

The Texas Model of Boarding Home Regulation

Legislative Health and Human Services Committee

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Texas House Bill 216 (2009)

- Directed Texas Health and Human Services Commission to develop model standards for use statewide
- Gave local governments the option to regulate boarding homes subject to certain requirements
- No appropriation attached

HB 216 Local Gov't Requirements

- Require owners and operators to be registered
- Inspect and investigate each BH before issuing certificate of registration or renewal
- Maintain registry of BHs
- Inspect registered BHs at least once during 2 year registration period
- Set registration fees to cover administrative costs
- Provide education and outreach to owners and operators

HHSC Model Standards

- “Boarding home” furnishes lodging to 3 or more persons and provides community meals, light housework, meal preparation, transportation, grocery shopping, money management, laundry services or assistance with self-administration of medication
- Excludes help with ADLs or administration of medications by licensed personnel

HHSC Model Standards cont'd

- Standard 1- physical plant meets applicable zoning and structural codes, utilities in working condition, square footage, bathrooms, kitchens, linens, storage, furniture, laundry facilities
- Standard 2-sanitation, pest control, cleaning products; food prep and storage, meals
- Standard 3-reporting accidents and incidents, policies and procedures to ensure health and safety of residents, safeguards against financial misconduct or conflicts of interest

HHSC Model Standards Cont'd

- Standard 4- assistance with administration of medication
- Standard 5- in service education of BH staff
- Standard 6- criminal background history checks
- Standard 7- periodic assessment of residents to ensure they are capable of self-administration of medication and basic personal care.

Texas Department of Aging and Disability Services responsibilities

- Informing local governments about Model Standards
- Making Model Standards readily available
- Alerting local governments who adopt Model Standards of their reporting obligations and creating a mechanism for local governments to submit reports
- Compiling local government reports and reporting to the legislature biennially

Implementation

- As of September 2014, four local governments had adopted model standards: Brenham, Dallas, El Paso and San Antonio
- Number of BH residents reported: Dallas- 1,083; El Paso- 297; San Antonio- 156
- Dallas and San Antonio ordinances provide that costs of relocating a resident in event of closure of BH will be charged to owner and operator of closed BH
- San Antonio charges \$1,000 for issuance and renewal of permit