

BILL ANALYSIS

Senate Research Center
76R13533 CMR-D

C.S.H.B. 2037
By: Gray (Carona)
Health Services
5/12/1999
Committee Report (Substituted)

DIGEST

Currently, Texas law allows for the collection of home and community support licensing fees in amounts reasonable to administer Chapter 142, Health and Safety Code, but without allowing for the collection of fees from applicants who do not submit applications in a timely manner. It is reported that approximately five percent of the 2,400 annual renewal applications are not submitted in a timely manner. This bill would set forth procedures and fees for license renewal with the Texas Department of Health.

PURPOSE

As proposed, C.S.H.B. 2037 sets forth procedures and fees for license renewal with the Texas Department of Health.

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 Chapter 142A, Health and Safety Code, by adding Section 142.0105, as follows:

Sec. 142.0105. LICENSE RENEWAL. Authorizes a person eligible to renew a license to renew an unexpired license by paying the required renewal fee to the Texas Department of Health (department) before the expiration date of the license. Prohibits a person from engaging in activities that require a license until the license has been renewed. Authorizes a person whose license has been expired for 90 days or less to renew the license by paying the renewal fee in an amount equal to 1-1/2 times the normally required amount. Authorizes a person whose license has been expired for more than 90 days but less than one year to renew the license by paying the renewal fee in an amount equal to two times the normally required amount. Prohibits a person whose license has been expired for one year or more from renewing the license, and provides that a person may obtain a new license by complying with the requirements and procedures for obtaining an original license. Requires the department to send written notice of a license's pending expiration to the holder of a license not later than 30 days before the expiration date of the license.

SECTION 2. Effective date: September 1, 1999.

SECTION 3. Emergency clause.