Not later than January 1, 2022, the commission shall
12 prepare and submit to the legislature a written report containing
13 the results of the study and any recommendations for legislative or
14 other action.

15 (e) This section expires September 1, 2023.

16 SECTION 2. Section [464.019](#), Health and Safety Code, is
17 amended by adding Subsection (s) to read as follows:

18 (s) The commission shall post on the commission's Internet
19 website current administrative penalty schedules applicable to a
20 person licensed or regulated under this chapter. The commission
21 shall ensure that the administrative penalties listed in the posted
22 schedules are accurate.

23 SECTION 3. This Act takes effect September 1, 2021.

S.B. No. 2013

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 2013 passed the Senate on April 29, 2021, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 2013 passed the House on May 26, 2021, by the following vote: Yeas 118, Nays 29, two present not voting.

Chief Clerk of the House

Approved:

Date

Governor