

By: Johnson

S.B. No. 681

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the applicability of certain laws regarding the  
3 occupational licensing of individuals with criminal convictions to  
4 the licensing of certain long-term health care facility personnel.

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

6 SECTION 1. Subchapter I, Chapter 242, Health and Safety  
7 Code, as added by Section 1.01, Chapter 1280 (S.B. 84), Acts of the  
8 75th Legislature, Regular Session, 1997, is amended by adding  
9 Section 242.3061 to read as follows:

10 Sec. 242.3061. APPLICABILITY OF OTHER LAW. Chapter 53,  
11 Occupations Code, does not apply to the issuance or renewal of a  
12 license under this subchapter.

13 SECTION 2. Subchapter I, Chapter 242, Health and Safety  
14 Code, as added by Section 2.01, Chapter 1280 (S.B. 84), Acts of the  
15 75th Legislature, Regular Session, 1997, is amended by adding  
16 Section 242.3115 to read as follows:

17 Sec. 242.3115. APPLICABILITY OF OTHER LAW. Chapter 53,  
18 Occupations Code, does not apply to the issuance or renewal of a  
19 license under this subchapter.

20 SECTION 3. Subchapter N, Chapter 242, Health and Safety  
21 Code, is amended by adding Section 242.6111 to read as follows:

22 Sec. 242.6111. APPLICABILITY OF OTHER LAW. Chapter 53,  
23 Occupations Code, does not apply to the issuance or renewal of a  
24 permit to administer medication under this subchapter.

1 SECTION 4. Section 250.0035, Health and Safety Code, is  
2 amended by adding Subsection (c-1) to read as follows:

3 (c-1) Chapter 53, Occupations Code, does not apply to the  
4 issuance or renewal of a nurse aide's certificate of registration  
5 or an applicant's inclusion in the nurse aide registry under this  
6 section.

7 SECTION 5. The changes in law made by this Act to Chapters  
8 242 and 250, Health and Safety Code, apply only to a license,  
9 permit, or certificate of registration issued or renewed on or  
10 after the effective date of this Act. A license, permit, or  
11 certificate of registration issued or renewed before the effective  
12 date of this Act is governed by the law in effect when the license,  
13 permit, or certificate was issued or renewed, and the former law is  
14 continued in effect for that purpose.

15 SECTION 6. This Act takes effect September 1, 2023.