

1-1 By: Capriglione, et al. (Senate Sponsor - Perry) H.B. No. 3428
1-2 (In the Senate - Received from the House May 6, 2019;
1-3 May 7, 2019, read first time and referred to Committee on Health &
1-4 Human Services; May 20, 2019, reported favorably by the following
1-5 vote: Yeas 9, Nays 0; May 20, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to training on Alzheimer's disease and dementia for
1-20 certain Department of Family and Protective Services employees and
1-21 area agencies on aging employees and volunteers.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Subchapter B, Chapter 40, Human Resources Code,
1-24 is amended by adding Section 40.036 to read as follows:

1-25 Sec. 40.036. ALZHEIMER'S DISEASE AND DEMENTIA TRAINING.

1-26 (a) In this section:

1-27 (1) "Adult protective services employee" means a
1-28 division employee who performs a function described by Section
1-29 40.035(a).

1-30 (2) "Division" means the department's adult protective
1-31 services division.

1-32 (b) Except as provided by Subsections (c) and (d), the
1-33 department shall develop a training program for adult protective
1-34 services employees on identifying and interacting with individuals
1-35 who have Alzheimer's disease or dementia. The program must include
1-36 an initial four-hour training requirement and an annual two-hour
1-37 continuing education requirement. The requirements are in addition
1-38 to the training required by Section 40.035, but may be provided in
1-39 conjunction with that training. The training program must cover,
1-40 at a minimum, information about:

1-41 (1) dementia, including behavioral and psychiatric
1-42 symptoms;

1-43 (2) interaction with an individual who has impaired
1-44 communication skills, including effective and respectful
1-45 communication techniques;

1-46 (3) techniques for understanding and approaching an
1-47 individual's behavioral symptoms;

1-48 (4) specific aspects of safety, including wandering by
1-49 an individual;

1-50 (5) abuse, neglect, and exploitation, as defined by
1-51 Section 48.002, of an individual with Alzheimer's disease or
1-52 dementia, including:

1-53 (A) identifying the most common types of abuse;

1-54 (B) recognizing signs of abuse, neglect, and
1-55 exploitation; and

1-56 (C) identifying when it is necessary to contact a
1-57 law enforcement agency about potential criminal behavior toward an
1-58 individual with Alzheimer's disease or dementia that is committed
1-59 by a family member or caretaker of the individual or that occurs in
1-60 an institution;

1-61 (6) identification of self-neglect by an individual

2-1 with Alzheimer's disease or dementia; and
2-2 (7) protocols for connecting an individual with
2-3 Alzheimer's disease or dementia to local care resources or
2-4 professionals who are skilled in dementia care to encourage
2-5 cross-referring the individual for services and increase reporting
2-6 of incidents of abuse, neglect, or exploitation.

2-7 (c) The division may use a training program developed or
2-8 adopted by the Health and Human Services Commission or the
2-9 Department of State Health Services if the program is equivalent to
2-10 or more extensive than the program requirements under Subsection
2-11 (b).

2-12 (d) If another state law or a federal law or regulation
2-13 requires training on Alzheimer's disease or dementia that is more
2-14 rigorous or extensive than the training required by Subsection (b),
2-15 the division shall provide training to adult protective services
2-16 employees that complies with that law or regulation.

2-17 (e) An area agency on aging must ensure that the agency's
2-18 employees or volunteers who provide services directly to an elderly
2-19 individual or the individual's family members or caregivers receive
2-20 training on Alzheimer's disease and dementia. The training must:

2-21 (1) be evidence-based or evidence-informed; and

2-22 (2) focus on:

2-23 (A) recognizing the signs and symptoms of
2-24 cognitive impairments caused by Alzheimer's disease or dementia;
2-25 and

2-26 (B) understanding how the cognitive impairments
2-27 may affect the screening of and service planning for an elderly
2-28 individual.

2-29 (f) An area agency on aging may provide the training
2-30 described by Subsection (b) through:

2-31 (1) a course developed by the agency; or

2-32 (2) a course that is available from the department,
2-33 the Health and Human Services Commission, the Department of State
2-34 Health Services, or an entity that is involved in education or
2-35 services relating to Alzheimer's disease or dementia, including the
2-36 Alzheimer's Association and caregiver organizations.

2-37 SECTION 2. As soon as practicable after the effective date
2-38 of this Act, the Department of Family and Protective Services
2-39 shall:

2-40 (1) develop or approve the Alzheimer's disease and
2-41 dementia training program required by Section 40.036, Human
2-42 Resources Code, as added by this Act; and

2-43 (2) begin providing the initial training required by
2-44 that section to all existing and newly hired adult protective
2-45 services employees, as defined by that section.

2-46 SECTION 3. This Act takes effect September 1, 2019.

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