

- SUBJECT:** Employment at certain facilities serving elderly or disabled individuals
- COMMITTEE:** Human Services — committee substitute recommended
- VOTE:** 8 ayes — Rose, Herrero, Darby, Elkins, Hughes, Legler, Naishtat, Walle
0 nays
1 absent — Hernandez
- WITNESSES:** For — Katrina Daniels, Bexar County District Attorney’s Office; Rachel Hammon, Texas Association for Home Care; (*Registered, but did not testify*: Carlos Higgins, Katy Kappel, Texas Silver-Haired Legislature)
Against — None
- BACKGROUND:** Criminal history checks of employees and applicants are required for employment in certain facilities serving elderly and disabled individuals. Health and Safety Code, sec. 250.006(a) lists 24 offenses for which conviction precludes employment by these facilities.
Health and Safety Code, ch. 253 establishes the employee misconduct registry.
Penal Code, sec. 36.06 establishes the offense of obstruction or retaliation.
- DIGEST:** CSHB 2329 would amend Health and Safety Code, sec. 250.006(a) by adding obstruction or retaliation to the list of offenses for which a conviction would bar employment in facilities serving the elderly or disabled.
The bill would amend the definition of "reportable conduct" in Health and Safety Code, sec. 253.001(5) to include the solicitation of a gift from a resident or consumer of a facility.
The bill would take effect September 1, 2009.