

By: Kolkhorst, et al.

S.J.R. No. 19

1 SENATE JOINT RESOLUTION

2 proposing a constitutional amendment establishing a right for
3 certain residents receiving care in residential settings to
4 designate an essential caregiver for in-person visitation.

5 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Article I, Texas Constitution, is amended by
7 adding Section 35 to read as follows:

8 Sec. 35. (a) A resident of a nursing facility, assisted
9 living facility, intermediate care facility for individuals with an
10 intellectual disability, residence providing home and
11 community-based services, or state supported living center, as
12 those terms are defined by general law, has the right to designate
13 an essential caregiver with whom the facility, residence, or center
14 may not prohibit in-person visitation.

15 (b) The legislature by general law may provide for
16 guidelines for a facility, residence, or center described by
17 Subsection (a) of this section to follow in establishing essential
18 caregiver visitation policies and procedures.

19 SECTION 2. This proposed constitutional amendment shall be
20 submitted to the voters at an election to be held November 2, 2021.
21 The ballot shall be printed to permit voting for or against the
22 proposition: "The constitutional amendment establishing a right
23 for certain residents receiving care in residential settings to
24 designate an essential caregiver for in-person visitation."