

1-1 By: Seliger S.B. No. 1103
 1-2 (In the Senate - Filed March 5, 2021; March 18, 2021, read
 1-3 first time and referred to Committee on Health & Human Services;
 1-4 March 26, 2021, reported favorably by the following vote: Yeas 8,
 1-5 Nays 0; March 26, 2021, 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 the regulation of nurse aides; requiring an
 1-20 occupational registration.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 250.001, Health and Safety Code, is
 1-23 amended by adding Subdivisions (6) and (7) to read as follows:

1-24 (6) "Commission" means the Health and Human Services
 1-25 Commission.

1-26 (7) "Executive commissioner" means the executive
 1-27 commissioner of the commission.

1-28 SECTION 2. Section 250.0035, Health and Safety Code, is
 1-29 amended to read as follows:

1-30 Sec. 250.0035. CERTIFICATE OF REGISTRATION; REQUIREMENTS
 1-31 FOR INCLUSION IN NURSE AIDE REGISTRY [~~TRAINING REQUIREMENTS;~~
 1-32 ~~CONTINUING EDUCATION~~]. (a) To be listed on the nurse aide
 1-33 registry, an applicant must:

1-34 (1) complete a training program approved by the
 1-35 commission [~~Department of Aging and Disability Services~~] that
 1-36 includes:

1-37 (A) [~~(1)~~] not less than 100 hours of course work
 1-38 as specified by rule; and

1-39 (B) [~~(2)~~] a competency evaluation on completion
 1-40 of the training program; and

1-41 (2) hold a certificate of registration issued by the
 1-42 commission on completion of the training program required under
 1-43 Subdivision (1).

1-44 (b) A certificate of registration and listing on the nurse
 1-45 aide registry expire [~~expires~~] on the second anniversary of the
 1-46 date the certificate is issued and the nurse aide is listed in the
 1-47 registry [~~of the listing~~].

1-48 (c) To renew a nurse aide's certificate of registration and
 1-49 listing on the registry, the nurse aide must complete at least 24
 1-50 hours of in-service education every two years, including training
 1-51 in geriatrics and, if applicable, in the care of patients with
 1-52 Alzheimer's disease.

1-53 (d) The executive commissioner [~~of the Health and Human~~
 1-54 ~~Services Commission~~] shall adopt the rules [~~as~~] necessary to
 1-55 implement this section, including rules for the issuance and
 1-56 renewal of a certificate of registration under this section and the
 1-57 regulation of nurse aides as necessary to protect the public health
 1-58 and safety.

1-59 SECTION 3. (a) As soon as practicable after the effective
 1-60 date of this Act, the executive commissioner of the Health and Human
 1-61 Services Commission shall adopt the rules and procedures necessary

2-1 to implement Section 250.0035, Health and Safety Code, as amended
2-2 by this Act.

2-3 (b) Notwithstanding Section 250.0035, Health and Safety
2-4 Code, as amended by this Act, a nurse aide is not required to hold a
2-5 certificate of registration issued under that section until
2-6 September 1, 2022.

2-7 SECTION 4. This Act takes effect September 1, 2021.

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