

1-1 By: Guillen, Klick (Senate Sponsor - Zaffirini) H.B. No. 3803
1-2 (In the Senate - Received from the House May 8, 2019;
1-3 May 10, 2019, read first time and referred to Committee on Health &
1-4 Human Services; May 20, 2019, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;
1-6 May 20, 2019, sent to printer.)

1-7	COMMITTEE VOTE			
1-8		Yea	Nay	Absent
1-9	Kolkhorst	X		PNV
1-10	Perry	X		
1-11	Buckingham	X		
1-12	Campbell	X		
1-13	Flores	X		
1-14	Johnson	X		
1-15	Miles	X		
1-16	Powell	X		
1-17	Seliger	X		

1-18 COMMITTEE SUBSTITUTE FOR H.B. No. 3803 By: Perry

1-19 A BILL TO BE ENTITLED
1-20 AN ACT

1-21 relating to the maximum amount of an administrative penalty
1-22 assessed on certain long-term care facilities.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 252.065(b), Health and Safety Code, is
1-25 amended to read as follows:

1-26 (b) The penalty for a facility with fewer than 60 beds shall
1-27 be not less than \$100 or more than \$1,000 for each violation. The
1-28 penalty for a facility with 60 beds or more shall be not less than
1-29 \$100 or more than \$5,000 for each violation. Each day a violation
1-30 occurs or continues is a separate violation for purposes of
1-31 imposing a penalty. The total amount of a penalty assessed under
1-32 this subsection for each day a violation occurs or continues may not
1-33 exceed:

- 1-34 (1) \$5,000 for a facility with fewer than 60 beds; and
1-35 (2) \$25,000 for a facility with 60 beds or more.

1-36 SECTION 2. The Health and Human Services Commission is
1-37 required to implement a provision of this Act only if the
1-38 legislature appropriates money to the commission specifically for
1-39 that purpose. If the legislature does not appropriate money
1-40 specifically for that purpose, the commission may, but is not
1-41 required to, implement a provision of this Act using other
1-42 appropriations that are available for that purpose.

1-43 SECTION 3. This Act takes effect September 1, 2019.

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