

BILL ANALYSIS

Senate Research Center
76R2048 JRD-D

C.S.S.B. 19
By: Zaffirini
Human Services
2/10/1999
Committee Report (Substituted)

DIGEST

Currently, in Texas there is not a one-year probationary period for newly licensed nursing facility owners. A probationary license will facilitate the Texas Department of Human Services in efforts to ensure that only nursing facilities providing high-quality care are allowed to continue to operate. This bill would create a one-year probationary license for nursing facility owners who previously have not conducted business in the state.

PURPOSE

As proposed, C.S.S.B. 19 creates a one-year probationary license for nursing facility owners who previously have not conducted business in the state.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 242.033, Health and Safety Code, by amending Subsection (d), and adding Subsection (f), as follows:

(d) Provides that Subsection (f) is an exception to this subsection. Makes conforming changes.

(f) Creates a probationary license status for a period of one year for initial license holders. Authorizes a license to be issued after the probationary period only if certain requirements have been met.

SECTION 2. Amends Section 242.034, Health and Safety Code, to prohibit a license fee for a probationary license issued under Section 242.033(f) from exceeding \$125 plus certain additional fees. Makes conforming changes.

SECTION 3. Effective date: September 1, 1999.
Makes application of this Act prospective.

SECTION 4. Emergency clause.

SUMMARY OF COMMITTEE CHANGES

Relating clause.

Amends the relating clause to state that the bill relates to the issuance and renewal of certain initial probationary licenses granted for a nursing or convalescent home or related institution.

SECTION 2.

Amends Section 242.034, Health and Safety Code, to prohibit a license fee for a probationary license issued under Section 242.033(f) from exceeding \$125 plus certain additional fees.

Makes conforming changes.

SECTION 3.

Makes a conforming change.