

**Dallas County Behavioral Health Leadership Team**  
**Thursday, April 13, 2023**  
**9:30am -11:00am**  
**In-Person & Virtual Meetings via Microsoft Teams**

- I. Welcome and Call to Order
  - Review/Approval of March 9, 2023, Meeting Minutes
- II. Introductions
- III. **Presentation:**  
Opioid Response Grant and Pretrial Diversion Assessment Program Update  
**Presenters:**
  - **Laura Edmonds**, Assistant Director Behavioral Health, Dallas County Criminal Justice Department
  - **Crystal Garland**, Program Manager, Opioid Response Grant, Dallas County Criminal Justice Department
  - **Audrey Garnett**, Deputy Chief Restorative Justice Division, Dallas County District Attorney's Office
- IV. North Texas Behavioral Health Authority (NTBHA) Update
- V. Meadows Mental Health Policy Institute (MMHPI) Update
- VI. Dallas County Behavioral Health Housing Workgroup Update
- VII. Dallas County Mental Health Advisory Committee Update
- VIII. Legislative Update
- IX. Funding Opportunities
  - The Cottages Update
  - SAMHSA Residential Treatment Grant Update
  - Community Courts Grant Update – Public Defender's Office (PD)
  - Restorative Justice Division Update – District Attorney's Office (RJD)
- X. Upcoming Events and Notifications
- XI. Public Comments
- XII. Adjournment

\* Indicates items requiring approval from Dallas County Behavioral Health Leadership Team

The following reports from BHLT Committees are included for your records: *ACOT, BHSC, PD Mental Health Stats, North Texas Behavioral Health Authority, FUSE and RJD Stats*. Unless action is required, there will be no verbal updates from those committees.



**DALLAS COUNTY, TEXAS**  
**Minutes of the Behavioral Health Leadership Team Meeting**  
**Thursday, March 09, 2023**  
**<https://www.dallascounty.org/departments/criminal-justice/bhlt/>**

**Welcome and Call to Order**

Commissioner John Wiley Price called the Behavioral Health Leadership Team (BHLT) meeting to order at 9:30AM, noting that legal notices had been posted. The Commissioners present were Commissioners John Wiley Price and Dr. Theresa Daniel. Commissioner Price entertained a motion for opening the meeting. A motion was made by Commissioner Dr. Theresa Daniel and seconded. The motion was unanimously passed by the committee members accepting the request to open the Behavioral Health Leadership Team meeting.

Commissioner Price welcomed everyone and announced that the meeting was being recorded and those who continued in attendance were consenting to being recorded as a part of the open records.

**Review/Approval of Minutes**

The minutes of the BHLT meeting held on Thursday, February 9, 2023, were included in the meeting packet. Commissioner Price offered an opportunity for the minutes to be reviewed or approved. The minutes were approved as submitted.

**Introductions**

Commissioner Price welcomed everyone to the meeting and asked first-time attendees to introduce themselves. First-time attendees were:

- Latoya Jenkins, Program Manager with Dallas County Commissioner Dr. Theresa Daniel's Office.
- Landy Blackmore, Director of Business Development for Hickory Trail Hospital.
- Kristen Peterson, Social Work Manager at Parkland Hospital.
- Monette Leggs, Director of Business Development at Dallas Behavioral Healthcare Hospital.
- Adrianna Lawson, Jail Population Coordinator with the Dallas County Criminal Justice Department.

**North Texas Behavioral Health Authority (NTBHA) Update**

Dr. Walter Taylor, Chief Strategy Officer of the North Texas Behavioral Health Authority, provided the NTBHA update, reporting that there was no meeting that month, but NTBHA was meeting and/or exceeding their monthly performance measures. The contract in partnership with Dallas County and Dallas Behavior Health Hospital for the hospital-based competency restoration

group had been signed with implementation ongoing, with Chad Anderson, Chief of Forensic and Intensive Services managing that project.

Dr. Taylor further reported that Carol Lucky represented the region well when she testified at the capitol hearings in Austin concerning the need for behavioral health workforce expansion and salary increases. He also commended Kayla Raab, Strategic Outreach Coordinator at North Texas Behavioral Health Authority for her continued outreach efforts in the faith-based community, mentioning that Miss Raab had been accepted into the Texas Christian University PhD program in Experimental Psychology.

Kayla Raab reported that there had been several meetings in the Dallas, North Texas, Fort Worth Metroplex, with Christian faiths, Abrahamic religions, Dallas Baptist Association, interdenominational alliances, and interfaith alliances such as Faith Forward Dallas, and any other faith/religions, to make these communities aware of the services available to their congregants through the North Texas Behavioral Health Authority.

#### **Meadows Mental Health Policy Institute (MMHPI)**

There was no report.

#### **Dallas County Behavioral Health Housing Workgroup**

Dr. Theresa Daniel, Dallas County Commissioner, District 1, provided the update, reporting that regarding mental health, housing, and criminal justice, and how those divisions overlap and come together, the county is in a very different space today than five years ago; stating the need to evaluate, to be sure they were not duplicating efforts but complementing each other and using all their resources as carefully as possible.

Dr. Daniel further reported that they were taking advantage of housing that exist, keeping people in housing, remodeling units that are available, and building additional affordable housing to increase the supply of housing for those that they have primary responsibility for, while keeping in mind sustainability, churn, and a five year look back and forecast. She further mentioned that Dallas R.E.A.L Time Rapid Rehousing keep tabs on the historical numbers of the housing units that exists today, and the Mayor of Dallas has set up a new task force to assess the numbers of units from a point in time until now.

#### **Dallas County Mental Health Advisory Committee Update**

Yordanos Melake. Crisis Services Project Program Manager with the Dallas County Criminal Justice Department provided the 16.22 update, reporting that during the month of February, the focus was on IT performing server migrations, but that had been postponed until March 19<sup>th</sup>.

Miss Melake further reported that they were in the process of preparing instructions for the 16.22 Screener, reporting that the Magistrates office and the public defender's office are fully staffed for the 16.22 positions.

#### **Legislative Update**

Janie Metzinger, Legislative Coordinator at NTBHA, provided the update, stating that the reports were in the Supplemental BHLT packet, showing the list of bills that had been filed. Ms. Metzinger reported that Dallas County bills had been filed. She stated that many bills had been

filed related to the Fentanyl test strips as well as a bill on defining what type of facility recovery housing is, with both being heard on the upcoming Monday.

Ms. Metzinger further reported that this year the House is the driver of the general appropriations bills, and the Senate is the driver of the supplemental bills. She reported that concerning Health and Human Services, a bill was presented to address the Medicaid shortfall along with another bill presented to address state hospital capacity. She further reported that several bills on civil commitment and adjustment were also presented.

### **Funding Opportunities**

#### **•The Cottages Update**

Charlene Randolph, Director of Dallas County Criminal Justice Department provided the update reporting that the Cottages report was in the BHLT meeting packet, with numbers reflecting the same numbers as the past few months. Ms. Randolph introduced Dyneshia Jones, Director of Housing Operations with City Square Housing who oversees the Cottages. Ms. Jones reported that the Cottages were at 87% capacity. She stated that the Cottages comprises of 50 tiny homes in the southern part of the city of Dallas and houses the most vulnerable homeless neighbors. She further reported that there were onsite wrap-around supportive services for the tenants.

#### **•SAMHSA Residential Treatment Grant Update**

Deborah Hill, Assistant Director, Dallas County Criminal Justice Department provided the update reporting that the SAMHSA Residential Treatment Grant was in its fifth and final year with a target goal of serving 40 individuals. At that time, there had been 14 admissions with 12 pending treatment admissions. There were nine waiting for Homeward Bound and three waiting for Nexus. Ms. Hill further reported that a new grant application was submitted on March 3, 2023, applauding the efforts of Shenna Oriabure, SAMHSA Residential Treatment Grant Program Director and Marcus Turner, Jr., SAMHSA Treatment Residential Coordinator.

#### **•Community Courts Grant Update-Public Defender's Office (PD)**

Vickie Rice, Mental Health & Specialty Court Supervisor for the Dallas County Public Defender's Office, provided the update reporting that the reports were in the BHLT packet and there were no additional updates, however she was excited about their new case management system software which would make gathering statistics and data easier, with an expected go-live date in April or May.

#### **•Restorative Justice Division-District Attorney's Office (RJD)**

Julie Turnbull, Chief of the Restorative Justice Division for the Dallas County District Attorney's Office provided the update, stating that their main concern was the low number of drop-offs at the Deflection Center, and attributed it to the lack of outreach to the various law enforcement agencies. She further reported that Dallas County District Attorney John Cruzot, had approved seeking approval from Commissioners Court to use forfeiture funds for more strategic outreach.

Doug Denton, Executive Director of Homeward Bound, Inc. added an update stating that the stats were in the BHLT packet. He reported that south central and central divisions are heavy users of the program, with NTBHA being a great help in sourcing boarding homes and housing. Mr.

Denton further mentioned the need to go back to the beginning to train officers on the process of dropping people off at the Deflection center.

### **Upcoming Events and Notifications**

- Vickie Rice, Mental Health & Specialty Court Supervisor for the Dallas County Public Defender's Office announced the upcoming 60th anniversary of Gideon versus Wainwright, the case that set the standard that requires U.S. states to appoint attorneys to criminal defendants who are unable to afford their own, offering justice for all. Mrs. Rice also announced that the Public Defender's Office is launching a podcast called The Deep Dive. Their goal is to prevent people from walking through the doors of jail or even coming into the criminal justice system. Their plan is to infuse the public with much needed information, helping them to navigate through various issues and needs.
- Judge La'Donna Harlan, Dallas County Specialty Court Judge announced that S.T.A.C. court would have graduation on March 17, 2023, at 1:00 o'clock. Mr. Williams and Miss Mangum, who presented at the February 2023 BHLT meeting, would graduate that day. Everyone was welcomed and encouraged to attend.
- Kurtis Young, Operations Administrator of Acute Psychiatric Services at Parkland Health, Dallas, Texas announced his resignation after 14 years of service, adding that Minnie Mathew, Director of Global Behavior Health Services will become the new voting member for Parkland Health.

### **Public Comments**

There were no public comments.

### **Adjournment**

Commissioner John Wiley Price thanked everyone for their continued efforts towards serving, then entertained a motion to adjourn. The motion was made and seconded. Commissioner Price then adjourned the meeting.



OPIOID RESPONSE  
GRANT  
&  
PRETRIAL DIVERSION  
ASSESSMENT  
  
PROGRAM UPDATE

- **LAURA EDMONDS**

ASSISTANT DIRECTOR BEHAVIORAL HEALTH  
DALLAS COUNTY CRIMINAL JUSTICE  
DEPARTMENT

- **CRYSTAL GARLAND**

PROGRAM MANAGER-OPIOID RESPONSE  
GRANT  
DALLAS COUNTY CRIMINAL JUSTICE  
DEPARTMENT

**AUDREY GARNETT**

DALLAS COUNTY DISTRICT ATTORNEY'S  
OFFICE  
DEPUTY CHIEF RESTORATIVE JUSTICE DIVISION

# OBJECTIVES

## Opioid Response

- Identify offenders at jail book-in with opioid use disorder, assess their needs, link and refer to Medication Assisted Treatment (MAT) services within the community.

## Pre-Trial Diversion Programs (PTD)

- Identify first time offenders who may be eligible for court-based diversionary programs to potentially resolve criminal charges as well as link and refer to community resources. This program addresses the defendant's behavioral health needs upon release.

# **CRIMINAL JUSTICE DEPARTMENT** **PRETRIAL DIVERSION TEAM**

- **PROGRAM MANAGER**

- Crystal Garland

- **CLINICAL ASSESSORS**

- Dominique Menjivar, LMSW & Tonia Williams, LMSW
- Both assessors receive and assess referrals to identify treatment and programming needs and
- Make recommendations for treatment.



# OPIOID RESPONSE

## **OPIOID RESPONSE GRANT GOALS:**

INCREASE ACCESS TO MEDICATION ASSISTED TREATMENT (MAT) TO INDIVIDUALS IN THE CRIMINAL JUSTICE SYSTEM.

PROVIDE OPIOID USE DISORDER ASSESSMENTS BY CJD ASSESSORS TO HELP IDENTIFY TREATMENT NEEDS

INCREASE ACCESS TO PEER RECOVERY SUPPORT

TO COLLABORATE WITH PARKLAND JAIL HEALTH ON MAT PROGRAM IMPLEMENTATION AND ASSIST WITH CARE COORDINATION

## **GRANT SUCCESSES:**

ESTABLISHED NOTIFICATION AND CONSENT PROCESS WITH PARKLAND JAIL HEALTH FOR INDIVIDUALS ENTERING THE JAIL WITH AN IDENTIFIED OPIOID USE DISORDER NEED

WORKED WITH PARKLAND JAIL HEALTH ON ESTABLISHING AN IN-JAIL MAT PROGRAM

PROVIDED ACCESS TO APAA RECOVERY COACHES FOR THOSE IN JAIL ON MAT

PROVIDED ASSISTANCE WITH EXIT PLANNING AND CARE COORDINATION FOR THOSE EXITING JAIL TO THE COMMUNITY

PROVIDED EDUCATION ON MAT AND TREATMENT TO ATTORNEYS

SCREENED MAT REFERRALS FOR PRETRIAL DIVERSION ELIGIBILITY

DISTRIBUTION OF NARCAN

**OPIOID**  
**RESPONSE GRANT**  
**NEXT STEPS**

Grant will end 09/30/2024

CJD will continue collaboration with parkland jail health: includes weekly staffing of cases and providing court case updates & monthly meetings

CJD will continue to assist with exit planning and care coordination.

CJD will aid in linking individuals in jail with opioid use disorder with recovery support with APAA

Due to limited utilization of OUD assessments by CJD assessors, there is an identified need for increased support by the program manager and assessor to support the pretrial diversion assessment program

CJD will reallocate these staff resources toward PTD but continue to support mat in the jail and addressing the needs of this population and continue to collaborate and partner with parkland jail health.

A focus on pretrial diversion will allow for screening of those who may benefit from mat, and screen those on mat who may be eligible for diversion

# PRETRIAL DIVERSION

# ASSESSMENT

**Risk/Needs** – if place offender in program that doesn't meet the assessment level you can actually **do more harm**.  
- Higher drop out and failure rate and may “Learn” criminal behavior

Persons who assess with **Low Risk** do not need a specialty court – so offering Pre-Trial Interventions

Prior to the program there were few ways to get case dismissed or expunged without a Specialty Court – gives individuals a way to prevent a felony conviction

# PRE-TRIAL DIVERSION PROGRAMS: NEW PROCESS ALL PRE-TRIAL DIVERSION

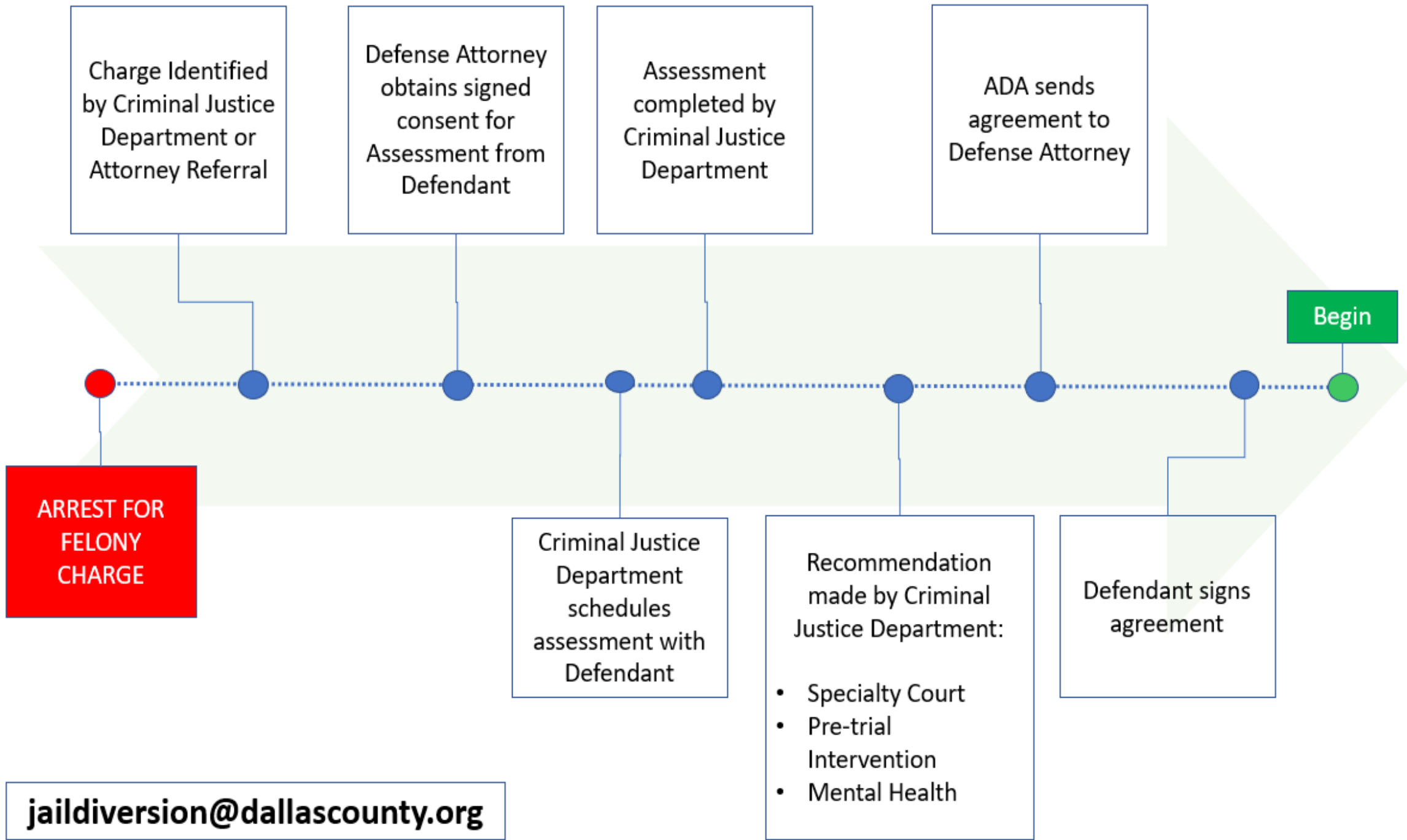
Standardized across all pre-trial programs

- Specialty Courts
- Pre-Trial Interventions (formerly known as Conditional Dismissals)
- Prostitution

Identify cases early in process and hold from Grand Jury

Standardize expunction language across all forms for all courts and programs.

Process for Indigency – application for Indigency



[jaildiversion@dallascounty.org](mailto:jaildiversion@dallascounty.org)



## ELIGIBILITY CRITERIA

**First Time Felony Offender (no prior felony conviction, probation, deferred probation or previous pretrial diversion)**

### **Non-Violent Offense**

The following charges are **ineligible** for pre-trial diversion:

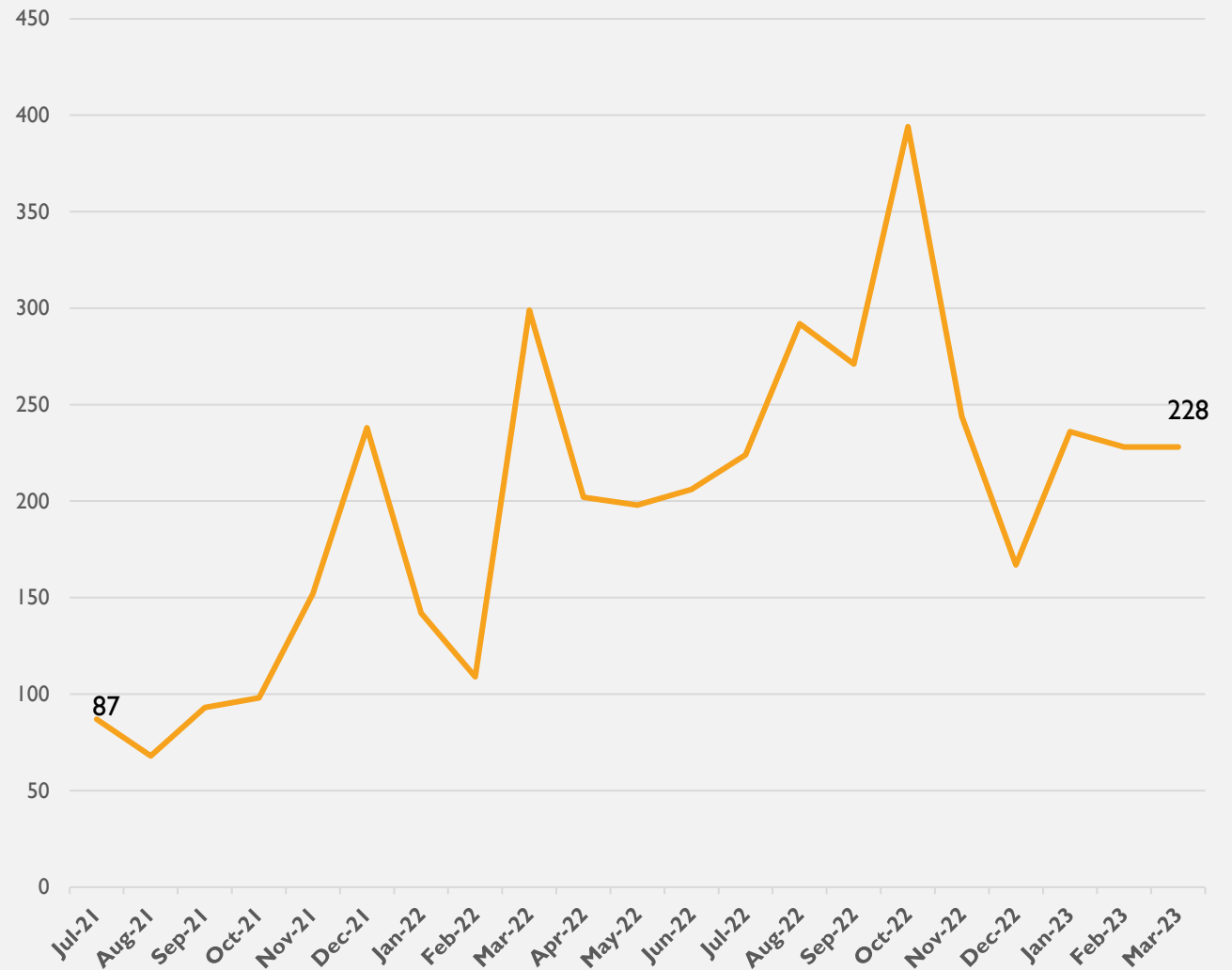
- aggravated felony charges
- offenses involving death
- anything sexual
- family violence/child abuse charges
- arson charges
- F1 Man/Del charges
- Felony intoxication offenses



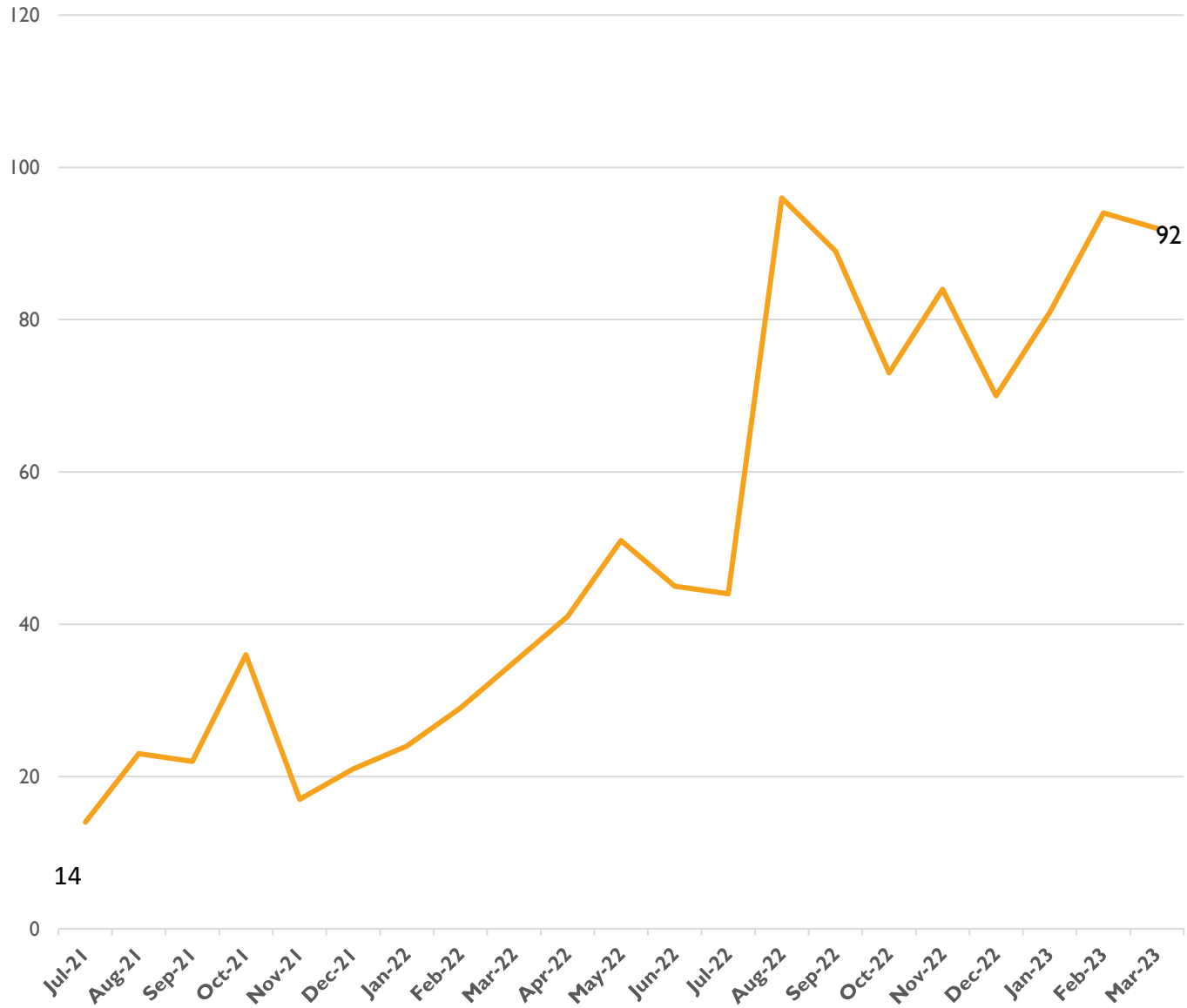
# PTD PROGRAM REFERRAL RATES

- Program referrals received directly from defense attorneys, prosecutor, or from defendant directly.
- Referrals also identified from daily jail report that identifies individuals booking into the Dallas County Jail for the first time and are screened for diversion eligibility.

## Number of Program Referrals



## Number of Completed Assessments



ASSESSMENT  
RATES

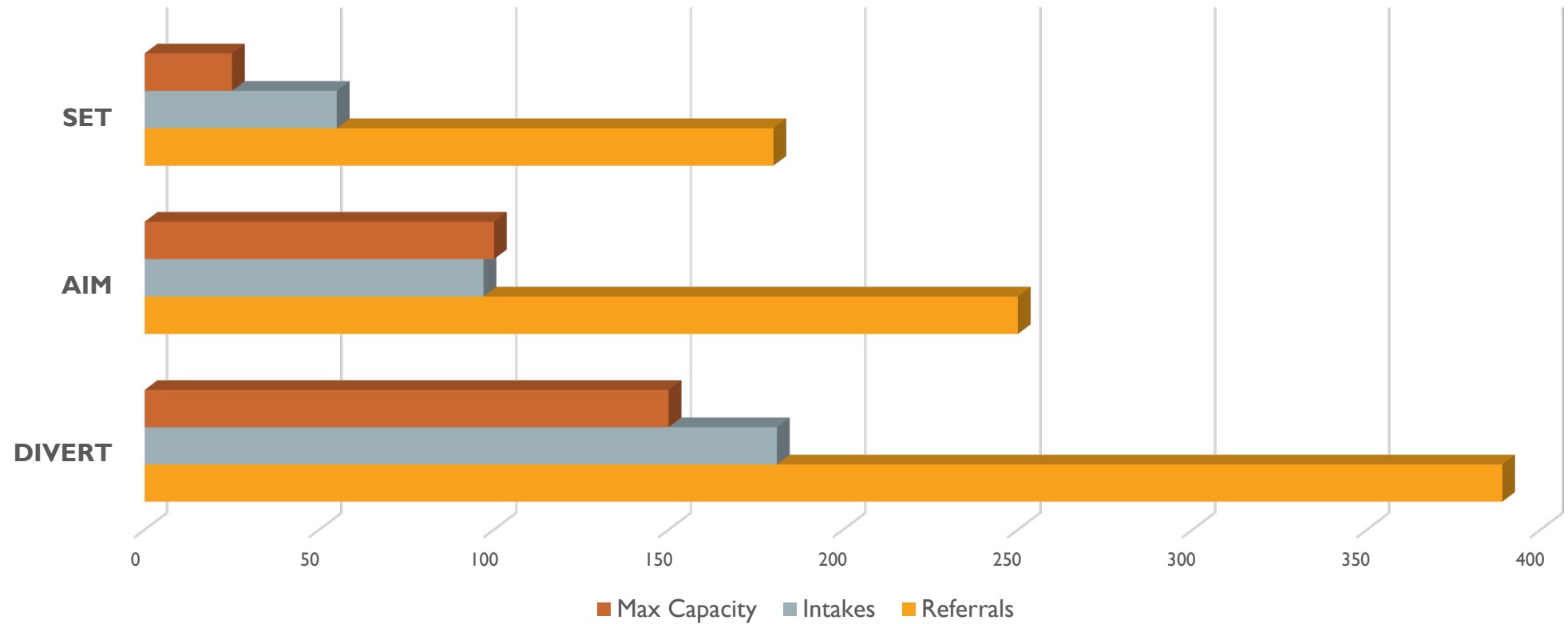


## ASSESSMENT RECOMMENDATIONS

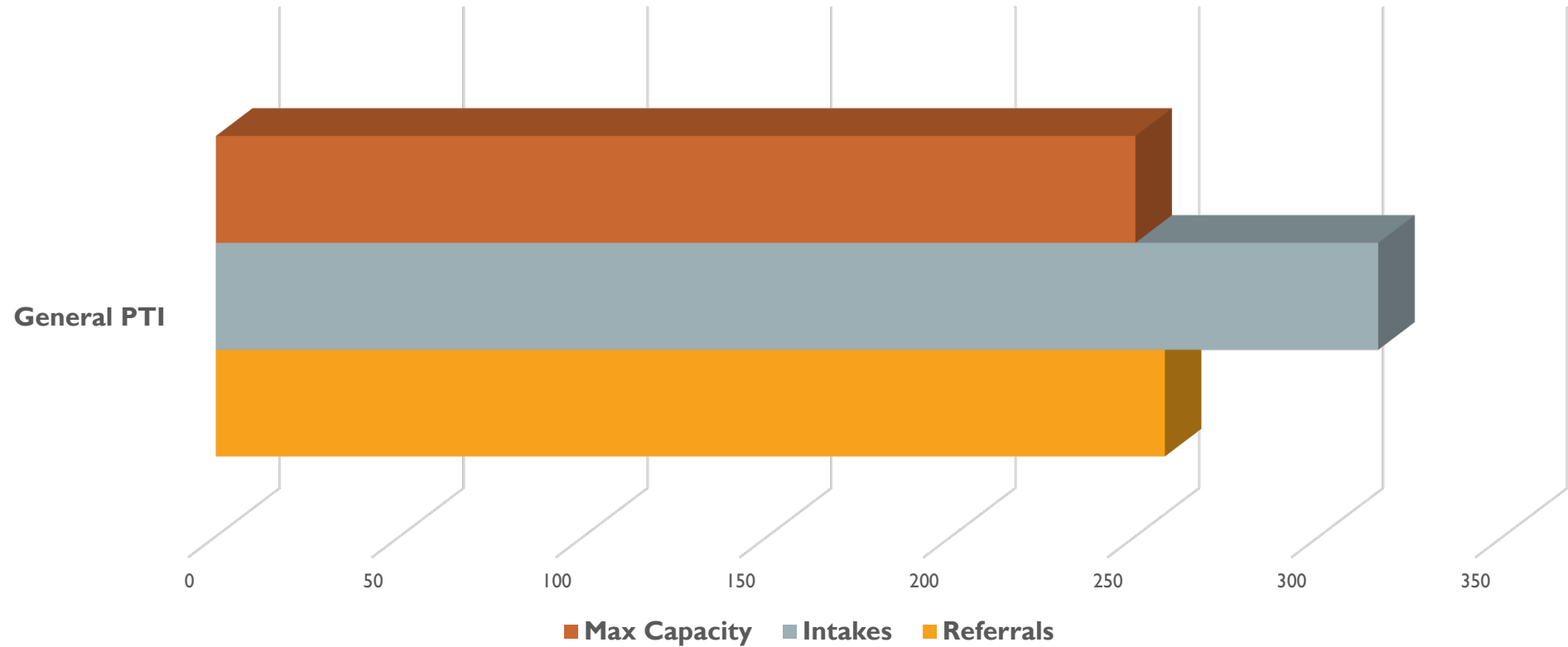
- **Low Risk and Need** → Recommendation for PTI and treatment to address needs
- **Moderate-High Risk and Need** → Recommendation for Pre-Adjudication Specialty Court and treatment address needs

<b>Specialty Court/Program</b>	<b>Referrals</b>	<b>Intakes</b>	<b>Max Capacity</b>
<b>DIVERT</b>	<b>389</b>	<b>181</b>	<b>150</b>
<b>AIM</b>	<b>250</b>	<b>97</b>	<b>100</b>
<b>SET</b>	<b>180</b>	<b>55</b>	<b>25</b>
<b>General PTI</b>	<b>258</b>	<b>316</b>	<b>250</b>

## Pre-Trial Diversion Court Statistics July 2021 - March 2023



## Pre-Trial Intervention Statistics July 2021 - March 2023



## PEER RECOVERY SUPPORT GRANT

- \* BJA Grant-Funded project in partnership with APAA
- \* Funds 4 full-time APAA Recovery Coaches who will engage pretrial diversion referrals and provide recovery support
- \* Recovery Coaches will provide engagement early in the pretrial diversion referral process through entry into the diversion program
- \* Increased support for those entering into a pretrial specialty court



### **Continued funding for positions:**

- Currently a BJA and Texas State OOG grant fund the CJD PTD program manager and program clinicians. Funding for all 3 staff positions ends 9/30/2023.
- CJD has submitted grant applications to request funding to continue to fund these positions.

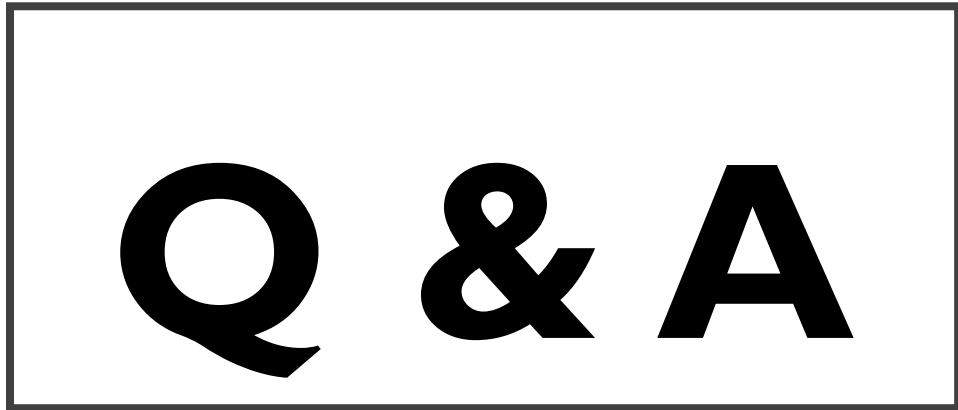
### **Additional help:**

- Program Coordinator: Request for position was approved by Commissioners Court and will be on the April Civil Service agenda. Goal is to fill this new position quickly to provide much needed administrative support
- Additional assessor: Requested in grant application to help with referral growth and increased program volume
- Grant request to fund research for program evaluation:
  - Measure program cost savings
  - Perform a program time study: Impact on expediting cases
- Increased need for PTI diversion docket and pre-adjudicated specialty courts to monitor and support defendants with moderate to high needs.



PROGRAM  
NEEDS





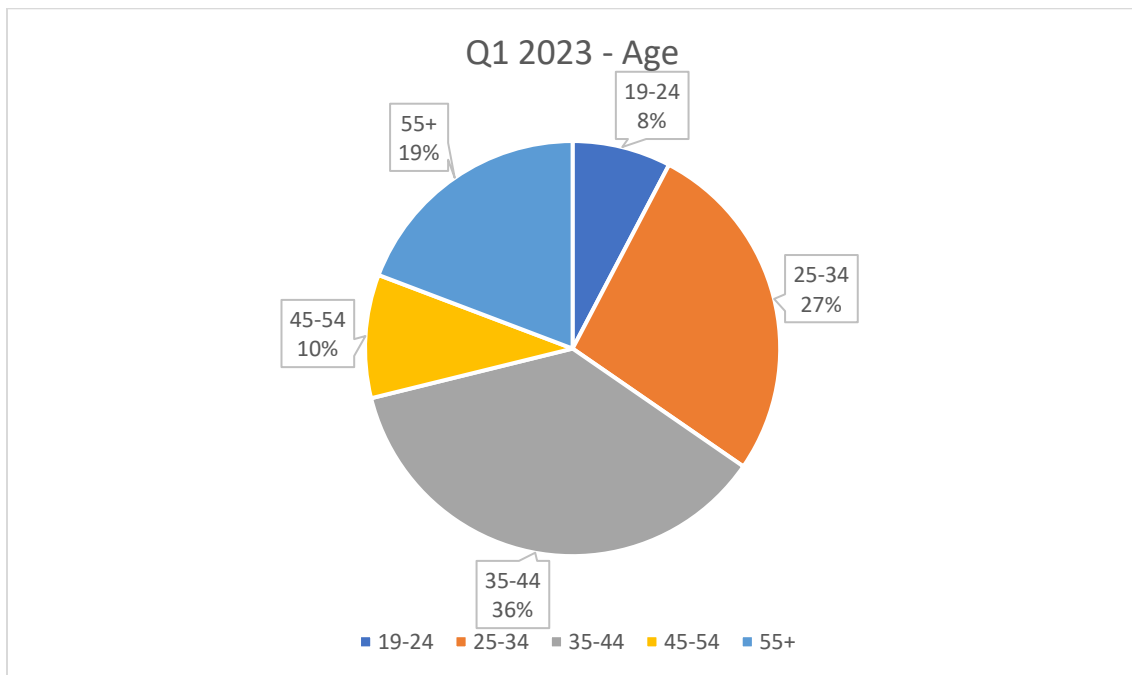
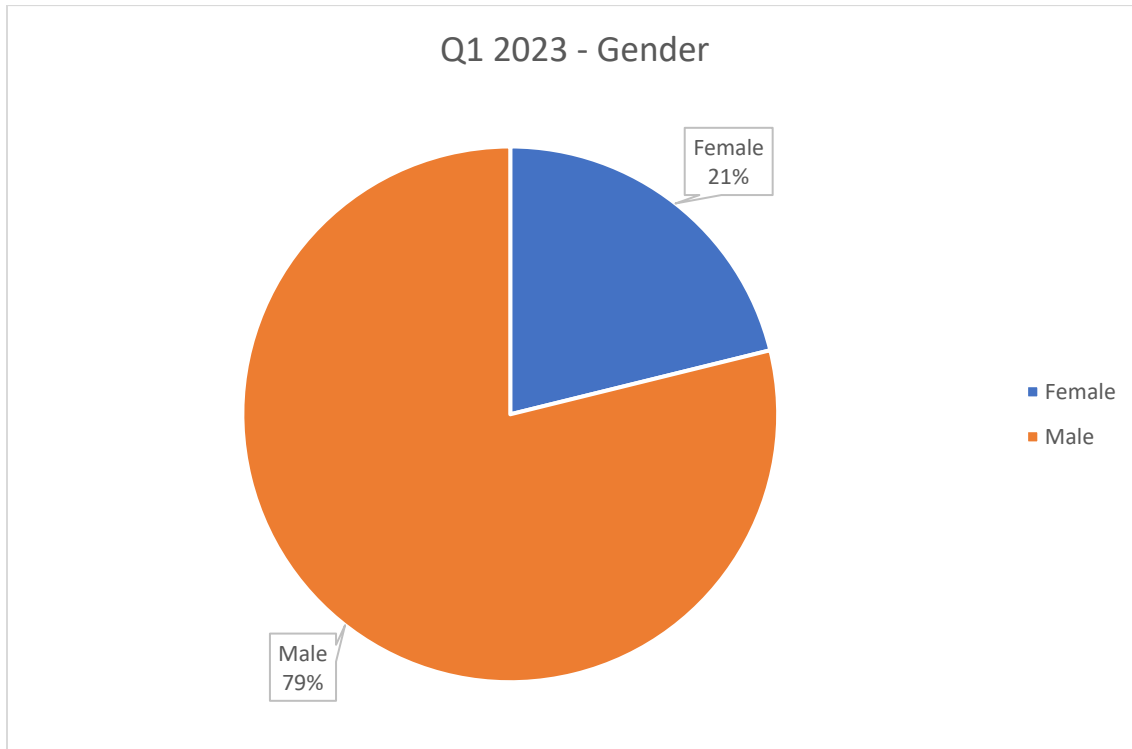
After presentation send questions to:

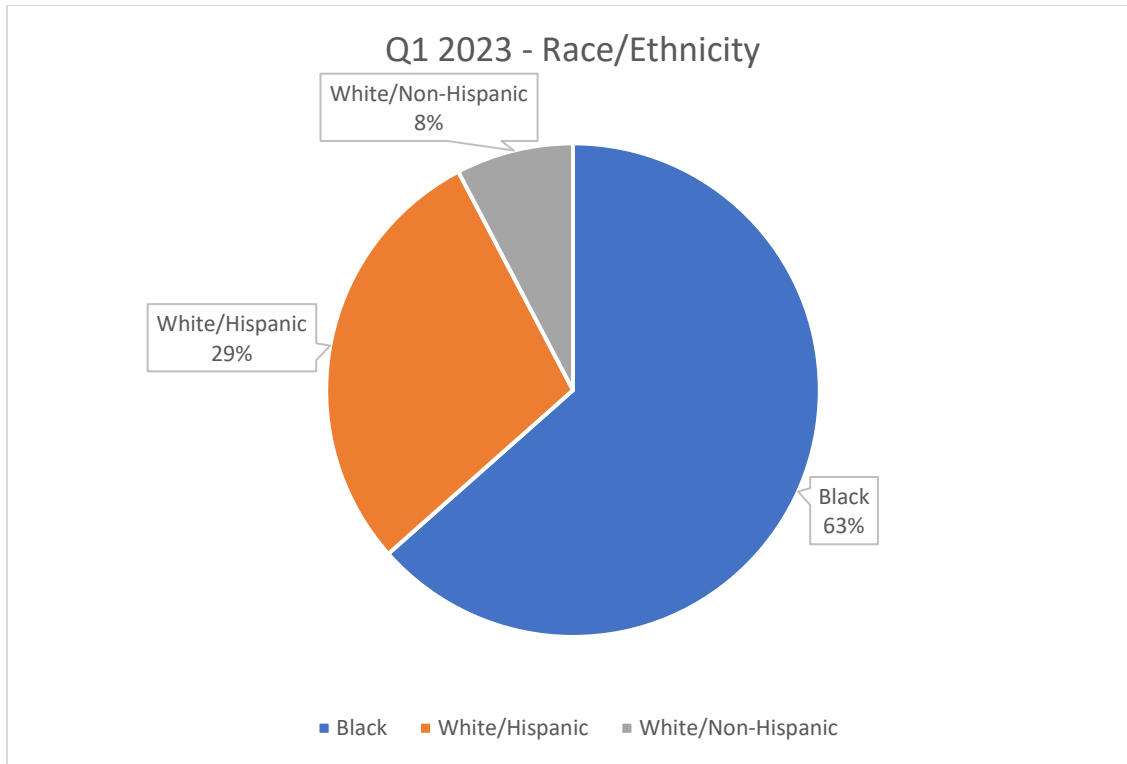
[JailDiversi0n@dallascounty.org](mailto:JailDiversi0n@dallascounty.org)

# DALLAS COUNTY DEFLECTION CENTER

2022-23	July	August	September	October	November	December	January	February	March	April	May	June	TOTAL
<b>TOTAL TRIAGED</b>	0	2	17	14	29	21	22	21	20	0	0	0	146
<b>Referral Source</b>													
Dallas PD													0
SC Div		1	4	4	4	2	3	7					25
SW Div					4	1	3	1	2				11
SE Div			3	1	2	4	1		1				12
NC Div					2	2	1	3	1				9
NE Div				6	5		2	1	2				16
NW Div			2	1	2			1	2				8
CEN Div		1	3	1	6	7	4	2	5				29
Right Care						1	1		1				3
Dallas Marshal - CDC			1										1
Great SW Coalition					3	1	1	1	1				7
SE Coalition									1				1
NTBHA MCOT							5	4	2				11
													0
DART PD			4		1	1			1				7
DCHD - Parkland PD				1		2	1	1	1				6
<b>TRIAGE OUTCOME</b>		2	17	14	29	21	22	21	20	0	0		
Psych Crisis Residential					1			3					4
Detox-Withdrawal Mgmt													0
Living Room-NTBHA*		1	4	6	9	2	1						23
CMHP Services													0
ACT Team						3		1					4
OTHER SUD Services							1						1
Shelter													0
Austin Street			1	1	1	1							4
Bridge													0
Salvation Army				1	2								3
Union Gospel Mission													0
Other						2			1				3
Home-Family		1		3	1	1	1	3	1				11
Boarding Home/PSH					1	1		2	3				7
Higher Level of Care													0
Behavioral Health			4		4	2	6	1	2				19
Physical Health			1		1	3	2	2	1				10
Veterans Administration				1			1						2
LEA Maintained Custody			2		3		1	1	2				9
Still in Service							2	1	3				6
Refused Services			5	2	6	6	7	7	7				40

N = 52





Type of Location

Location Type	Count
Bridge Homeless Shelter	1
Business	27
Flora Motel	1
Gas Station	1
hospital	2
Hotel	2
Living Room	1
parking garage	1
Residential Property	10
Roadway	1
school	1
Shelter	1
Train Station	2
TRUCK STOP	1
<b>Total</b>	<b>52</b>

**Dallas County Administration, 500 Elm Street, 7<sup>th</sup> Floor, Dallas Texas 75202**

**March 22, 2023 Minutes**

**Mission Statement:** The Dallas County BH Housing Work Group, with diverse representation, will formulate recommendations on the creation of housing and housing related support services designed to safely divert members of special populations in crisis away from frequent utilization of expensive and sometimes unnecessary inpatient stays, emergency department visits and incarceration.

Success will be measured in placement of consumers in housing and the decreased utilization of higher levels of care (hospitals and emergency care visits) and reduced incarceration in the Dallas County Jail. The Dallas County BH Housing Work Group is committed to a data driven decision-making process with a focus on data supported outcomes.

**ATTENDEES:** Dr. Theresa Daniel, Dallas County Commissioner; Doug Denton, Homeward Bound; Erin Moore, Dallas County; Tzegabrhan Kidane, Dallas County; Aaron White, Dallas County I.T.; Amy Gill, Volunteers of America Texas; Charles Reed, Dallas County; Eric McCarty, NTBHA; Krystal Lotspeich, CitySquare; Laura Edwards, DCCJ; Latoya Jenkins, Dallas County; Thomas Lewis, DCHHS; Dr. Philip Huang, DCHHS; Charlene Randolph, DCCJ; Lisa Marshall, City Citizen Homeless Commission; Sara Craig, Housing Forward; Darcy Cohen, Dallas County; Christina Torre, Dallas County; Sarah Masih, Salvation Army; Jim Mattingly, LumaCorp, Kimberly Onofre, Sharing Life Ministries

***Dr. Daniel opened the meeting and attendees introduced themselves.***

**CALL TO ORDER:** The minutes were approved with no change.

**GOVERNANCE**

Dallas Area Partnership to End and Prevent Homelessness:

Commissioner Daniel reported the Dallas Area Partnership met on March 2<sup>nd</sup> and stated many things were in process. Member are working to build affordable housing, address evictions, and continue to keep people in housing. They are aware of how the homeless and housing space has changed in the last five years and the change in the Partnership's role in that space.

Dallas County Homeless Advisory Committee:

Dr. Philip Huang reported that the Dallas County Homeless Advisory Committee met on March 20, 2023. Dr. Huang stated they've been updating the status of COVID hospitalization, flu, and other issues which have all been improving. He reported on the emergency housing voucher program being opened for just a couple of days. Dr. Huang stated that a health economist is analyzing the different cost models for homelessness in Dallas County, and they've presented an initial draft for Dallas County. With this new study, it is believed a new baseline can be established.

Federal and State Legislative Update: Janie Metzinger, NTBHA

Janie Metzinger was unavailable, but the report is in the packet.

Other Legislative Comments:

Doug Denton from the Deflection Center stated Representative Rose put a rider on a House appropriations bill regarding increasing the treatment rates for substance abuse, and it has a good chance of survival. The way the bill is set up, it may require a new rate study to determine the cost of indigent care. He also spoke about a recovery home bill that points toward the certification of recovery homes from falling under city ordinances to become a "boarding home." He's asked for clarification of the language because it could push everybody into transitional housing.

Lisa Marshall from City Citizen Homeless Commission reported that some of the prison re-entry programs are concerned because they are currently in transitional housing, and this could push them into boarding home status. She also noted there are more regulations in boarding homes than transitional living and this could have the potential for tighter regulations. Doug explained the law states that a licensed chemical dependency treatment facility can not make a referral to anything but a certified recovery home and there are only a few of those available.

Additionally, Charles Reed reported that there are over 8,000 bills in the legislature, and they normally only pass 1,000 bills. Therefore, the more bills that are filed, the more dead bills there are. He says stay vigilant because bills are put as riders on other bills. So, make sure you are aware of the entire bill.

## **RESOURCES**

Shelter Discussions: A representative was not available for the meeting. The report will be given at next month's meeting.

NTBHA: Eric McCarty

Eric McCarty shared they are currently subsidizing 35 active households through their Tenant Based Rental Assistance (TBRA). The program is designed to assist with rent for 24 months along with security deposit payments. They are also administering the COVID 19 emergency supplemental housing fund grant which can go back as far as September 2022 and pay up to 12 months. Sustainability is written into the grant, and they are having some issues getting people to understand that. Three to four million dollars are still available where they can assist with staffing needs, transportation such as agency vehicles, furniture, rental assistance, and security deposits. They must have a substance use disorder or mental health diagnosis along with a notice to vacate to expedite the process. A one-page online referral is needed along with supporting documents to push the process forward. He also expressed that those being released from jail may report to The Living Room to be assessed for services through the supplemental grant.

Charles Reed asked if they still had rental assistance funding available because the county has used all its \$60 million quickly. He asked that since Dallas County has an application backlog, could those applicants be sent to NTBHA. Eric stated they must go online and complete that online referral form.

Housing Navigator: Laura Edwards, Dallas County

The report is in the packet, and everything is going ok. Their partner meeting occurred today, and they talked about the future funding of the program.

Homeless Jail Dashboard: Laura Edwards, Dallas County

The report is provided to the group in the meeting packet. Eric McCarty reported that NTBHA's Living Room is still available to those individuals who are coming out of jail.

Housing Authority Report: Thomas Lewis, Dallas County HHS

Thomas Lewis reported that the Emergency Housing Voucher (EHV) had 124 vouchers allocated by HUD. 113 homeless individuals were leased up and 9 open vouchers are available. 40 project-based units are available through a partnership with St Jude Park Central and the Dallas County Housing Authority. A new initiative is being discussed that will investigate foster children aged 18-24 leaving the foster facilities. With these new initiatives, it is hoped that the Housing Authority will begin to dispense vouchers on behalf of themselves instead of allocating them to other programs for distribution.

CARES Act/ARPA Funds: Charles Reed, Dallas County

Charles Reed reported on the status of ARPA funding that we have allocated all of it, and what has not been allocated, will be soon. The EHAP (Emergency Housing Assistance Program) funding has been exhausted. An expansive RFP process for the nonprofit community was submitted and 34 of those organizations were awarded. Twelve of the 34 that were awarded were doing some form of rental, transitional, or permanent supportive housing assistance and that was about 30% of the total allocation. The process of drawing down those funds has started, and many organizations are already providing services and submitting for reimbursements. As far as sustainability goes, a scoring system was used to measure how the organizations will be sustained once funding ends. The county feels that the organizations that have been awarded have good sustainability plans.

## **PROJECTS AND INDUSTRY UPDATES**

Housing Forward updates: Sara Craig, Housing Forward

Sara Craig reported that the annual State of Homelessness address will occur on April 13<sup>th</sup>. The in-person component is sold out, but the meeting will be lived streamed and recorded. They also released their impact report with a digital QR code, and a printed copy will be available. The coordinated access team is also posting meetings about how people can connect to the coordinated access system and get on the pathway to housing. They are trying to increase their access points across communities. The Homeless Alliance Forum is back and happens on the third Friday in the month at 9:30am at the Dallas Public Central Library Downtown. At this forum, issues and concerns are addressed such as identification needs, and information is being exchanged to see if the programming is meeting the needs of recipients.

Pretrial Diversion and Mental Health Screening: Laura Edwards, Dallas County

Laura Edwards stated that everything is continuing to go well. She reported that they continue to connect jail releases with NTBHA's Living Room for housing needs. They are also connecting those who need medically assisted treatment for opioid use with Homeward Bound.

Dallas Connector: Daniel Roby, Austin Street

Report will be given at next month's meeting.

Homeward Bound: Doug Denton, Homeward Bound

Doug reported that the report was in the back of the packet. In February, they had 21 cases referred to them. When the report was turned in in March, there were 8 cases, and since then, there has been 1 or 2 people referred each day. It has been difficult getting the information through the various layers to the street officers who are transporting. The report that the Dallas County Criminal Justice department sends out shows the people who are booked into the jail for criminal trespass that are homeless has reduced from the 80s last summer to the 60s and as low as the high 40s. The officers they can connect with are getting the message. They went around to the various agencies and spoke with the mid management lieutenants and captains, who said they would get the word out to the patrol officers, but some officers are still not aware of it. The District Attorney's office is helping with a staff person to inform agencies about the Deflection Center. The suburban cities that have jails would rather take clients to the local jail than to bring them down to the Deflection Center. They are trying to coordinate and educate over 30 law enforcement agencies about the center. They are optimistic that with the help of the District Attorney's involvement, they will see the numbers increase. He confirmed that many are not staying there. Sixteen beds are available, but they are placing people in safe spaces within a quick turnaround time.

Youth Housing: Josh Cogan, A Way Home America

Josh Cogan provided a write up on federal youth legislative updates that was included in the packet. He provided information on a webinar entitled "Trash and Treasure" where Texas State Legislators were invited to speak.

Family Housing: Ellen Magnis, Family Gateway

Ellen Magnis was unavailable for the meeting but did provide a report on the Longitudinal look at the Impact of homelessness on families. In the report, it recognizes that what is done for the individual looks different than what needs to be done for families. She has been increasing the locations for emergency shelters. She has also received funding from the City of Dallas and Dallas County to place families in hotels, which keeps them out of their cars and out of the parks.

Mattingly Report: Jim Mattingly, Lumacorp

Mr. Mattingly reports that he will do their quarterly report next month. He did report that Luma residential is working with an organization out of Seattle on the MOU that will allow them to make some apartments units part of Housing Forwards' Rapid Rehousing Program. The purpose of the MOU is to help them overcome some of the barriers the companies in the conventional housing sector have that make it difficult to work with these types of programs. He hopes to report more on the project next month.

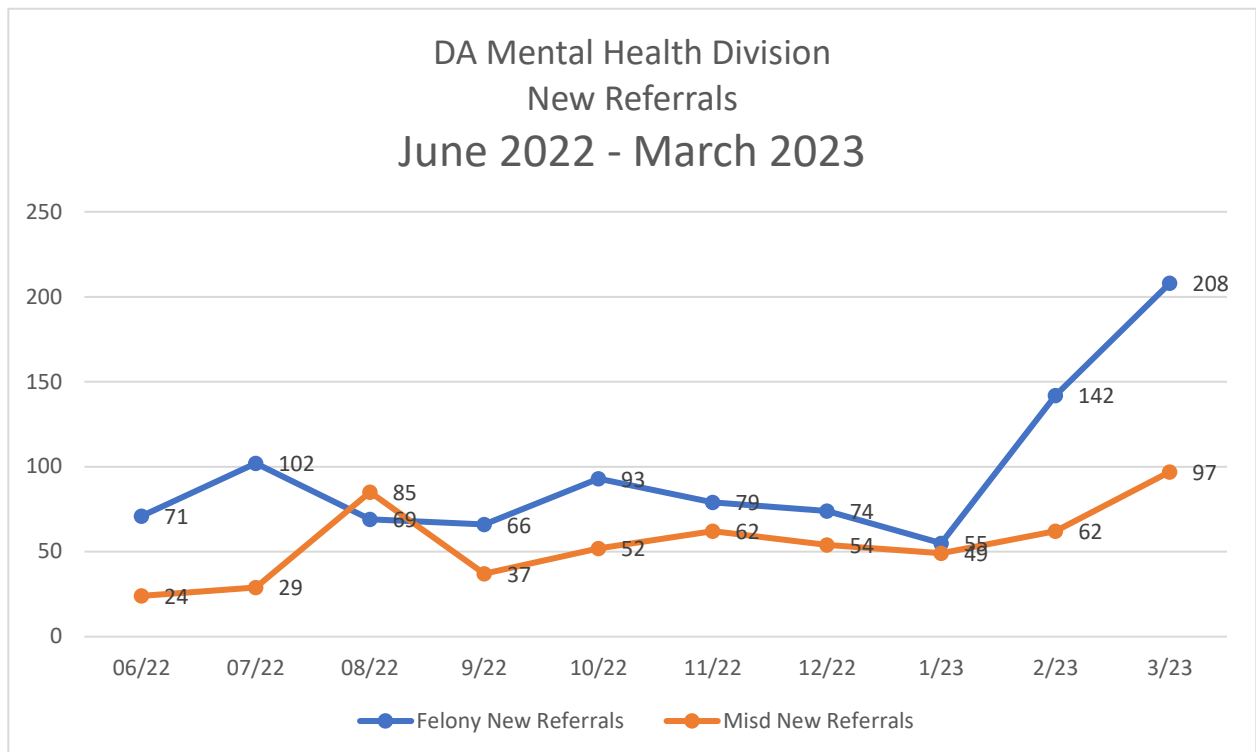
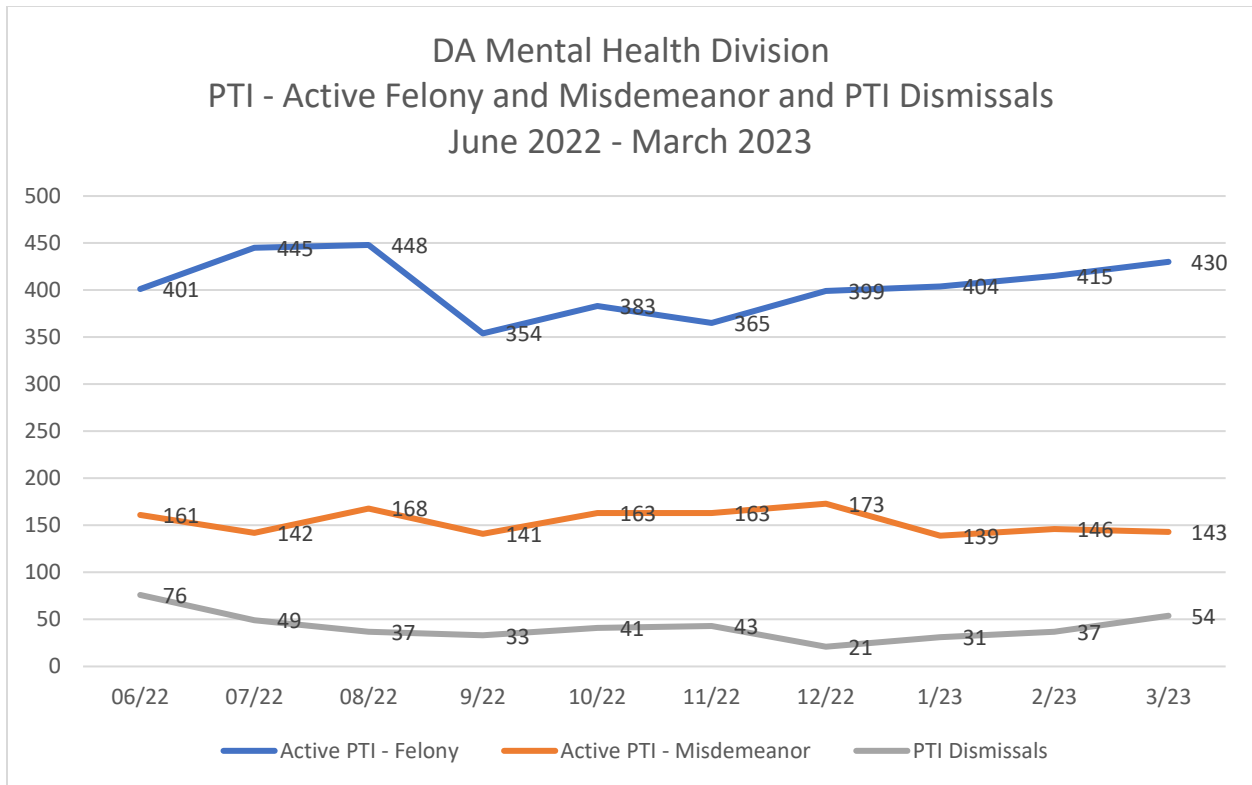
***The meeting was adjourned with words of maintaining the efforts by Dr. Daniel.***

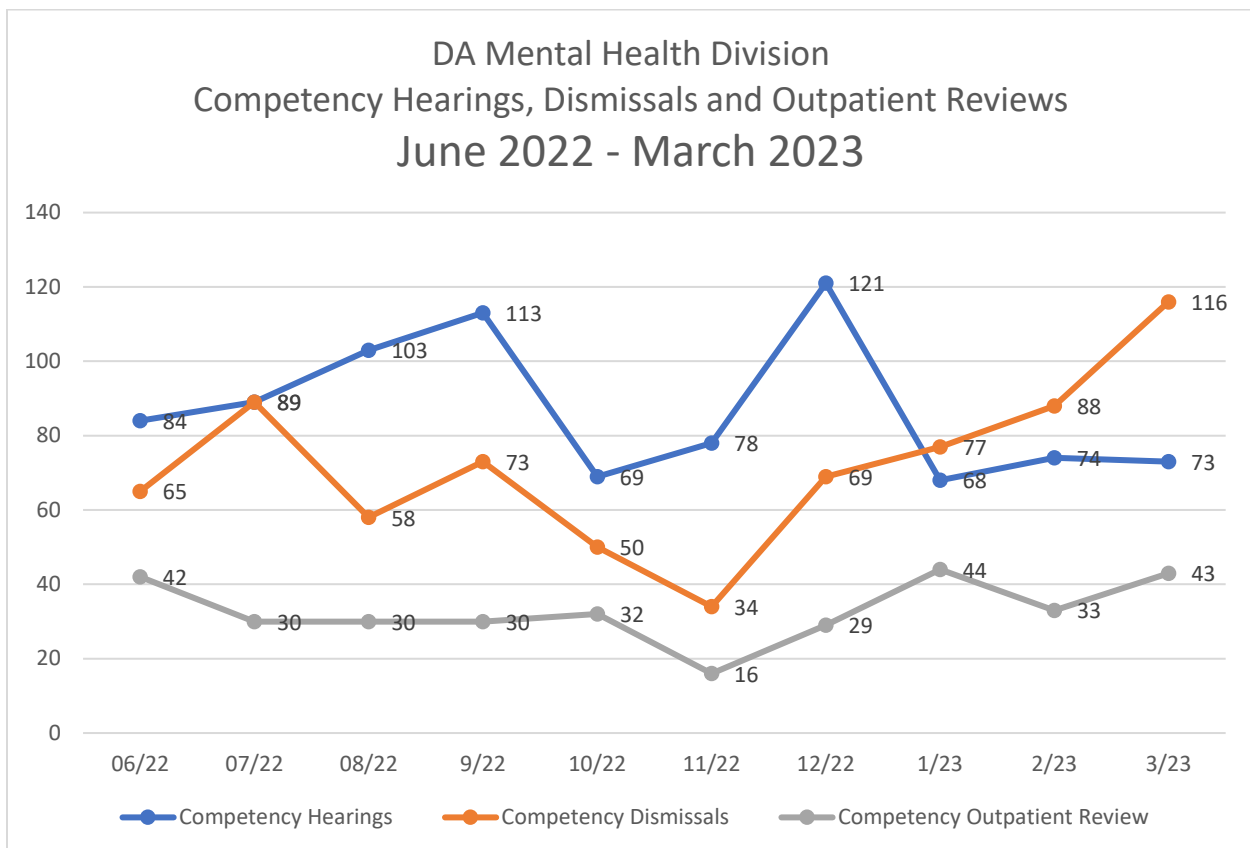
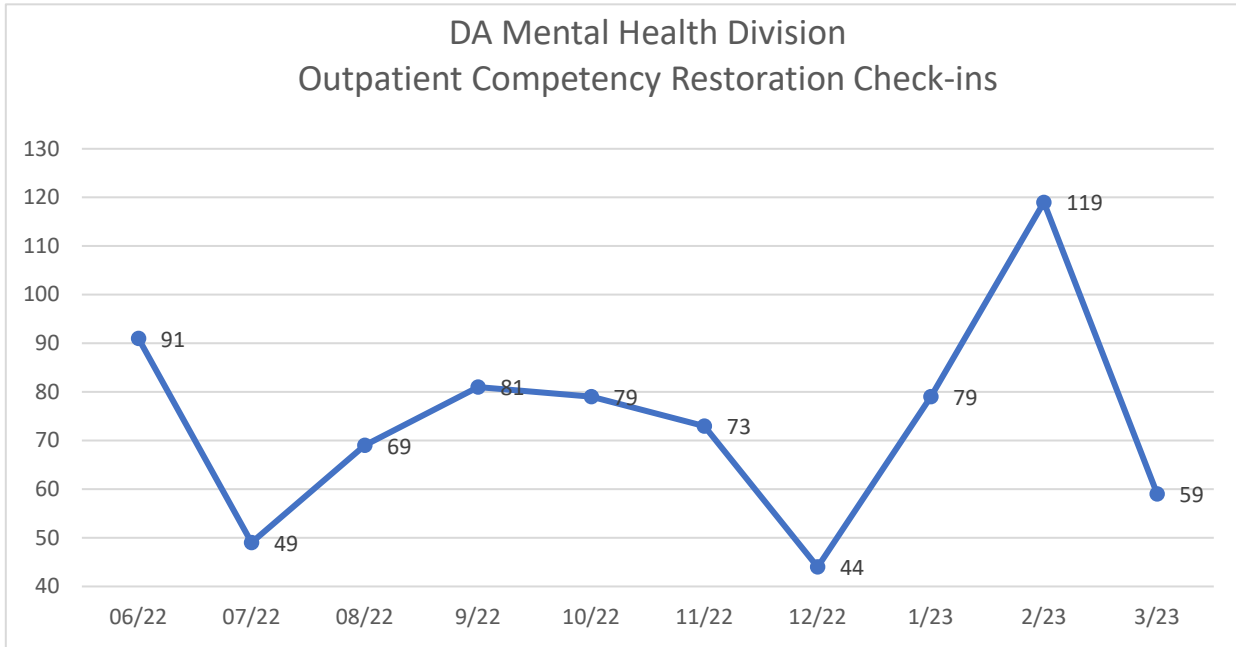
***Next Meeting: April 26, 2023***

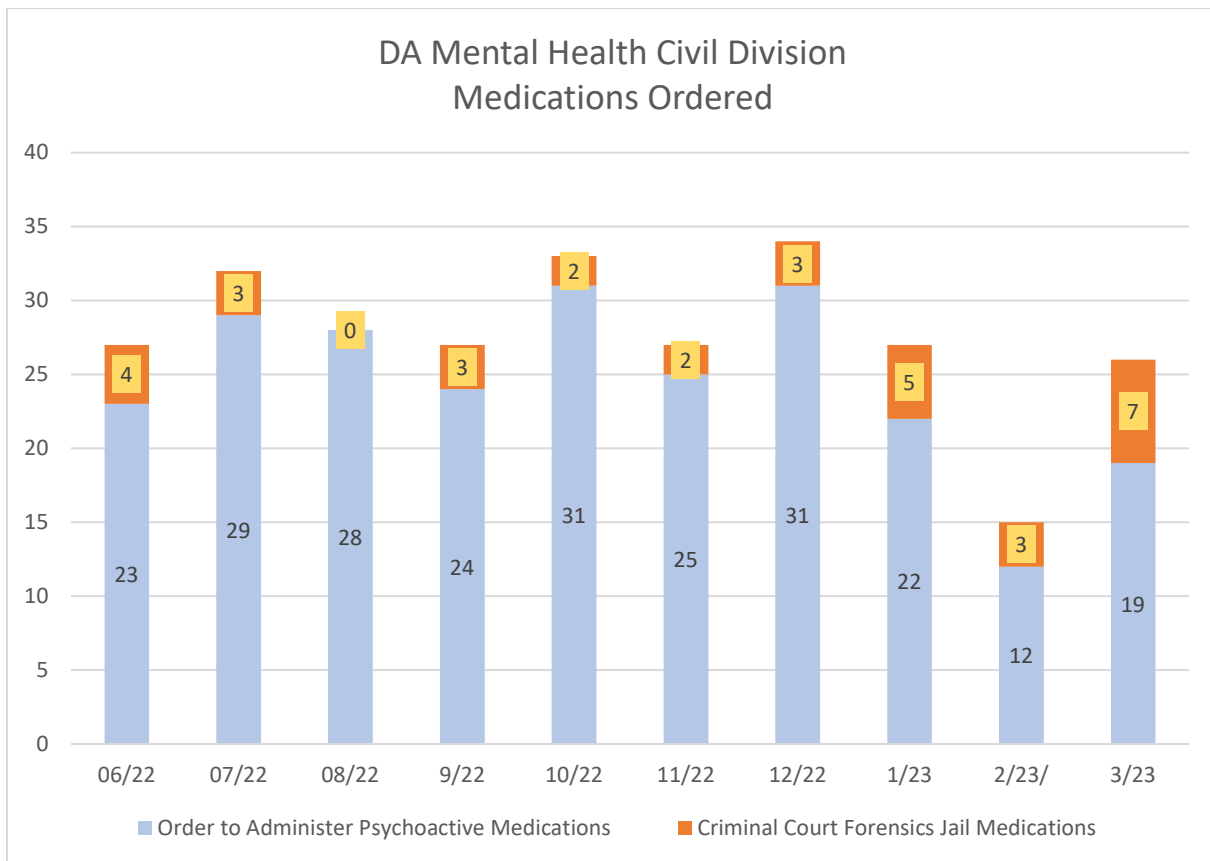
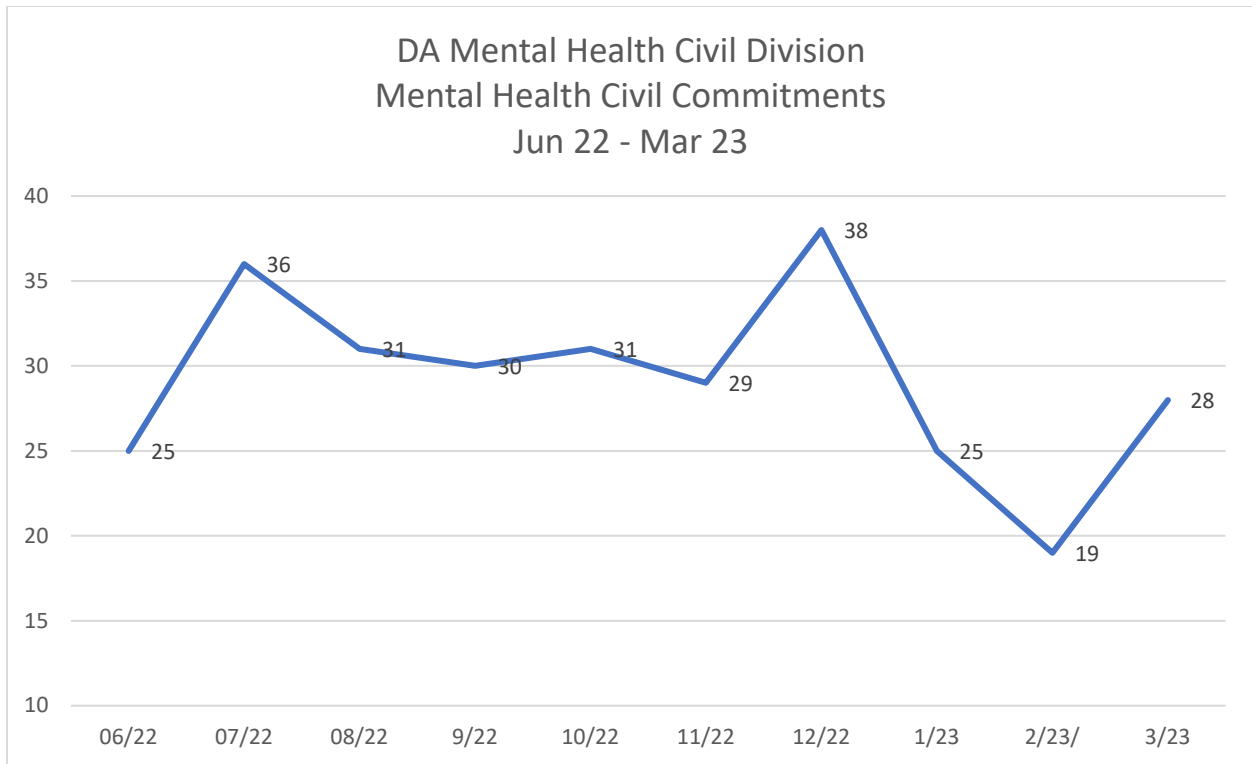










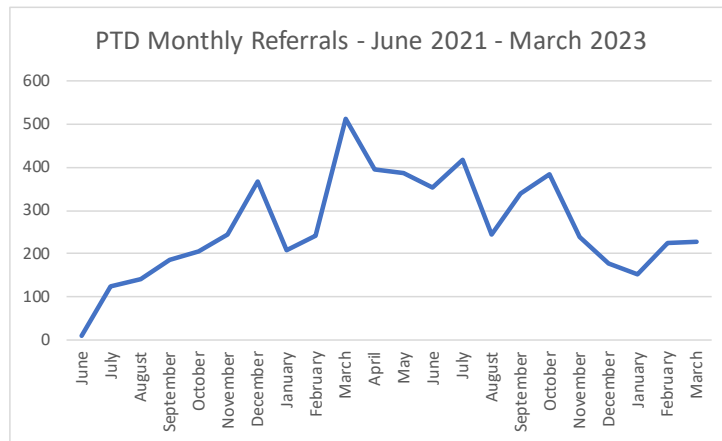


## Restorative Justice Division General Pre-Trial Diversion

### PTD Monthly Referrals June 2021 - March 2023



Month	Total Referral
June	8
July	124
August	141
September	187
October	204
November	245
December	368
January	208
February	241
March	512
April	395
May	386
June	353
July	417
August	244
September	341
October	384
November	240
December	176
January	153
February	224
March	228

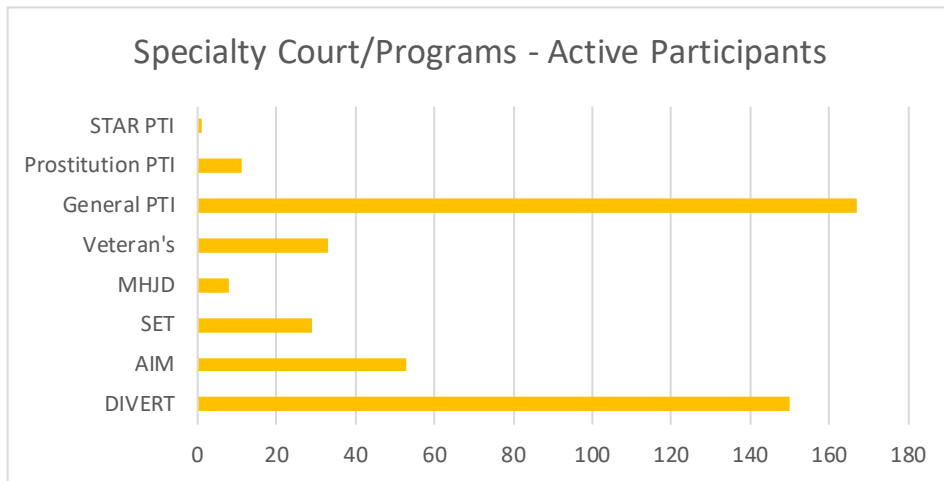
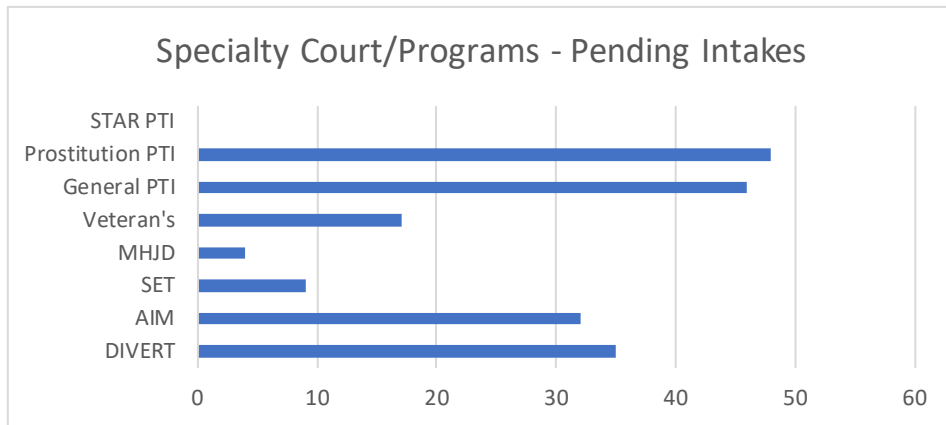


# Specialty Court & Programs

## Monthly Statistics - March 2023

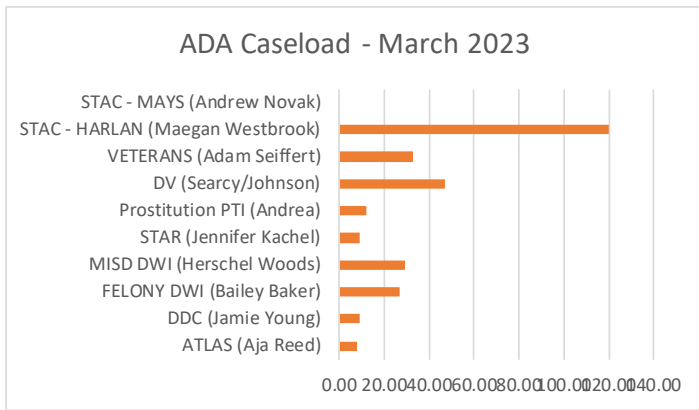
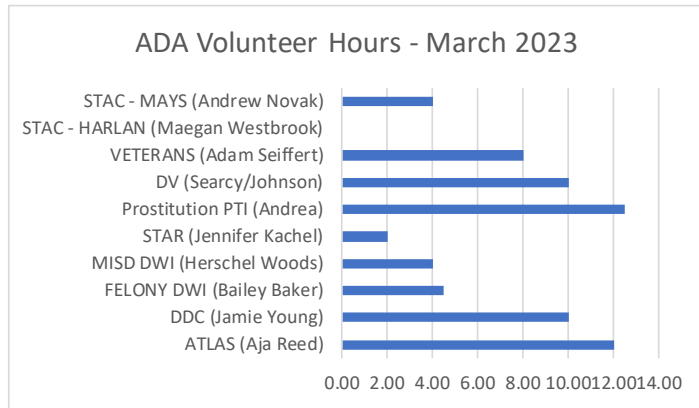


Specialty Court/Program	Pending Intake	Graduate	Failed	Active
DIVERT	35	6	1	150
AIM	32	0	2	53
SET	9	0	0	29
MHJD	4	6	0	8
Veteran's	17	0	2	33
General PTI	46	14	2	167
Prostitution PTI	48	2	0	11
STAR PTI	0	0	0	1



**RJD SPECIALTY COURT/PROGRAMS  
ADA VOLUNTEER HOURS- March 2023**

Specialty Court/Program	Hours	Caseload
ATLAS (Aja Reed)	12.00	8.00
DDC (Jamie Young)	10.00	9.00
FELONY DWI (Bailey Baker)	4.50	27.00
MISD DWI (Herschel Woods)	4.00	29.00
STAR (Jennifer Kachel)	2.00	9.00
Prostitution PTI (Andrea)	12.50	12.00
DV (Searcy/Johnson)	10.00	47.00
VETERANS (Adam Seiffert)	8.00	33.00
STAC - HARLAN (Maegan Westbrook)	0.00	120.00
STAC - MAYS (Andrew Novak)	4.00	



**April 13, 2023**

**BHLT Committee Meeting  
Supplemental Packet**

**Includes:**

- **Legislative Update**
- **Public Defenders Mental Health Update**





## Texas House Bills

[HB 12](#)-Rose-Amends Texas Human Resources Code 32.024(1-1).

Extends Medicaid to twelve months postpartum.

Current Status: Reported favorably without amendment from House Select Committee on Health Care Reform 3/21. Sent to Calendars 3/28.

[HB 15](#)-S. Thompson-Establishes the Mental Health and Brain Research Institute of Texas. HB 15 is enabling legislation for [HJR 135](#). Current Status: Both favorably reported and placed on Calendar 4/10.

[HB 49](#)-Klick-Amends Texas Health and Safety Codes 241.051 and 577.013 regarding public access to hospital investigation information and materials, including licensed mental hospitals.

- Requires omission of personally identifiable information of a patient or health care provider.
- Must include provisions of the law that the hospital is alleged to have violated, the number of investigations of the hospital conducted, pleadings to impose a penalty, the outcome of each investigation, reprimands, license denial or revocation, corrective action plans, amount of administrative penalty, copies of investigative report and commission's orders to address the complaint.
- Requires HHSC to post the notice of violation, the name and geographic location of the hospital, the date of the final decision, report or order and the outcome of the investigation within 90 days.
- Information must remain posted for two years.

Current Status: Passed House, sent to Senate 4/5.

[HB 85](#)-Talarico-Amends Health and Safety Code 481.125 regarding fentanyl test strips. This bill has ten companion bills that are identical or very similar. Please see Companion [HB 362](#)-Oliverson, below, for explanation. Current Status: HB 85-Talarico Referred to House Public Health.

HB 362-Oliverson-Favorably reported from House Public Health without amendment 3/20, placed on General State Calendar 4/10.

[HB 98](#)-Moody-Amends Texas Education Code 38, Subchapter A.

- Allows independent school districts (ISDs) to contract with local mental health authorities (LBHAs/LMHAs) to provide mental health services on campuses of the ISD.
- Requires Texas Health and Human Services Commission (HHSC) to allow school districts to enroll as Medicaid providers and receive reimbursement for mental health services provided to students.

Current Status: HB 98 Reported favorably without amendment 3/23, Sent to Calendars 3/30.

Companion: [SB 113](#)-Menendez-Pending after hearing in Senate Education Committee 3/15.

NOTE: The underlined bill number contains a link to the text of the bill. Bills highlighted in yellow specifically refer to [LBHA/LMHAs](#)

*This document is intended for informational purposes only and is not intended to indicate a position for or against any legislation. If you have questions, please contact Sabrina Conner at [sconner@ntbha.org](mailto:sconner@ntbha.org) or Janie Metzinger at [jmetzinger@ntbha.org](mailto:jmetzinger@ntbha.org)*

[HB 112](#)-Howard-Amends Texas Health and Safety Code Title 4 to add Subtitle H related to workplace violence at a home and community support services agency, hospital, nursing facility, ambulatory surgical center, freestanding emergency medical care facility or mental hospital.

- Requires each facility to establish a workplace violence prevention committee or authorize an existing committee to develop a workplace violence prevention plan.
- Requires a written workplace violence prevention policy.
- Requires implementation and enforcement of the workplace violence prevention plan.
- Requires annual review, evaluation of the prevention plan and a report to the facility's governing body.
- Requires post-incident response including acute medical treatment, report to law enforcement.
- Prohibits discipline, suspension, termination, discrimination, or retaliation against a person who in good faith reports workplace violence or advises a health care worker to report an incident.

Current Status: Favorably reported without amendment from House Public Health 3/13.

To House Calendars 3/16. On House General State Calendar 4/5 but postponed.

Companion [SB 240](#)-Campbell was favorably reported without amendments from Senate Health and Human Services Committee on 3/20, Passed the Senate 3/27, sent to House, referred to House Public Health 4/3.

[HB 123](#)-Goodwin-Establishes an extreme risk protective order.

For explanation, please see HB 3057-A. Johnson, below.

Current Status: Referred to House Select Committee on Community Safety Committee 2/23.

[HB 136](#)-Reynolds-Establishes extreme risk protective order.

For explanation, please see HB 3057-A. Johnson, below.

Current Status: Referred to House Select Committee on Community Safety 2/23.

[HB 178](#)-Murr-Amends Texas Code of Criminal Procedure 38 regarding testing of possible controlled substances for fentanyl. Adds Article 38.51, which requires substances suspected of containing fentanyl to be tested using validated laboratory procedures. Current Status: House Criminal Jurisprudence Committee favorably reported without amendment 3/7. On General House Calendar 4/11.

[HB 186](#)-Julie Johnson-Amends Texas Health and Safety Code 574.001(b) which provides that an application for court ordered mental health services must be filed with the county clerk in which the proposed patient resides; is found; or is receiving mental health services by court order or apprehension by a peace officer (APOWW) or transportation for emergency detention by a guardian. Adds "or is being assessed in an emergency room or hospital".

Current Status: CSHB 186 favorably reported 3/15, Sent to Calendars 4/5.

Companion: [SB 1587](#)-Johnson referred to Senate Criminal Justice Committee 3/16.

[HB 201](#)-Klick-Amends Texas Education Code 48.009(b) Requires school districts and charter schools to report the total number of students transported from school for an emergency mental health detention. Data should include age, race, and gender information. Current Status: Referred to Youth Health & Safety 2/23.

[HB 224](#)-Bernal-Amends Texas Health and Safety Code 481.002(17) to remove criminal penalties for possession or distribution of drug testing and analyzing equipment. Adds a defense of prosecution if the defendant was using drug paraphernalia to test a substance for fentanyl.

Current Status: Referred to House Public Health Committee 2/23.

[HB 233](#)-Murr-Amends Texas Health and Safety Code 161.133(a) to require inpatient mental health facilities, treatment facilities or hospitals providing comprehensive medical rehabilitation services to provide annual training on identifying patient abuse, neglect, unprofessional or unethical conduct. Eight hours initially upon employment, and four hours annually thereafter.

Current Status: House Public Health Committee favorably reported CSHB 233, sent to Calendars 3/16.

Companion: [SB 831](#)-Flores, Blanco-referred to Senate Health and Human Services 3/1.

[HB 248](#)-Murr-Amends Texas Health and Safety Code Title 2, Subtitle E

Section 1-Establishes a task force to study and make recommendations on preventing conduct that violates:

- Texas Occupations Code 164 <https://statutes.capitol.texas.gov/Docs/OC/htm/OC.164.htm>
- Related to disciplinary actions and procedures regarding physicians.
- Texas Occupations Code 102 <https://statutes.capitol.texas.gov/Docs/OC/htm/OC.102.htm>  
Individuals receiving services at a mental health facility or a chemical dependency facility.
- Members of task force must have expertise in the field of health care advertising.
- Report must include a summary of civil and criminal actions brought by the state in the preceding biennium.
- Report is due by December 1 of even-numbered years.

Section 2-Amends Texas Health and Safety Code 164.00 related to treatment facilities marketing and admission practices <https://statutes.capitol.texas.gov/Docs/HS/htm/HS.164.htm>

- Amends 164.002: Legislative Purpose
  - Rescinds the word “treatment” so that the text of the statute would read “The purpose of this chapter is to safeguard the public against fraud, deceit, and misleading marketing practices and to foster and encourage competition and fair dealing by mental health facilities and chemical dependency [~~treatment~~] facilities by prohibiting or restricting practices by which the public has been injured in connection with marketing and advertising of mental health services and the admission of patients. Nothing in this chapter should be construed to prohibit a mental health facility or a chemical dependency facility from advertising its services in a general way or promoting its specialized services. However, the public should be able to clearly distinguish between the marketing activities of the facility and its clinical functions.”

Section 3-Amends Texas Health and Safety Code 164.003(1). Adds advertising on the internet to the definition of advertising.

Section 4- Amends Texas Health and Safety Code 164.006-Soliciting and Contracting with Certain Referral Sources.

- Adds outpatient treatment of mental illness or chemical dependency to a list of proscribed entities related to solicitation of certain referral sources.
- Amends language in exceptions:
  - ...unless the intervention and assessment service is: (A) operated by a community mental health and intellectual disability center the commission funds.
  - Removes reference to ~~Department of Aging and Disability Services~~.
  - Adds “...or contract with a marketing provider who agrees to provide general referrals or leads for the placement of prospective patients with a service provider or in a recovery residence through a call center or Internet website presence, unless the terms of that contract are disclosed to the prospective patient.”

Section 5-Amends Texas Health and Safety Code 164.010-Prohibited Acts.

- Adds prohibitions regarding false or misleading information about the facility’s services on an Internet website.

Section 6-Amends Texas Health and Safety Code 164.011(a) Injunction.

- Increases civil penalties to not less than \$2000 (up from \$1000) and not more than \$25,000 per violation.
- Increases criminal penalties from a misdemeanor to a state jail felony.

Section 7-Amends Texas Occupations Code 102.001-Soliciting Patients.

HB 248-Murr-continued

- Prohibits any remuneration, including any benefit or commission for securing or soliciting a patient or patronage.
- Raises penalty from a Class A misdemeanor to a second-degree state jail felony.

Section 8-Amends Texas Occupations Code 102.004 Applicability to Advertising.

- Prohibits false, misleading, deceptive advertising.

Section 9-Amends Texas Occupations Code 102.006-Failure to Disclose.

- Raises penalty from a Class A misdemeanor to a second-degree state jail felony.

Current Status: Reported favorably without amendments from House Public Health Committee 3/20.

Sent to Calendars 3/23.

[HB 299](#)-Murr-Amends Texas Health and Safety Code Title 6, Subtitle B to create a voluntary accreditation for recovery housing.

- Adds statutory definition for “Recovery House”,
  - Shared living environment that promotes sustained recover from SUD.
  - Integrates residents into the surrounding community.
  - Connects residents to supports and services.
  - Is centered on peer support.
  - Is free from alcohol and drug use.
- Not eligible for accreditation:
  - Licensed chemical dependency treatment facility.
  - Boarding home.
  - Nursing home.
  - Continuing care facility.
  - Assisted living facility.
  - Home and community support services agency.
  - Intermediate care facility for individuals with IDD.
  - Family violence shelter.
  - Child care facility.
  - Hotel.
- Recovery houses are prohibited from providing personal care services.
- HHSC shall prepare an annual report on:
  - Total number of accredited recovery houses.
  - Number accredited and chartered in the last year.
  - Concerns.
  - Number of revoked accreditations last year.
  - Reasons for revocations.
- Solicitation prohibited.
- Discrimination by municipality or county prohibited.

Current Status: Reported favorably from House Public Health, sent to Calendars 3/31.

[HB 343](#)-Goodwin-Amends Texas Occupations Code 501.002, Gives psychologists prescriptive authority.

Current Status: Referred to House Public Health Committee 2/23.

[HB 362](#)-Oliverson-Amends Health and Safety Code 481.125 regarding fentanyl test strips.

<https://statutes.capitol.texas.gov/Docs/HS/htm/HS.481.htm#481.125>

Adds (j) Making prohibitions of testing equipment “...that identifies the presence of fentanyl, alpha-methyl fentanyl, or any other derivative of fentanyl”.

Current Status: Placed on House General State Calendar 4/10.

Companions:

- HB 85-Talarico-Referred to House Public Health-Duplicate.
- HB 685-Cole-Referred to House Public Health-Duplicate.
- HB 867-Lambert-Referred to House Public Health-Duplicate.
- HB 1018-Lujan-Referred to House Public Health-Duplicate.
- HB 1584-Leo-Wilson-Referred to House Public Health-Duplicate.
- HB 2042-Bowers-Referred to House Public Health-Duplicate.
- SB 86-N. Johnson-Referred to S. Criminal Justice.-Very Similar.
- SB 207-Eckhardt-Referred to S. Criminal Justice-Identical.
- SB 234-Hinojosa-Referred to S. Criminal Justice.-Very Similar.
- SB 495-Hughes-Referred to S. Criminal Justice-Identical.
- SB 868-West- Referred to S. Criminal Justice.-Very Similar.

[HB 400](#)-Klick-Amends Texas Education Code 58A to establish grant programs for training in psychiatric specialty fields and behavioral health.

- Psychiatric Specialty Residency Grant Program to increase the number of psychiatric physicians.
  - 60% awarded in pediatric psychiatry, 40% in adult psychiatry.
  - Priority given medical schools with innovative residency programs in rural or underserved areas.
- Behavioral Health Innovation Grant Program to increase the number of mental health professionals through grants to institutions of higher learning for innovative recruitment, training, and retention, including salaries and stipends for faculty.
- A grant awarded may not exceed \$1 million.

Current Status: Reported favorably from House Higher Education 4/5.

[HB 405](#)-Collier-Amends Texas Code of Criminal Procedure 15.17(a) and (f) regarding appearance of an arrested person before a magistrate. Directs the magistrate to follow procedures under Code of Criminal Procedure 16.22 if the magistrate has reasonable cause to believe that the person has a mental illness or an intellectual disability. Amends rules regarding court record retention.

Current Status: Referred to House Criminal Jurisprudence Committee-Criminal Procedure Subcommittee Criminal Procedure 2/28.

[HB 446](#)-Craddick-Amends Texas Civil Practice and Remedies Code Section 1.01, Section 74.001 (a) (11) and (18) to update statutory language regarding individuals with intellectual disabilities.

Current Status: House passed and sent to Senate 3/29. Referred to Senate Health and Human Services Committee. Companion: [SB 332](#)-Kolkhorst-Referred to Senate Health and Human Services Committee.

[HB 466](#)-Hull-Amends Texas Health and Safety Code 573.002(b) and (d). Adds a requirement that a notification of detention must contain the name and relationship to the apprehended person of any person who reports the specific behavior, acts, attempts, or threats, witnessed the apprehended person being detained, a description of the place and setting where the detention was initiated, a description of restraints, chemical spray or taser device, and demographic information required by HHSC, age, race, and gender.  
Current Status: Referred to House Homeland Security and Public Safety Committee 2/23.

[HB 470](#)-Thierry-Amends Texas Health and Safety Code, Title 7, Subtitle A to add Chapter 535 to establish an Acute Psychiatric Bed Registry that is internet-based searchable registry to collect, aggregate, and display information on available acute inpatient psychiatric facilities in Harris County. The registry would be required to display the number of available beds, name and contact information of the facility, number of available beds, type of individual who may be admitted, the level of security provided, and any other information that may be necessary to identify appropriate beds for the inpatient psychiatric treatment of individuals. Registry should be available to law enforcement agencies, community service boards, mental health facilities, public and private residential crisis stabilization units, emergency care facilities, emergency care facilities and any other person the commission deems appropriate.  
Current Status: Referred to: House Public Health Committee 2/23.

[HB 484](#)-Meza-Amends Local Government Code Chapter 361, Subchapter Z to require municipal jails to provide two hours of training for each jailer or supervisor on how to:

- Identify, document, and handle a person who may be suicidal or may have a mental health condition.
- How to conduct and document mental health screenings during intake.
- House any person who is identified as potentially suicidal in a cell with cameras.
- Regularly check on any person identified as potentially suicidal.
- Report any incident of suicide or attempted suicide to the Attorney General within 48 hours.

Current Status: Pending after House County Affairs Committee hearing 3/22.

[HB 492](#)-Craddick-Amends Texas Health and Safety Code, Title 7, Subtitle C. Adds Chapter 579 allow the Ector County Hospital District and the Midland County Hospital District to create a mental health hospital district to provide mental health services for the residents of the district.

Current Status: Favorably reported from House County Affairs, on House General State Calendar 4/11.

[HB 501](#)-Wu-Regarding children under the jurisdiction of a juvenile court.

- Amends Texas Family Code 1.01 Section 51.02(2) and other sections to redefine the age of criminal responsibility for a child to between ten and eighteen years of age.
- Repeals portions of Texas Code of Criminal Procedure Article 45.0215(a) (1) and (2) and removes references to Penal Code 43.261.
- Amends Texas Health and Safety Code 614.019(b) relating the age a child receiving mental health continuity of care services during parole from the Texas Juvenile Justice Department and eligibility or ineligibility for services from an LBHA or LMHA under the local services area plan authorized by Health and Safety Code 533.0352(a).

Current Status: Referred to House Youth Health and Safety Committee 2/23.



[HB 530](#)-Wu-Amends Texas Family Codes 51 and 54 to update statutory language related to intellectual and developmental disabilities. Does not materially change the statute related to LBHA/LMHAs.  
Current Status: House Judiciary and Civil Jurisprudence reported favorably without amendment 3/29.  
Companion: [SB 362](#)-Zaffirini-Referred to Senate Health and Human Services 2/15.

[HB 671](#)-Gonzalez-Amends Texas Government Code 434. Directs the Texas Veterans Commission to conduct a suicide prevention campaign to provide information to veterans.  
Current Status: Pending after House Defense and Veterans' Affairs hearing 3/9.  
Companion: [SB 581](#)-Eckhard-Referred to Senate Veterans' Affairs Committee. 2/17.

[HB 726](#)-Rose-Amends Texas Health and Safety Code relating to the criteria for court ordered inpatient and extended inpatient mental health services.

Amends 574.034 (a) and (d) regarding temporary inpatient mental health services.

- Specifies that proposed patient is likely to cause serious bodily harm to self or others in (2) (A).
- Amends language in (2) (B) specifying that the proposed patient is unable, except for reasons of indigence to provide for basic needs including food, clothing, health, or safety.
- Amends language in (2) (c) (ii) regarding the proposed patient's substantial deterioration of judgement, reasoning, or ability to control behavior.

Amends H&S Code 574.035(a) and (e) related to extended inpatient mental health services to conform to the above changes. Current Status: Referred to Judiciary and Civil Jurisprudence Committee 2/28.

[HB 727](#)-Rose-Amends Texas Code of Criminal Procedure, Title 1, Chapter 46D regarding the death penalty in cases of a capital offense committed by a person with a severe mental illness.

- Defines "person with a severe mental illness" as someone who has schizophrenia, schizoaffective disorder, or bipolar disorder, and, as a result of the disorder, has active psychotic symptoms that substantially impair capacity to appreciate the nature, consequences, or wrongfulness of the conduct or to exercise rational judgement related to the conduct.
- Prohibits imposition of the death penalty on any defendant meeting the above description.
- Requires notice that the defendant meets the above definition must be filed timely, and before the guilt or innocence phase of the trial.
- If supported by evidence, the issue of whether the defendant meets the above criteria will be determined by the jury. Evidence must be clear and convincing.
- The judge shall appoint a disinterested expert at the request of either party or on the judge's own motion.
- If the jury determines that the defendant was a person with a severe mental illness at the time of the commission of the alleged capital offense and the defendant is convicted, the judge shall sentence the defendant to life imprisonment without parole.

Current Status: Passed House 4/5, sent to Senate 4/6.

[HB 788](#)-Meza-Establishes an HHSC task force to study access to legal services for persons with disabilities.  
Current Status: Referred to House Human Services Committee 2/28.

[HB 803](#)-Thierry-Directs HHSC to establish a work group to conduct a study on the feasibility of implementing a statewide acute psychiatric bed registry, which would include state hospitals, private psychiatric hospitals, community centers, entities designated by HHSC to provide mental health services, LBHA/LMHAs, facilities under contract with LBHA/LMHAs, general hospitals that provide services for people with mental illnesses, or hospitals operated by a federal agency. Work group must consist of:

- Appointed by: the Governor (1), Lieutenant Governor (2), Speaker of the Texas House (2).
- Representatives from: the Texas Hospital Assn., Texas Medical Assn., Texas Nurses Assn.
- Experts in the fields of: Technology (2), Psychiatrist (1), Licensed Professional Counselor (1), Statistics (1), Public Health.
- Representatives of: a substance use treatment facility (1) a rural hospital (1) a Harris County hospital (1), an urban hospital (1), a public hospital (1), a private hospital (1).
- Any other member with appropriate expertise as HHSC determines necessary.

Report due by September 1, 2024. Current Status: Referred to House Public Health Committee 3/1.

[HB 811](#)-Meza-Amends Texas Family Code Section 261.101 to add Subsection (b-2). Provides exception to the law that requires a medical or mental health professional to report a pregnant patient's disclosure of illegal drug use if the patient is enrolled in or recently completed a substance abuse treatment program, makes reasonable efforts to enroll in a treatment program within five days of the disclosure, or if the professional determines there is no immediate risk of harm to the child from exposure to the controlled substance and the patient does not otherwise pose an immediate risk of harm to the child.

Current Status: Hearing in House Juvenile Justice and Family Issues 4/11.

Companion: [SB 673](#)-Zaffirini-Referred to Senate Health and Human Services 2/17.

[HB 814](#)-Thierry-Amends Texas Health and Safety Code 481.074 (a). Requires pharmacists to provide a person taking possession of an opioid prescription with a warning regarding risks of opioid addiction and overdose. Signed acknowledgement must be retained in pharmacist's records.

Current Status: Referred to House Public Health Committee 3/1.

[HB 815](#)-Thierry-Amends Texas Health and Safety Code 481.074(a) to require pharmacists to dispense opioids in a container with a red cap or a red label.

Current Status: Referred to House Public Health Committee 3/1.

[HB 822](#)-K. King-Amends Texas Human Resources Code 31, Subchapter B to add Section 31.0321.

- Would require screening and testing for illegal drugs for adults or minor parents seeking Temporary Assistance for Needy Families (TANF) benefits.
  - Individuals who have already had one positive test or individuals who have been convicted of a felony drug offense must submit to testing regardless of pre-screening.
- Applicants testing positive would be ineligible to collect financial assistance benefits for the applicant or the applicant's family for 12 months.
- Exceptions to ineligibility:
  - The applicant provides proof of successful completion of, or enrollment in a substance abuse treatment program, or
  - Enrolls in a substance abuse treatment program within 10 days of the positive test.
  - Agencies under contract with HHSC must give priority to applicants who tested positive and are facing these sanctions.



## HB 822-K. King-continued

- Reapplication after ineligibility:
  - The applicant may re-apply for TANF benefits after the 12 months have expired, but:
  - If the applicant again tests positive, the applicant would be ineligible for 36 months to collect financial benefits for the applicant or the applicant's family.
  - An applicant who was denied eligibility to collect benefits due to a positive drug test may re-apply after six months with submission of proof of successful completion or current enrollment in a drug treatment program and a negative drug test.
- Three strikes and you're out:
  - An applicant is permanently ineligible to collect benefits after a third failed drug test.
  - HHSC must notify applicant of pending permanent ineligibility.
  - HHSC required to perform second confirming test before permanent ineligibility.
- Protection of benefits for children:
  - Parent or caregiver deemed ineligible to collect benefits may select an immediate family member, a protective payee or may select someone approved by HHSC.
  - Protective payee must also pass drug test.
- HHSC must use efficient and cost-effective screening tools.
  - HHSC must pay for tests using federal TANF block grant funds.
  - HHSC must provide applicants with a list of substance abuse treatment programs.
  - HHSC is not required to pay for treatment.
  - HHSC must adopt rules to implement statute.

Current Status: Referred to House Human Services Committee. 3/1

## [HB 826](#)-Lambert-Amends Texas Insurance Code 1369.055.

- Adds protections for insurance plan enrollees, including enrollees who use prescribed medications for medical conditions or mental illness.
- Prohibits plans from modifying an enrollee's contracted benefit level for any prescription drug that was approved or covered under the plan in the immediately preceding plan year and prescribed for the enrollee as the most appropriate course of treatment.
- Prohibited modifications include:
  - Removing a drug from a formulary.
  - Adding a prior authorization requirement.
  - Adding or changing a quantity limit for a drug
  - Step-therapy restrictions.
  - Raising cost-sharing
  - Increasing coinsurance, copayment, deductibles, or other out-of-pocket expenses
  - Reducing the maximum drug coverage amounts.
- Allows:
  - Pharmacists may provide interchangeable biologic or therapeutically equivalent generic products approved by the FDA.
  - Physicians may prescribe another medication.
  - Health plans may add new drugs to a formulary.
  - Health plans may remove a drug from its formulary or deny coverage if the FDA has issued a statement questioning the clinical efficacy of the drug or if the manufacturer has discontinued the drug or removed it from the market.

Current Status: Referred to House Insurance Committee 3/1.

Companion: [SB 1221](#)-Zaffirini-Referred to Senate Health and Human Services Committee 3/9.

[HB 828](#)-Dutton-Amends various portions of Texas statutes in Family, Penal, Transportation, Criminal Procedure, Education, Health & Safety, Human Resources, and Business & Commerce Codes to change the definition of a child to be a person between the age of 10 and 18 or 18 years of age or older and under 20 years of age who is alleged to have engaged in delinquent conduct indicating a need for supervision as a result of acts committed before becoming 18, and under the jurisdiction of a juvenile court.  
Current Status: Pending after Select Committee on Youth Health & Safety 3/13.

[HB 867](#)-Lambert-Amends Texas Health and Safety Code 481.125 to legalize fentanyl testing materials and equipment. This bill has 11 Companions. Please see HB 362-Oliverson, above for explanation and update.  
Current Status: Referred to House Public Health 3/1.

[HB 906](#)-Moody-Amends Texas Education Code Section 51.9194. Requires institutions of higher education to provide entering undergraduate, graduate, professional or transferring students:

- Information on available mental health and suicide prevention services offered by the institution, or any associated organizations or programs.
- Early warning signs that are often present.
- Appropriate interventions for a person who may be considering suicide.
- This bill will take immediate effect if it is passed by a vote of two-thirds of the Texas House and Senate.

Current Status: Hearing in House Higher Education 4/10.  
Companion [SB 633](#)-Menéndez-to Senate Subcommittee on Higher Education by Lt. Governor 2/17.

[HB 972](#)-Capriglione-Amends Texas Health and Safety Code 481.074(a) to require a warning label on opioid prescription drugs to include the risk of addiction, respiratory depression, and overdose.  
Current Status: Referred to House Public Health 3/2.

[HB 987](#)-Howard-Amends Texas Health and Safety Code 481.002(17) to remove testing and analyzing equipment from the list of contraband drug paraphernalia. Current Status: Referred to House Public Health Committee 3/2. Companions: [HB 1365](#)-Campos-Referred to House Public Health 3/3.  
[SB 623](#)-N. Johnson-Referred to Senate Criminal Justice 2/17.

[HB 1019](#)-Reynolds-Amends Texas Government Code 501.092 (b) and (g).

- Requires that reentry and reintegration programs to begin as soon as practicable after the offender is taken into the custody of the Texas Department of Criminal Justice.
- Must provide a comprehensive network of transition programs to address needs of offenders released or discharged from a correctional facility or upon completion of parole or mandatory supervision.
- Life skills training to include budgeting, money management, nutrition, exercise, prosocial behavior, positive relationships, education, special education (if offender has learning disability) spiritual guidance if requested by the offender.
- Deletes from the above list: appropriate treatment programs, including substance and mental health treatment programs, parenting classes and relationship building classes.

Current Status: Hearing in House Corrections Committee 4/10.

[HB 1042](#)-Hinojosa-Amends Texas Health and Safety Code 571.013 to change the language regarding delivery of notice of court proceedings involving persons with mental illness to require personal delivery of a copy of the notice or document by a constable or sheriff of the county or in another manner directed by the court that is reasonably calculated to give actual notice. Deletes the requirement for in-person delivery.

**HB 1042-Hinojosa-continued**

Allows electronic transmission for filing of forms by the petitioning party, who is required to maintain possession of the original signed copies.

Current Status: House Judiciary and Civil Jurisprudence Committee hearing 4/12.

Companion: [SB 64](#)-Zaffirini-Referred to Senate Health and Human Services 2/15.

[HB 1149](#)-Slawson-Amends Texas Education Code 26.009 to require school districts to obtain written consent of a child's parent before a psychological or psychiatric examination, test, or treatment may be conducted except as required by state or federal law regarding special education.

Current Status: Referred to House Public Education 3/2.

Companions: [SB 400](#) Hall-Identical-Referred to Senate Education Committee 2/15.

[SB 595](#)-Kolkhorst-Similar- referred to Senate Education Committee 2/17.

[HB 1157](#)-Lozano-Amends Texas Education Code 25.087(b) to add mental health appointments to the list of temporary excused absences. Current Status: Favorably reported without amendments from House Select Committee on Youth Health and Safety hearing 3/23. Sent to Local and Consent Calendar 3/29.

Companion: [SB 1101](#)-Paxton-Referred to Senate Education.

[HB 1211](#)-Guillen-Amends Texas Education Code 891 and 1101 to add "licensed specialist in school psychology to the list of behavioral health professionals eligible for repayment of education loans.

Current Status: Referred to House Higher Education 3/3.

[HB 1219](#)-Reynolds-Amends Texas Health and Safety Code, Title 9, Subtitle A to add Chapter 769 to require the group homes to perform criminal background checks on employees, and to prohibit hiring of any person convicted of a Class A Misdemeanor or a felony including criminal homicide, kidnapping, unlawful restraint, smuggling of persons, trafficking of persons, sexual offenses, assault, offenses against the family, arson, criminal mischief, property damage, property destruction, robbery, burglary, criminal trespass, theft, fraud, computer crimes, telecommunications crimes, money laundering, insurance fraud, health care fraud, conduct affecting public health, or organized crime.

Current Status: House Human Services hearing 4/11.

Companion: [SB 188](#)-Miles-Senate Health and Human Services hearing 4/5.

[HB 1220](#)-Reynolds-Amends Texas Penal Code 38 to add Section 38.172 to make failure to report (to law enforcement or to Texas Department of Family and Protective Services), the assault, neglect, or omission of care of a resident of a group home. The offense would be a state jail felony.

Current Status: Referred to House Human Service 3/3.

Companion: [SB 187](#)-Miles-Pending after Senate Health and Human Services Hearing 4/5.

[HB 1329](#)-E. Morales-Amends Education Code 61 to add student loan repayment assistance for licensed health care workers employed in rural counties, which HB 1329 defines as having population less than 100,000. In the NTBHA service area, individuals serving in Navarro County would qualify.

Current Status: Referred to House Higher Education 3/3

[HB 1337](#)-Hull-Amends Insurance Code 1369 Subchapter B to prohibit health benefit plans from imposing step therapy protocols for prescription drugs to treat serious mental illnesses.

Current Status On House General State Calendar 4/11.

Companion: [SB 452](#)- Menéndez-Referred to Senate Health and Human Services.

[HB 1357](#)-Holland-Repeals Texas Human Resources Code 32.03115(e). Directs state agencies to apply for necessary federal waivers or authorizations for implementation of provisions related to medication-assisted treatments (MAT) for opioid use disorder (OUD) or substance use disorder (SUD).  
Current Status: Pending after House Human Services Committee hearing 4/4.

[HB 1359](#)-Wu-Amends Texas Family Code 51.20 (a), (b), (c), and (d) to revise language related to children with intellectual disabilities.  
Please see Companion HB 2037-A. Johnson, below, for explanation and most recent update.  
Current Status: HB 1359 Left pending after hearing in House Juvenile Justice and Family Issues.  
Companion HB 2037-A. Johnson reported favorably 3/29, to Calendars 4/10.  
Companion: [SB 1585](#)-Sparks-Referred to Senate Criminal Justice Committee 3/16.

[HB 1365](#)-Campos-Amends Texas Health and Safety Code 481.002(17) to remove testing and analyzing equipment from the list of contraband drug paraphernalia.  
Please see Companion-[HB 987](#)-Howard-Duplicate, above, for explanation and update.  
Current Status: Both HB 987 and HB 1365 Referred to House Public Health Committee 3/3.  
Companion [SB 623](#)-N. Johnson-Referred to Senate Criminal Justice Committee 2/17.

[HB 1390](#)-Shaheen-Amends Texas Insurance Code 1455.001(1-a) to add mental health professionals to statute regarding telemedicine, teledentistry, and telehealth.  
Current Status: Referred to House Insurance 3/3.

[HB 1394](#)-Moody-Amends Texas Government Code 123.002 to revise statutory language regarding offenses involving carrying, possessing, or using a firearm or other dangerous weapon, the use of force or death of or serious bodily injury to another person related to eligibility for participation in a drug court program. Requires the attorney representing the state to consent to the defendant's participation in the drug court program. Requires all counties with a population over 200,000 to establish a drug court program. Would relate to Dallas and Ellis Counties.  
Current Status: House Criminal Justice reported favorably without amendments 3/28, to Calendars 4/6.

[HB 1396](#)-Moody and Jetton-Amends Texas Human Resources Code 32.027 to allow Medicaid recipients to select services of a licensed psychologist, marriage and family therapist, licensed professional counselor, or clinical social worker working within the scope of the professional's license. Also a licensed marriage and family therapist associate, a licensed master social worker who is actively pursuing education and training to be a licensed clinical social worker, or a licensed professional counselor associate. Directs HHSC to provide Medicaid reimbursement to the fully licensed professionals at a rate equal to the reimbursement rate established for a licensed psychiatrist or licensed psychologist for providing similar services. Professionals at the associate level would be compensated at a rate equal to 70% of the reimbursement rate established for a licensed psychiatrist or licensed psychologist for providing similar services. The bill adds the admonition, "This section shall be liberally construed."  
Current Status: Referred to House Human Services 3/3.  
Companion: [SB 2132](#)-Miles-Referred to Senate Health and Human Services Committee 3/21

[HB 1397](#)-Moody-Amends Government Code 351 to add Medicaid reimbursement for peer-to-peer services delivered by a community recovery organization. Requires HHSC to establish a work group by December 31, 2023 and to adopt rules by December 31, 2024. If HHSC determines that a waiver or authorization from a federal agency is necessary for implementation, the agency shall apply for the waiver and may delay implementation until the waiver or authorization is granted. Referred to House Human Services 3/3.

[HB 1398](#)-Moody. Amends Texas Code of Criminal Procedure 7B.

Establishes extreme risk protective orders.

- Requires the respondent to an extreme risk protective order application to submit to an examination by the LBHA/LMHA for the purpose of determining if the person has a serious mental illness.
- An extreme risk protective order requires the court to:
  - Prohibit the subject from purchasing, owning, possessing or controlling a firearm for the duration of the order.
  - Order the person to relinquish any firearms owned or possessed by the subject.
  - Surrender the subject's handgun license, if applicable.
  - Receive outpatient mental health services as recommended by the LBHA/LMHA or expert authority.
  - Suspend the subject's license to carry a handgun.

Current Status: Referred to House Community Safety Committee 3/3.

[HB 1400](#)-Moody-Amends Health and Safety Code 574 to allow the establishment of regional assisted outpatient treatment courts by two or more counties. Requires counties with populations over 200,000 to apply for federal or state funding to pay for establishment of a program to provide court-ordered outpatient mental health services. Sanctions counties that fail to comply by making them ineligible to receive grant funds from the state of Texas or any state agency.

Current Status: Pending in House County Affairs after hearing 3/29.

[HB 1401](#)-Moody-Amends Texas Code of Criminal Procedure 45, Subchapter B to allow the defendant or the defendant's caregiver to make a motion to determine whether probable cause exists that the defendant lacks capacity to understand the proceedings and participate in the defense or is unfit to proceed (in addition to the prosecutor for the state, or the court). Requires the court to credit the time a defendant participated in an outpatient competency restoration program as time served on the sentence if the defendant is convicted of the charge. Current Status: Referred to House Criminal Jurisprudence 3/3.

[HB 1457](#)-Rosenthal-Amends Texas Government Code 434.352 to require that any entity that receives a grant from the state of Texas for the provision of mental health services to veterans or veterans' families must have successfully executed a previous grant from the state agency or provide training on military informed care or military cultural competency to the personnel of the grant receiving entity.

Current Status: House Defense and Veterans' Affairs Committee reported favorably 3/28, to Calendars 4/5.

[HB 1464](#)-Campos-The significant changes in statutory language in this summary are underlined.

*Section 1 amends Texas Health and Safety Code 573.021 (b) regarding emergency detention.*

- Lengthens the time that a person may be detained for a preliminary examination under mental health protective custody from 48 hours to 72 hours.

*Section 2 amends Texas Health and Safety Code 574.034 (a) and (d) regarding an order for temporary inpatient mental health services.*



HB 1464-Campos-continued

- Revises the language regarding the criteria from “is likely to cause...” to “..(A) poses a substantial risk of causing serious harm to the proposed patient, as evidenced by serious threats of attempting suicide, a suicide attempt, or other significant self-inflicted bodily harm; (B) poses a substantial risk of causing serious harm to others, as evidenced by violent behavior directed toward others; (C) is (i) suffering severe and abnormal mental, emotional, or physical distress; (ii) is experiencing substantial mental or physical deterioration of the proposed patient’s ability to function independently, which is exhibited by the proposed patient’s inability, except for reasons of indigency, to provide for the proposed patient’s basic needs, including food, clothing, health, or safety; and (iii) unable to make rational and informed decision as to whether or not to submit to treatment; or (D) is experiencing severe mental or physical deterioration that, without immediate intervention, poses a substantial risk of severe impairment or injury to the proposed patient.
- Requires expert testimony.
- Requires that the evidence of behavior tends to confirm the likelihood of serious harm, the level of distress, the degree of deterioration of functioning or that the severe deterioration of the proposed patient that poses a substantial risk of impairment or injury to the proposed patient.

*Section 3 amends Texas Health and Safety Code 574.0345 (c) regarding an order for temporary outpatient mental health services.*

- Length of time for an order for temporary outpatient mental health services is revised from 45 days to 90 days. If the judge determines a longer period of time is needed, order may be for 180 days.

*Section 4 amends Texas Health and Safety Code 574.035 regarding an order for extended inpatient mental health services.*

- Criteria for court-ordered extended inpatient mental health services are as above and
- The proposed patient’s condition is expected to continue for more than 90 days and
- The proposed patient has received court ordered inpatient mental health services either under the Health and Safety Code or the Code of Criminal Procedure 46B for at least 60 consecutive days in the last twelve months or
- The severe deterioration of the proposed patient poses a substantial risk of impairment or injury to the proposed patient.

Current Status: Referred to House Judiciary and Civil Jurisprudence 3/3.

[HB 1485](#)-Ramos-Amends Texas Education Code 21.451(d-1)

Requires that educators be trained at least once every two years on suicide prevention and other mental health training. Current Status: Referred to House Select Committee on Youth Health and Safety. 3/3

[HB 1543](#)-Oliverson-Amends Health and Safety Code 483.102. Directs the Commissioner or the Chief Medical Officer of DSHS to issue a statewide standing order prescribing an opioid antagonist to a person at risk of experiencing an opioid-related overdose or a family member, friend, or other person in a position to assist a person at risk of overdose. Current Status: House Public Health hearing 4/3-no action taken.

Companion: [SB 954](#)-Perry-Referred to Senate Health and Human Services 3/3.

[HB 1551](#)-Anchía-Amends Texas Education Code 61.603(a). Establishes an educational loan repayment assistant program for mental health professionals who have completed one, two, or three consecutive years of practice in a mental health professional shortage area as designated by the Texas Department of State Health Services and provide services through Medicaid, CHIP, persons in a secure correctional facility operated by or under contract with either the Texas Juvenile Justice Department or the Texas Department of Criminal Justice. Professionals may receive assistance for a maximum of three years for 33.33 percent

HB 1551-Anchía-continued

of the loan each year. This shortens the number of years of service required from five to three and provides larger amounts of loan forgiveness each year. Current Status: Referred to House Higher Education 3/3.

Companion: [SB 532](#)-West-Sent to Subcommittee on Higher Education by Lt. Gov. Patrick. Committee Substitute favorably reported from Subcommittee 4/3, public hearing in Education Committee 4/5.

[HB 1571](#)-Lozano-Amends Texas Human Resources Code 32, Subchapter B.

Medicaid reimbursement for school-based health services.

- Directs HHSC to ensure that Medicaid reimbursement is provided to a school district or open enrollment charter school for all health care services covered under Medicaid, including behavioral health services and nursing services to eligible students if the school is an authorized health care provider under Medicaid and the parent or legal guardian consents before services are rendered.
- Directs HHSC to ensure the school receives Medicaid reimbursement regardless of whether the services are:
  - Included in the student's individualized education plan or
  - Included in the student's individualized family service plan and
  - Regardless of whether the health professional providing the service is the recipient's primary care provider.

Current Status-[HB 1571](#)-Lozano-Pending after hearing in House Human Services 3/28.

Companions: [HB 2773](#)-Bucy-Referred to Human Service 3/13.

[SB 2544](#)-Blanco-Referred to Senate Health and Human Services 3/23.

[HB 1626](#)-Allen-Amends Texas Education Code 25.01.

Prohibits a school district from refusing to admit a student based on criminal, juvenile justice or disciplinary history including arrests, criminal charges, adjudications or convictions, placement on community supervision or detentions if the student has been released from an alternative education program.

- Student's personalized transition plan may include recommendations for assistance provided by the LMHA/LBHA.

Current Status: To House Calendars 4/5. Companion: [SB 2083](#)-Menéndez-To Senate Education. 3/21.

[HB 1641](#)-Meza-Amends Human Resources Code 32, Subchapter B. Extends Medicaid to cover bipolar disorder, dysthymia, schizophrenia or severe chronic depression to persons whose family income at or below 133% federal poverty level and for whom matching federal matching money is available.

Current Status: Referred to House Select Committee on Health Care Reform 3/7.

[HB 1644](#)-Romero-Directs the Texas Health and Human Services Commission to study mental health professionals or mental health response teams responding to a behavioral health-related emergency call.

Current Status: Referred to House Public Health 3/7.

[HB 1751](#)-Jolanda Jones-Amends Texas Code of Criminal procedure to require an annual report from every law enforcement agency in Texas to include:

- A comparative analysis of information compiled as required by this statute.
- Initial reason for the arrest of a person believed to have a mental illness or IDD.
- Examine the differences between successful and unsuccessful diversions.
- Evaluate use of restraints and use of force on people believed to have mental illness or IDD.

HB 1751-Jolanda Jones-continued

- Complaints related to racial profiling by a peace officer.
- Behavioral indications of mental illness or IDD.
- Verbal indications of distress by the individual or a bystander.
- Physical injuries incurred before or during arrest.
- Medical treatment provided.
- If a search was conducted and if the individual consented to the search.
- Contraband or evidence discovered in the search or in plain view.
- Reason and probable cause for the search.

Current Status: Referred to House Homeland Security and Public Safety.

[HB 1771](#)-Price-Amends Texas Occupations Code 111.004. Directs regulatory agencies to adopt rules necessary to standardize formats for and retention of patient consent records related to treatment, data collection and data sharing.

Current Status: To House Local and Consent Calendar 4/6.

[HB 1857](#)-Guillin-Amends Texas Health and Safety Codes 462.069(a), 462.075(f), 462.081(a) and (d). Requires court-ordered treatment for chemical dependency be at least 60 days but no more than 90 days.

Current Status: Pending after hearing in House Judiciary and Civil Jurisprudence Committee 3/22.

[HB 1879](#)-Darby-Amends Texas Human Resources Code 32.027-Selection of Provider of Medical Assistance.

- Requires HHSC to assure that Medicaid recipients may select an appropriately licensed provider to perform any health care service or procedure covered under Medicaid including:
  - Licensed Master social worker who is actively pursuing the education and training required to be a licensed clinical social worker.
  - A licensed professional counselor associate who is working toward fulfilling the supervised practice requirements to be a licensed professional counselor.
- Authorizes Medicaid coverage for licensed mental health professional services above to be reimbursed at 70% of the rate for a licensed psychiatrist or psychologist providing similar services.
- Adds the specific admonition: “This section shall be liberally construed”.

Current Status: Pending in House Human Services Committee after hearing 3/28.

[HB 1898](#)-Jetton, Rose, Price, Alison, S. Thompson-Amends Texas Government Code 531, Subchapter B. Establishes a grant program to benefit children’s hospitals for the purpose supporting or expanding mental or behavioral health services. Grants could be used for planning, development, capital improvements or for transitional operating support. Current Status: Favorably reported without amendments from House Select Committee on Youth Health and Safety 3/23, Sent to Calendars 3/30.

Companion: [SB 1365](#)-Hinojosa-Referred to Senate Health and Human Services.

[HB 1904](#)-Gamez-Amends Texas Health and Safety Code 533.

Establishes a Border County Mental Health Task Force that includes the border LBHA/LMHAs.

Current Status: Referred to House Public Health 3/8.



[HB 1907](#)-Anchía-Amends Texas Code of Criminal Appeals 55.02, and Texas Codes of Criminal Procedure. 55.02 and 102.006(b-1). By changing “~~may~~” to “shall”, requires procedures for expunction of arrest record and files for person who complete certain specialty court or pretrial intervention programs including veterans treatment courts and mental health courts.

Current Status: Favorably reported without amendments from House Criminal Jurisprudence 3/23.  
Sent to Calendars 4/3.

Companion: [SB 686](#)-Johnson referred to Senate Criminal Justice Committee.

[HB 1927](#)-Hull-Amends Texas Health and Safety Code 573.001-Emergency Detention.

- Relating to a parent’s right to intervene in the apprehension by a peace officer of a child for emergency detention.
- Requires that a peace officer who takes a person into emergency custody must use age-appropriate trauma-informed practices in responding to the situation.
- Gives a parent, guardian, conservator, or other person standing in parental relation to the child the right to take custody of the child and may voluntarily seek treatment or services for the child from a provider of the person’s choice.
- The child may not be put under emergency detention without first attempting to contact the child’s parent, guardian, conservator or other person standing in parental relation to the child.
- If the peace officer transports the child to a facility, the officer must include a statement describing the attempt to contact the child’s parent, guardian, conservator, or other person standing in parental relation to the child.
- If a school district peace officer transports the child, the officer must also document the attempt to contact the parent, guardian, conservator, or other person standing in parental relation to the child.
- Prohibits use of handcuffs, electrical devices, chemical agents or any other similar devices on a child 10 years of age or younger.

Current Status: Pending after hearing in House Select Committee on Youth Health and Safety 4/3.

[HB 1932](#)-Button-Amends Texas Education Code 38.303 (a) and Texas Occupation Code 501.02 to revise statutory language regarding “licensed specialist in school psychology” to “school psychologist”.

Current Status: Referred to House Public Health 3/8.

[HB 1987](#)-Vasut-Amends Texas Local Government Code 229.

- Adds definition of Structured Sober Living Homes.
- Allows municipalities to adopt ordinances specifying standards that comply with state and federal fair housing laws and the Americans with Disabilities Act.

Current Status: HB 1987 and Companion-[HB 4431](#)-Wilson Referred to House Urban Affairs.

[HB 2034](#)-Campos-Amends Texas Government Code 614, Subchapter A-1.

- Amends statute providing for mental health policies and services for peace officers to add firefighters.
- Changes statutory language from “law enforcement agency” to “employer”.
- Requires an annual mental health evaluation of each peace officer and firefighter to be conducted by a mental health professional or peer support advisor as part of the person’s performance review.
- Requires employers of peace officers or firefighters who have experienced a traumatic event in the scope of performing their duties to provide:

HB 2034-Campos-continued

- A mental health evaluation by a mental health professional or peer support advisor.
- An opportunity for mental health counseling.

Current Status: Referred to House Homeland Security and Public Safety 3/8.

**HB 2037**-A. Johnson-Amends Texas Family Code 51.20 (a), (b), (c), and (d) to revise language related to children with intellectual disabilities.

- Amends Texas Family Code 55, Subchapter A to revise definitions regarding children with an intellectual disability or mental illness, interdisciplinary teams, least restrictive appropriate setting, mental illness, restoration classes, subaverage general intellectual functioning. Includes outpatient mental health services under Standards of Care.
- Adds Forensic Mental Examination and Criteria for Court-Ordered Mental Health Services for a Child.
- Adds provisions for court-ordered:
  - Temporary inpatient mental health services for a child.
  - Temporary outpatient mental health services for a child.
  - Extended inpatient mental health services for a child.
  - Extended outpatient mental health services for a child.

Includes provisions for a stay of juvenile court proceedings and discretionary transfer to criminal court on the juvenile's 18<sup>th</sup> birthday. Requires the court to consult with the Local Mental Health Authority (LBHA/LMHA) and the Local Intellectual and Developmental Disability Authority (LIDDA) to determine appropriate treatment, services, and restoration classes for the individual and file a report with the court.

Current Status: House Juvenile Justice and Family Issues reported favorably without amendment 3/29, sent to Calendars 4/10. Companions: [HB 1359](#)-Wu-Pending after House Juvenile Justice and Family Issues hearing on 3/22. [SB 1585](#)-Sparks-Referred to Senate Criminal Justice 3/16.

**HB 2059**-Price-Amends Texas Health and Safety Code 1001.201

- Authorizes HHSC to provide grants to LBHA/LMHAs to cover training costs for Mental Health First Aid (MHFA) Trainers.
- Allows LBHA/LMHA to contract with Regional Education Service Center to provide MHFA to employees of school districts, charter schools, private schools and institutions of higher learning.
- Two or more LBHA/LMHAs may collaborate and share resources.
- Requires LBHA/LMHA to submit a plan to HHSC by July 1 of even numbered years demonstrating how grant funds will be used.
- Requires LBHA/LMHA to submit an annual report by September 30 including:
  - Number of MHFA Trainers trained.
  - Number of employees trained at school districts, charter schools, private schools and institutions of higher learning.
  - Category of personnel trained.
  - Number of child care facility employees and contractors, youth, individuals with recurring contact with students, first responders, judges and attorneys who completed a MHFA training program offered by the LBHA/LMHA.
  - Number of active military service members, veterans and family members trained who completed the standard module or the veteran's module.
  - Detailed accounting of expenditures.
- HHSC shall develop a form to be used for reporting by the LBHA/LMHA.

Current Status: House Public Health Committee reported favorably. To Local and Consent Calendar 4/6.

[HB 2072](#)-Jettton-Amends Texas Government Code 531.0993.

Directs HHSC to establish a grant program for county-based community collaboratives or nonprofit organizations to reduce recidivism, arrest, and incarceration of individuals with mental illness.

- Qualified community collaboratives must include a county, the LBHA/LMHA and each hospital district located in the county.
- Matching funds from non-state sources must be at least equal to:
  - 25% of the total grant amount in a county with a population of less than 100,000
    - Navarro County
  - 50% of the total grant amount in a county with a population between 100,000 and 250,000
    - Ellis County, Hunt County, Kaufman County, Rockwall County
  - 100% of the total grant amount in a county with a population over 250,000.
    - Dallas County

Current Status: Referred to House Public Health 3/8.

[HB 2099](#)-Price-Amends Texas Health and Safety Code to require HHSC to establish and operate a state hospital in the Panhandle region. Current Status: Referred to House Public Health 3/8.

[HB 2100](#)-Price-Amends Texas Education Code 61.603. Provides student loan repayment assistance for mental health professionals who provide mental health services individuals in a state hospital or community-based mental health services from a local mental health authority for a period of one to five years .Current Status: House Higher Education reported favorably without amendments 4/5.

Companion: [SB 804](#)-Schwertner-Senate Subcommittee on Higher Education favorably reported 4/6.

[HB 2148](#)-R. Lopez of Bexar-Directs the Texas Veterans Commission to conduct a study to evaluate veteran deaths by suicide in Texas over the last five years. Current Status: House Defense & Veterans' Affairs 3/9.

[HB 2149](#)-Gervin-Hawkins-Amends Texas Health and Safety Code 576.009.

Would require that patients hospitalized involuntarily be informed of their rights by:

- A prominently and conspicuously displayed poster and
- Orally and in writing in the person's primary language or
- Through reasonable means to communicate with a hearing impaired or visually impaired person.
- Poster must include the name and contact information where a complaint may be filed.
- Oral and written communications must be provided at the time the person is admitted to the facility and not later than the third day of hospitalization. Must be on two separate days.

Current Status: Referred to House Public Health 3/9.

[HB 2160](#)-Hinojosa-Amends Education Code 51, Subchapter Z. Would require each law school in Texas to employ at least one mental health professional. Current Status: Referred to House Higher Education.

[HB 2201](#)-Canales-Amends Texas Government Code 507.006(a) related to housing inmates with substance use disorders in state jail felony facilities. Bill as proposed would delete the phrase "~~...or discrete areas within one or more state jail facilities...~~" from the description of facilities that the state jail division may designate as state jail felony facilities to treat inmates who are eligible for confinement in a Substance Abuse Felony Punishment (SAFP) facility.

Current Status: Referred to House Corrections 3/09.

[HB 2233](#)-Spiller-Amends Texas Health and Safety Code Title 9, Subchapter B.

- Requires specified mental health awareness training for trainers of first responders, first responders, and first responder trainees. Six-hour training must include:
    - Most common mental health issues experienced by first responders.
    - The impact of chronic trauma on first responder's duties.
    - Signs and symptoms of mental illness.
    - Strategies for first responders to attain mental wellness and resiliency.
  - Directs HHSC to develop or adopt a curriculum for the above training.
  - Requires each state agency that certifies or licenses first responders to use the approved curriculum.
- Amends Texas Occupations Code 1701.253 to require an officer to complete the approved training.  
Current Status: Referred to House Public Health 3/9.

[HB 2244](#)-Campos-Amends Texas Government Code Title 4, Subtitle I. Directs HHSC to establish a statewide pilot project to provide supportive housing service through Medicaid to persons experiencing chronic homelessness.

- Defines chronic homelessness as an individual or family as:
  - Living at a safe haven, emergency shelter, or place not meant for human habitation.
  - Homeless for the continuous preceding year, or on at least four separate times in the past three years.
  - Head of household has a diagnosed substance use disorder, serious mental illness, developmental disability, post-traumatic stress disorder, cognitive impairment resulting from a brain injury or a chronic illness or disability or a co-occurrence of any two or more of the above diagnoses.
  - Individuals who have been in institutional care such as jail, substance use or mental health treatment facility, hospital, or similar facility for less than 90 days, but who met the above requirements before entering care, remain qualified for the program.
- Services available through Medicaid in the pilot project would include:
  - Mental health and substance use services.
  - Case management.
  - Personal care and personal assistance.
  - Home and community-based services.
  - Other housing support services.
- HHSC would establish eligibility criteria for participation that considers:
  - The individual's health conditions.
  - The individual's housing status.
  - Current or potential costs of providing supportive housing services through Medicaid.
- Supportive housing services to be provided to project participants:
  - Outreach and engagement.
  - Housing search assistance.
  - Education on tenant's rights and responsibilities.
  - Eviction prevention services.
  - Supportive housing services plans.
  - Coordination with primary care, home health care, substance use treatment, mental health treatment, vision services, dental services, hospital care, emergency room services, crisis intervention, critical time intervention, education on independent living skills, links to education, job skills training and employment opportunities.

## HB 2244-Campos-continued

- HHSC should use financing and reinvestment strategies that account for:
    - Costs of providing health care to Medicaid recipients.
    - Costs of providing health care to recipients of supported housing services.
    - Costs of providing health care services to individuals under the Affordable Care Act.
    - Housing status of Medicaid recipients.
    - The degree to which accurate and current housing status information is available on Medicaid recipients.
    - The pilot project's effects on costs to other entities such as jails, long-term care facilities and treatment facilities.
    - Affordable housing investments that can be leveraged for participants' housing opportunities.
    - Amount of flexible service dollars to cover project costs.
  - HHSC should address the administration of pilot project benefits including the roles of managed care, supportive housing services providers and coordination with existing and emerging health care systems.
  - Requires a preliminary report by June 1, 2024 to include:
    - A summary of the project's progress.
    - Assessment of the effect of supportive housing services on the costs to provide services.
    - Assessment of the effect of services to individuals experiencing chronic homelessness.
    - Medicaid plan waivers or amendments necessary.
    - Supportive housing services provided at the time of the report.
    - Analysis of the services provided at the time of the report.
    - Estimate of costs and potential savings.
    - Proposed modifications of eligibility criteria.
    - Legislative recommendations.
  - Final written report is due September 1, 2026. Enabling legislation expires September 1, 2027.
- Current Status: Referred to House Human Services 3/9.

[HB 2337](#)-Oliverson-Amends Texas Government Code 533.00255(a). Would allow Medicaid coverage for intensive outpatient services and partial hospitalization.

- Defines Intensive Outpatient Services
  - For behavioral health conditions that do not require detoxification or 24-hour supervision.
  - Provided to patients who require a time-limited, multifaceted array of services, structures and supports.
  - Includes individual and group counseling, family counseling, motivational enhancement training, relapse prevention, drug refusal, and coping skills training.
- Defines "Partial Hospitalization Services" as:
  - Distinct and organized intensive ambulatory treatment services.
  - Provided for periods not more than 24 hours.
  - At a location other than a patient's home or in an inpatient or residential care setting.
  - Includes services in 42 CFR Section 410.43 (a) (4):
    - Individual and group therapy with physicians, psychologists or other mental health professionals.
    - Occupational therapy.
    - Social Workers, psychiatric nurses, and other trained staff.

### HB 2337-Oliverson-continued

- Drugs and biologicals for therapeutic purposes.
  - Individual activity therapies that are not primarily recreational or diversionary.
  - Family counseling to treat the individual's condition.
  - Patient training and education related to the individual's care and treatment.
  - Diagnostic services.
- Directs relevant state agencies to apply for any necessary federal waivers or authorizations.
- Current Status: Pending after House Human Services hearing 4/4.

### HB 2361-Price-Amends Texas Education Code 8.151 and .152.

Allows a LBHA/LMHA to hire a licensed master social worker or a licensed professional counselor instead of a non-physician mental health professional to fill the statutorily mandated position at the Regional Education Service Center in its region if the LBHA/LMHA is unable to fill the position due to shortage of qualified applicants.

Current Status: Pending after House Select Committee on Youth Health & Safety hearing 4/3.

### HB 2411-Talarico-Amends Texas Education Code 38, Subchapter E.

- Would direct DSHS to add opioid antagonists to the list of pharmaceuticals that are examined and reviewed by a DSHS advisory committee for use on school campuses, at off-campus events or in-transit to or from off-campus events.
- Current law requires examination and review of epinephrine auto injectors and asthma medications.
- Bill would apply to public schools, private schools, open-enrollment charter schools, or an institution of higher education.
- Amends advisory committee membership requirements to include physicians with expertise in opioid-related drug overdoses or treating drug use overdoses in addition to anaphylaxis, pediatrics, allergies, asthma and immunology.
- Advisory committee makes recommendations to DSHS on storage and maintenance, and training.
- Would require one or more trained school personnel or volunteers on campus whenever open.
- Allows each school district, charter, or private school to adopt and implement policies regarding maintenance, administration, and disposal.
- Allows each school district, charter, or private school to authorized trained personnel to administer an opioid antagonist to a person reasonably believed to be experiencing an opioid-related overdose.
- Directs HHSC to adopt rules regarding maintenance, administration and disposal including inventory, the amount of training required, regular inventory checks, monitoring of expiration dates and replacement of supplies.
- Supplies of opioid antagonists on campus must be stored securely and easily accessible to school personnel and volunteers.
- Schools required to report administration of opioid antagonist within ten business days.
- Schools would be responsible for training school personnel and volunteers, to include:
  - Recognizing signs and symptoms of opioid overdose.
  - How to administer an opioid antagonist.
  - How to implement other emergency procedures.
  - Proper disposal of used or expired opioid antagonists.
  - Training may be in-person or online.
  - Training must be in accordance with Texas Education Agency's Professional Development Policy.



HB 2411-Talarico-continued

- A physician or person who has been legally delegated prescriptive authority shall write a standing order for the school to administer opioid antagonists to anyone reasonably believed to be experiencing an opioid overdose.
- Allows pharmacists to dispense opioid antagonists to school districts.
- Provides immunity from civil or criminal liability or disciplinary action for a person who, in good faith, takes or fails to take any action related to administration of an opioid antagonist under this law, including issuing an order, supervising, or delegating administration, possessing, maintaining, storing, or disposing, prescribing, dispensing, assisting in administering, or providing training.

HB 2411 takes effect immediately if it receives a two-thirds vote in the House. If it passes by a lower majority, it takes effect on September 1, 2023.

Current Status: House Public Education favorably reported Committee Substitute 4/6.

Companion: [SB 629](#)-Menéndez-Pending after hearing in Senate Education Committee 3/8.

[HB 2441](#)-Plesa-Amends Texas Occupations Code 1701.352(b).

Requires peace officer training to include:

- Identifying and interacting with trauma-impacted veterans.
- Diverting trauma-impacted veterans to available community resources.

Current Status: Referred to House Homeland Security and Public Safety 3/13.

[HB 2451](#)-Allison-Amends Education Code-Foundation School Program 48.115(b).

Related to the school safety allotment and creation of a mental health allotment.

- Designates \$100,000 or a greater amount to support mental health services at the district.
  - 48.101 schools are entitled to additional appropriations.
- Schools with more than 50% of educationally disadvantaged are entitled to an additional allotment.
- Funds must be used to develop or enhance a comprehensive school mental health system to provide a tiered array of supports and services.

Current Status: Referred to House Select Committee on Youth Health and Safety 3/13.

Companion: [SB 948](#)-West-Referred to Senate Education Committee 3/3.

[HB 2470](#)-Kuempel-Amends Texas Health and Safety Code Title 9, Subtitle B. Adds new chapter.

Would prohibit adverse employment actions against first responders based on mental illness. Includes peace officers, fire protection personnel and emergency medical services personnel.

- Adverse actions include suspension, termination, demotion, reduction of pay or benefits.

Current Status: Referred to House State Affairs 3/13.

[HB 2506](#)-Jetton-Amends Texas Health and Safety Code 571-Mental Health Code.

Related to procedures applicable to the emergency detention of a person with mental illness at a mental health facility, including the detention, transportation, and transfer of the person and best practices for courts with jurisdiction over emergency mental health matters.

- Amends Health and Safety Code 571.003(9) and 571.001(12) to revise definitions of “inpatient mental health facility” and “mental health facility.”
  - “Inpatient mental health facility” is defined as:
    - One that can provide 24-hour residential and psychiatric services.

## HB 2506-Jetton-continued

- Is a facility operated by DSHS, a private hospital licensed by DSHS, a community center, a facility under contract with a community center, or any entity DSHS designates to provide mental health services.
- A local mental health authority or a facility operated by or under contract with an LBHA/LMHA.
- A mental health or psychiatric unit of a general hospital.
- A hospital operated by a federal agency.
- “Mental health facility” is defined as:
  - An inpatient or outpatient mental health facility.
  - Operated by DSHS, a federal agency, a political subdivision, or any person.
  - A community center or any facility operated by a community center.
  - A mental health or psychiatric unit of a general hospital licensed by DSHS to provide care for persons with mental illness.
  - Any hospital or facility designated as a place of commitment by DSHS, an LBHA/LMHA and the contracting state or local authority.
- Amends Texas Health and Safety Code 573.001 (d) and adding (d-1).
  - Directs that a peace officer who takes a person into custody shall immediately transport the person to the nearest appropriate inpatient mental health facility.
  - Adds the requirement that the facility must be located within 100 miles from where the person was apprehended.
  - Eliminates wording that states that the mental health facility must be “~~deemed suitable by the local mental health authority, if an appropriate inpatient mental health facility is not available~~”.
  - Eliminates wording related to transport of the apprehended person. “~~...transfer the apprehended person to emergency medical services personnel of an emergency medical services provider in accordance with a memorandum of understanding executed under Section 573.005 for transport to a facility described by Subdivision (1)(A) or (B)]~~”.
  - Does not apply to a peace officer who takes a person into custody who needs emergency medical attention for a physical condition.
- Amends Texas Health and Safety Code 573.002 to require that a copy of the emergency detention form must accompany a person who has been subject to emergency detention and transported to a mental health facility.
- Amends Texas Health and Safety Code 573.012 is amended to add “...(i) Unless a person whom the warrant is sought has continually been detained at a mental health facility, a prior emergency detention under this Chapter does not prohibit a judge or magistrate from issuing a warrant pursuant to this section”.
- Amends Texas Health and Safety Code 573.013 regarding judicial best practices and procedures. Directs the Office of Court Administration of the Texas Judicial System to develop and provide best practices and procedures for ensuring that a judge or magistrate is available 24 hours per day, seven days a week to respond to applications for emergency detention. Best practices and procedures should be developed as soon as practicable after effective date of statute.
- Amends Texas Health and Safety Code 573.021 (a), (b) and (d) to add the words “mental health” to describe facilities that shall temporarily accept a person for whom an application of emergency detention.



### HB 2506-Jetton-continued

- Amends Texas Health and Safety Code 573.022.
  - Allows an LBHA/LMHA to submit a request for a peace officer to provide transportation for a person subject to emergency detention to an appropriate mental health facility before the expiration of the emergency detention.
  - A copy of the emergency detention notification must accompany the detained person to the receiving facility.
  - Prohibits receiving facility from requiring any form other than the peace officer's notification of detention in order to accept a person for emergency detention.

Current Status: Referred to House Public Health 3/13.

### [HB 2507](#)-Jetton-Amends Texas Health and Safety Code 573.001. Emergency Detention.

- Allows a peace officer to detain a person who has been admitted to a facility regardless of whether the admission was voluntary.
- A person who has not been admitted to the hospital at the time the person is taken into law enforcement custody shall be transported for a preliminary examination to the nearest appropriate inpatient mental health facility or a mental health facility deemed suitable by the local mental health authority if an appropriate inpatient mental health facility is not available.
- Amends the current statute (from may to shall) to require a judge or magistrate to permit an applicant who is a physician to present an application by email or another secure electronic means.
- Adds "If a judge or magistrate transmits a warrant under Subsection (h-1) for the detention of a person who has been admitted to a facility at the time the application is presented under Subsection (h), the facility may detain the person to perform a preliminary examination in accordance with Section 573.021."

Current Status: Referred to House Public Health. Companion: [SB 1433](#)-Huffman, Hinojosa-Referred to Senate Criminal Justice 3/16.

### [HB 2522](#)-Jarvis Johnson-Amends Texas Occupations Code 505, Subchapter G-Social Workers.

Would direct the Texas Behavioral Health Executive Council to establish alternative methods to examine the competency of an applicant for a social work license.

Current Status: Referred to House Human Services 3/13.

### [HB 2552](#)-Thierry-Amends Texas Government Code 531-Health and Human Services Commission and Occupations Code, to require suicide prevention training for health care professionals.

- Directs HHSC to approve suicide training courses required for license renewal for:
  - Physicians (one hour), chiropractors (one hour), physicians assistants (one hour), nurses (one hour), physical therapists (one hour), occupational therapists (six hours over six years), chemical dependency counselors (six hours over six years).
  - Course must include suicide screening and referral.
  - Course may include suicide assessment, treatment, and management.

Current Status: Referred to House Public Health 3/13.

[HB 2557](#)-Buckley-Amends Texas Occupations Code 503.

Would establish a Licensed Professional Counselors (LPCs) Compact to facilitate the interstate practice of LPCs with the goal of improving public access to services.

Current Status: Pending after House Human Services hearing 4/4.

Companion [SB 1100](#)-Paxton-Referred to Senate Health and Human Services 3/9.

[HB 2588](#)-Talarico-Amends Texas Education Code 48, Subchapter C to add a school safety allotment of \$100, 000 for school districts with enrollment of less than 1000 students, and \$100 per student in districts with more than 1000 to support mental health services in the school district.

Current Status: Referred to House Select Committee on Youth Health and Safety 3/13.

[HB 2600](#)-Frazier-Amends Texas Government Code 614-Subchapter A-1 to prohibit termination of a peace officer solely because the officer has sought or received mental health care.

Current Status: Referred to Homeland Security and Public Safety 3/13.

[HB 2638](#)-Ann Johnson-Amends Texas Human Resources Code 32.024 to add Medicaid coverage for multisystemic therapy.

Current Status: House Select Committee on Youth Health& Safety reported favorably w/o amendment 4/4.

Companion: [SB 2279](#)-Blanco-Referred to Senate Health and Human Services 3/22.

[HB 2698](#)-Guillen-Amends Texas Government Code 2054, Subchapter F, to require suicide prevention information for the 988 Suicide and Crisis Lifeline and the Veterans Crisis Line on each state agency's website. Current Status: Referred to House State Affairs 3/13.

[HB 2743](#)-Smith-Amends Texas Code of Criminal Procedure 46B.086 (a) and (b) related to procedures for court-ordered psychoactive medications for defendants determined to be incompetent to stand trial.

- Rescinds text in (a) (4) [~~who, after a hearing held under Section 574.106 or 592.156, Health and Safety Code, if applicable, has been found to not meet the criteria prescribed by Sections 574. 574.106(a) and (a-1) or 592.156(a) and (b), Health and Safety Code, for court-ordered administration of psychoactive medications~~].
- Adds language in (b), "...The motion to compel medication must be filed not later than the 15<sup>th</sup> day after the date the court notifies the attorney representing the state of the defendant's refusal..."
- Rescinds text in (b) directly after the above quotation, "~~...a judge issues an order stating that the defendant does not meet the criteria for court-ordered administration of psychoactive medications under Section 574.106 or 592.156, Health and Safety Code~~] except that [~~...for a defendant in an outpatient competency restoration program~~] the motion may be filed at any time for a defendant in an outpatient competency restoration program."

Current Status: Referred to House Corrections 3/13.

[HB 2773](#)-Bucy-Amends Texas Human Resources Code 32, Subchapter B.

Medicaid reimbursement for school-based health services.

Current Status: Referred to House Human Services 3/13.

Companions: [HB 1571](#)-Lozano-Pending in House Human services after hearing 3/28.

[SB 2544](#)-Blanco-Referred to Senate Health and Human Services 3/23.

[HB 2775](#)-Bucy-Amends Texas Health and Safety Code 481.002 (17) related to drug paraphernalia.

- Rescinds text in (K) “[a hypodermic syringe, needle, or other object used or intended for use in parenterally injecting a controlled substance into the human body; and (L)”...
- Adds (j) This section does not apply to a person who uses, possesses with the intent to use, delivers, possesses with intent to deliver, or manufactures with intent to deliver a hypodermic needle or syringe, regardless of the person’s intent with respect to use the needle or syringe and regardless of whether the person knew or should have known that the needle or syringe would be used to administer a controlled substance in violation of this chapter.”

Current Status: Referred to House Public Health 3/13.

[HB 2780](#)-Leach-Mental health and IDD information reports for firearm background checks to align with federal law. Current Status: Pending after hearing in House Select Committee on Community Safety 3/21.

Companions: [SB 728](#)-Huffman, [SB 1184](#)-Eckhardt.

Committee Substitute for [SB 728](#) -Huffman passed Senate and sent to House 3/13.

[HB 2864](#)-Raymond-Amends Texas Government Code 124.002 (a) regarding eligibility for veterans treatment court programs.

- Requires the state to show good cause to deny a defendant’s participation in the program.
- Removes statutory language requiring the state’s consent for the defendant to participate.

Current Status: House Corrections hearing 4/10.

[HB 2868](#)-Thierry-Amends Texas Education Code 38.051 (a).

- Allows school districts to include mental health services and mental health education in cooperative health programs for students and families.
- Requires at least one licensed mental health professional to serve on the school district or charter school’s health care advisory committee.

Current Status: Referred to House Public Education 3/14.

[HB 2873](#)-Howard-Amends Texas Government Code 531, Subchapter B.

Directs HHSC to develop and implement a maternal health strategic plan to include screening for perinatal depression, and strategies for reducing the most prevalent causes of pregnancy-related deaths.

Current Status: House Select Committee on Health Care Reform reported favorably w/o amendment 4/6.

[HB 2881](#)-Plesa-Amends Texas Education Code 25.087.

- Requires school districts to excuse students for a maximum of five days in a school year for the student’s “mental or behavioral health”. A discussion with staff revealed that the intention of the bill is to give students the option of missing school to relieve stress, so the use of the terms ‘mental or behavioral health’ in the language of the bill may be imprecise.
- Bill does not require permission of parent/guardian.
- Prohibits the school from requiring a statement from a health care professional to verify the purpose of the absence.
- On the second excused absence, the district may refer the student to the “school counselor or other appropriate school support personnel”.

Current Status: Referred to House Select Committee on Youth Health and Safety 3/14.

**HB 2972**-A. Johnson-Amends Texas Code of Criminal Procedure 46C.264.

In criminal cases in which a person is acquitted by reason of insanity,

- Allows court- ordered outpatient or community-based treatment only in a county in which:
  - Necessary services are available.
  - The court is located.
  - The person has a significant nexus.
    - A supportive network of family and friend and
    - Has received mental health services from the LBHA/LMHA in the five years preceding the date of the acquittal.
  - The person can be adequately supervised while maintaining safety of the community and the person.
- Directs HHSC to conduct a study of persons who were found not guilty by reason of insanity and were ordered to participate in outpatient or community-based treatment and supervision between September 1, 2005 and August 31, 2024. Written report and recommendations due December 1, 2024. Referred to House Public Health 3/14.

**HB 3057**-A. Johnson-Creates an extreme risk protective order and creates a criminal offense.

Amends Texas Code of Criminal Procedure 7B-Protective Orders.

- An application for an extreme risk protective order may be filed by:
  - A member of the respondent's family or household.
  - A parent, guardian or conservator of a person who is under 18 years of age and is a member of the respondent's household.
  - A peace officer.
- An application must include:
  - Detailed allegations base on personal knowledge of:
    - Dangerous behavior or conduct as a result of mental illness, including use of firearms.
    - Relevant medical or mental health information.
    - Mental health records.
    - Information regarding quantity, type, and location of firearms.
    - Any other relevant facts.
    - A signed statement that the applicant believes the respondent:
      - » Poses an immediate and present danger.
      - » of causing bodily injury, serious bodily injury, or death
      - » to any person, including the respondent.
      - » as a result of the respondent's serious mental illness and access to firearms.
- An application for an extreme risk protective order may be filed in:
  - District Court.
  - Juvenile Court having the jurisdiction of a District Court.
  - Statutory County Court.
  - Constitutional County Court in the county of the county of either the applicant's or the respondent's residence.
- Medical or mental health information in the application shall be struck from the public record.
- The court shall maintain a confidential record of the information for use only by the court.
- If the court finds reasonable cause to believe the statements made by the applicant, the court may issue a temporary *ex parte* order, without further notice or hearing to:

## HB 3057-A. Johnson-continued

- Prohibit the respondent from purchasing, owning, possessing or controlling a firearm.
- Order the respondent to relinquish any firearms owned, possessed, or controlled by the respondent to a law enforcement agency within 24 hours.
- Surrender the respondent's license to carry a handgun.
- Submit to an examination by the LBHA/LMHA or a disinterested expert for the purpose of determining if the respondent has a serious mental illness.
- Requires a hearing within 14 days of the application or the *ex parte* order to consider:
  - Results of the mental health examination.
  - Relevant medical or mental health information.
  - History of threats or acts of violence by the respondent including those directed at self.
  - History of use of physical force against another person.
  - Recent violation of court orders.
  - Arrests or conviction for stalking.
  - Arrests or convictions for family violence.
  - Arrests or conviction for cruelty to animals.
  - Evidence of current or recent abuse of controlled substances or alcohol, not including treatment.
  - Recent acquisition of firearms, ammunition, or other deadly weapons
- At the conclusion of the hearing
  - If the court finds the evidence to be clear and convincing, the court shall issue a protective order.
  - If the court does not find the evidence clear and convincing, the court shall rescind the temporary *ex parte* order.
- The protective order shall:
  - Prohibit the person from purchasing, owning, possessing or controlling a firearm.
  - Order the respondent to relinquish any firearms owned, possessed, or controlled by the respondent to a law enforcement agency within 24 hours.
  - Surrender the respondent's license to carry a handgun.
  - If applicable, receive outpatient mental health services if recommended by the LBHA/LMHA or a disinterested expert.
  - Suspend handgun license.
  - Protective orders remain in effect for one year.
  - May be renewed for an additional year with a hearing and notification to the respondent.
- Court Shall notify DPS of rescission or expiration of a protective order within 30 days.
- Notice of issuance of a protective order shall provide specific information to the Texas Department of Public Safety (DPS).
- Requires DPS to:
  - Record the handgun license suspension.
  - Report the handgun license suspension to local law enforcement agencies.
  - Demand surrender of a suspended handgun license.

Amends the following Texas statutes to include extreme risk protective orders.

- Amends Texas Code of Criminal Procedure 18-Search Warrants.
  - Establishes a procedure for holding and disposition of firearms relinquished under a protective order.

HB 3057-A. Johnson-continued

- Amends Texas Government Code 411.172(a)-License to Carry a Handgun to include restrictions under an extreme risk protective order.
- Amends Texas Government Code 411.187-Suspension of a Handgun License to include restrictions under an extreme risk protective order.
- Amends Texas Penal Code 37-Perjury or Other Falsification to add a Class B misdemeanor offense of making a false report regarding a request for an extreme protective order.
- Amends Texas Penal Code 46.04-Unlawful Possession of a firearm.
  - Adds a felony criminal offense for violation of an extreme risk protective order.

Referred to House Select Committee on Community Safety 3/14.

Companions-Identical or similar:

- HB 123-Goodwin-Referred to House Select Committee on Community Safety 2/23.-Similar.
- HB 136-Reynolds-Referred to House Select Committee on Community Safety 2/23.-Similar.
- SB 144-Gutierrez-Referred to Senate State Affairs 2/15.-Similar.
- SB 529-Referred to Senate State Affairs 2/17.-Identical.

[HB 3077](#)-Jolanda Jones-Amends Texas Health and Safety Code 62.

- Creates a Perinatal Program in the Texas Children's Health Insurance Program (CHIP).
- Adds coverage for postpartum depression screening and treatment under CHIP.
- Extends CHIP coverage for not less than 12 months after birth or miscarriage.
- Requires mental health services for regardless of whether the woman has been found to be a danger to herself or others.

Current Status: Referred to House Select Committee on Health Care Reform 3/14.

[HB 3144](#)-Lujan-Amends Texas Government Code 662, Subchapter D.

Designates October as Fentanyl Poisoning Awareness Month.

Current Status: House Public Health Committee hearing 4/3.

[HB 3150](#)-Talarico-Amends Texas Occupations Code 170.002(b) to authorize guidelines for prescribing opioid antagonists upon release from a chemical dependency treatment facility.

Current Status: Referred to House Public Health Committee 3/14.

[HB 3186](#)-Leach-Amends Texas Code of Criminal Procedure 45.

- Establishes youth diversion programs for children in municipal and justice courts who are charged with offenses punished by a fine only.
  - Does not preclude transfer to a Family Court or Juvenile Justice Court.
  - Diversion strategies include teen court, school-related program, educational, alcohol awareness, tobacco awareness, drug education, rehabilitation, self-improvement programs.
  - Child may be referred to services including those for at-risk youth, case management, work and job skills training, academic monitoring and tutoring, community-based services, mental health services, mentoring.
  - May require mediation, SUD testing, substantially comply with treatment recommended by a physician or mental health professional, payment of restitution not over \$100, perform community service or other reasonable actions determined by the court.



## HB 3186-Leach-continued

- May not require a home-schooled child to attend a school and may not select curriculum.
- Each justice and municipal court must adopt a youth diversion plan.
- Courts may designate a youth diversion coordinator.
- Requires diversion agreements specifying the responsibilities of the child and the child's parents, and the consequences of compliance or non-compliance.
- Intermediate Diversion allows a case to be diverted for up to 180 days and the case to be dismissed upon successful completion or referred to court if unsuccessful.
- Specifies procedures for diversion by a justice or a judge.
- Specifies procedures for referral to a court.
- Specifies a \$50 administrative fee to be collected from the child's parents.
- Requires court to maintain statistics and records.
- All records of diversion shall be expunged at the child's 18<sup>th</sup> birthday.
- Amends the following Texas Codes of Criminal Procedure to include the youth diversion justice and municipal courts:
  - 45.0215(a) Plea by Minor and Appearance of Parent.
  - 45.041-Judgement.
  - 45.049-Community Service in Satisfaction of Fine or Costs.
  - 45.056-Juvenile Case Managers.
  - 45.102-Offenses Committed in Another County.
- Amends other Texas Codes:
  - Texas Family Code 264.302-Early Youth Intervention Services.
  - Texas Government Code 22.1105-Judicial Instruction Related to Certain Alleged Child Offenders.
  - Local Government Code 133-Consolidated Fees on Conviction.
  - Local Government Code 134-Criminal Fees Payable to Local Government.
  - Amends Texas Local Government Code 134.156-Local Truancy Prevention and Diversion Fund. Allows a county or municipality that does not have a juvenile case manager to direct funds to be used to support the "LMHA/LBHA, juvenile alcohol and substance abuse programs, educational and leadership programs, teen court programs, and any other project designed to prevent or reduce the number of juvenile referrals to the court".
- Requires each justice and municipal court to implement a youth diversion plan by January 1, 2025.

Current Status: House Select Committee on Youth Health and Safety hearing 4/10.

Companion: [SB 1505](#)-Zaffirini, Perry-Referred to Senate Criminal Justice Committee 3/16.

[HB 3192](#)-Lujan-Amends Texas Health and Safety Code 193.005 to require that death certificates shall include the presence of a detectable amount of any Penalty Group 1-B substance and use the term "Fentanyl Poisoning". Current Status: Pending after House Public Health Committee hearing 4/3.

Companion: [SB 2004](#)-West-Referred to Senate Criminal Justice Committee 3/21.

[HB 3271](#)-Reynolds-Amends Texas Health and Safety Code 573.001(h). Emergency Detention.

- Requires a peace officer to immediately seize any firearm found in possession of any person taken into custody under 573.001 (a) Apprehension by a Peace Officer Without a Warrant (APOWW).
- Rescinds the word ~~may~~ in the current statute and replaces it with shall.

Current Status: Referred to House Select Committee on Community Safety 3/15.

[HB 3286](#)-Klick-Amends Texas Government Code 533-Medicaid Managed Care Program.

Requires Medicaid Managed Care plans to establish a process in a user-friendly format through which a prescribing provider may submit a request for an exception to a step-therapy protocol.

Current Status: Pending after House Select Committee on Health Care Reform hearing 4/6.

Companion: [SB 2201](#)-Hancock-Referred to Senate Health and Human Services Committee 3/22.

[HB 3338](#)-Cole-Amends Texas Education Code 51.

- Requires the availability of opioid antagonists at the residence halls of each institution of higher education.
- Requires training of resident advisors.
- Requires policies regarding acquisition, maintenance, storage, inventory, administration, and disposal.
- Requires report within ten business days of the administration of the opioid antagonist:
  - Age of the person who received the administration of the opioid antagonist.
  - Was the person a Student? Employee? Visitor?
  - Where was the opioid antagonist administered?
  - How many doses were administered?
  - Title of the person who administered the opioid antagonist.
  - Other information required by Commissioner of Higher Education.
- A physician shall prescribe a standing order for opioid antagonists to the institution of higher education without requiring name or identifying information regarding the user.
- Gifts, grants, donations, and federal funds may be received by the institution.
- Provides limited civil and criminal immunity for persons acting in good faith.

Current Status: Referred to House Higher Education Committee 3/15.

[HB 3363](#)-Frank-Amends various Texas Codes relating to compensation to counties for the confinement or detention of individuals in the county jail or other county facilities.

- Requires the specified state agency to compensate the county for the cost of confinement incurred by the county if the individual is not transferred to state custody within 45 days.
- The compensation must be equal to the amount that would have been incurred by the state agency to confine the defendant for that period.
- Amends Texas Code of Criminal Procedure 46B to require HHSC to take custody of a defendant found incompetent to stand trial not later than 45 days after the court order.
- Amends Texas Family Code 54.04 to require the Texas Juvenile Justice Department to accept custody of a child not later than 45 days after the judge signs the disposition order.
- Amends Texas Government Code 499.071 to require Texas Corrections Department to accept custody of persons convicted of a felony awaiting transfer to a correctional institution within 45 days of the processing required for transfer.
- Applies to confinement that occurs on or after January 1, 2024.

Current Status: Referred to House Corrections 3/15.

[HB 3396](#)-Hayes-Directs HHSC to develop and implement a plan to ensure that each forensic state hospital bed that is funded to provide competency restoration services is brought online. Requires a report by to the Legislature January 1, 2024. Requires HHSC to begin providing those services no later than August 31, 2024. Current Status: Referred to House Criminal Jurisprudence 3/15.



[HB 3440](#)-Lujan-Amends Local Government Code 370 to allow participation agreements for overdose mapping by a local health authority or law enforcement agency for public safety purposes.

Current Status: Referred to House State Affairs 3/16.

[HB 3460](#)-Price-reelates to coverage for mental health conditions and substance use disorders under certain governmental health plans. Current Status: Referred to House Insurance Committee 3/16.

[HB 3462](#)-Noble-Amends Texas Government Code 351.991. Directs HHSC to establish ombudsman programs for individuals in or needing:

- Children and youth in foster care.
- Managed care plans.
- Behavioral health access to care
- Care for intellectual or developmental disabilities.

Current Status: Pending after House Human Services Committee hearing 4/4.

[HB 3488](#)-Plesa-Amends Texas Education Code 48, Subchapter C to create a mental health allotment in the Foundation School Program.

Current Status: Referred to House Select Committee on Youth Health and Safety 3/16.

[HB 3504](#)-Leach-Amends Health and Safety Codes regarding emergency detention and procedures for court-ordered mental health services.

Section 1- Amends 573.012(h).

- By changing ~~may~~ to shall, requires a judge or magistrate to permit a physician to submit an application for emergency detention by email or secure electronic means.

Section 2-Amends 574.001.

- Current statute requires that an application for emergency detention must be filed with the county clerk in the county in which the proposed patient resides or is receiving court-ordered services.

HB 3504 adds the following options:

- where the proposed patient is located at the time the application is filed
- or
- the location in which the proposed patient was apprehended.
- Requires a judge or magistrate to accept an application at any time the judge or magistrate is on duty regardless of the hour, the day, weekend, or holiday.
- Requires that applications for emergency detention orders be filed in the same manner as any other document, including electronic filing,

Section 3-Amends 574.021

- Requires the court to allow the motion to be filed in the same manner as any other document, including electronic filing,

Section 4-amends 574.022

- Motions for orders of protective custody may not be denied solely because the proposed patient was not emergency detained under Health and Safety Code 573 at the time the application for court-ordered mental health services is filed.

## HB 3504-Leach-continued

### Section 5-Amends 574.031

- Requires the court to allow competent medical or psychiatric testimony on video teleconferencing if:
  - It is available.
  - There is good cause not to conduct in-person testimony, such as to avoid disruption to the testifying person's other patients.
  - The closed-circuit video teleconferencing system provides for a simultaneous, compressed full-motion video and interactive communication of image and sound between all persons involved in the proceedings.

### Sections 6,7,8,9-General housekeeping.

- Only applies to applications submitted after the effective date of the statute.
- Applications submitted before the effective date are governed by the law in effect at that time.
- Changes in the statute only apply to court proceedings that occur on or after the effective date, regardless of when the offense with which the defendant is charged took place.
- If passed, changes in this statute become effective September 11, 2023.

Current Status: House Committee on Judiciary and Civil Jurisprudence favorably reported Committee Substitute 4/3. Companion: [SB 1815](#)-Johnson referred to Senate Criminal Justice Committee 3/20.

## [HB 3532](#)-Sherman-Amends Texas Code of Criminal Procedure 63.

Requires that law enforcement agencies notify the parents of a missing child with an intellectual disability or mental illness as soon as practicable after the child is arrested or detained.

Current Status: Referred to House Homeland Security and Public Safety 3/16.

## [HB 3534](#)-Morales Shaw-Amends Texas Government Code 411.185(d) Requires the Texas Department of Public Safety to post a printable brochure on its website related to violence and suicide prevention that is developed in collaboration with HHSC.

Current Status: Referred to House Select Committee on Community Safety 3/16.

## [HB 3566](#)-Bucy-Amends Government and Insurance Codes regarding statewide standards for the provision and health benefit plan coverage of substance use and addiction treatment.

- Amends Texas Government Code, Title 4, Subtitle I to establish a new chapter in statute on Substance Use and Addiction Treatment.
- Amends Insurance Code Chapter 1355 to add a subchapter entitled "Classification and Determination of Coverage for Mental Illness."

Current Status: Referred to House Insurance 3/16.

## [HB 3592](#)-Goldman-Amends Texas Occupations Code 501.260 related to standards to qualified as a licensed specialist in school psychology.

Current Status: Referred to House Public Health 3/16.

Companion: SB 2394-West-Referred to Senate Health and Human Services 3/23.

## [HB 3597](#)-Sherman-Amends Texas Government Code 403.509 to establish programs and treatment for prisoners with a history of opioid addiction.

Current Status: Referred to House Corrections 3/16.

[HB 3602](#)-Zwiener-Amends Texas Education Code 38 to require school districts to adopt policies, programs and training on opioid antagonists.

Current Status: Referred to House Public Education 3/16.

[HB 3616](#)-Allison-Amends Texas Health and Safety Code 571.018.

- Currently, a county is entitled to reimbursement for costs actually paid by the county from the patient. HB 3616 eliminates this option.

Current Status: Referred to House Judiciary and Civil Jurisprudence 3/16.

[HB 3735](#)-Guerra-Amends Texas Education Code 38.201

Requires school districts to establish an opioid antagonist program administered by a school nurse.

Current Status: Referred to House Public Education 3/20.

[HB 3784](#)-Guillen-Directs HHSC, in coordination with the Texas Comptroller of Public Accounts, to establish a task force to study methods and incentives to increase production of opioid antagonists.

Current Status: Referred to House Public Health 3/20.

[HB 3800](#)-K. King-Amends Texas Insurance Code 1451 to enable school-based mental health professionals' services to be covered by a managed care plan.

Current Status: House Select Committee on Youth Health and Safety hearing 4/10.

[HB 3815](#)-Gamez-Amends Texas Health and Safety Code 533.0515.

Directs HHSC to produce a report on the regional allocation of mental health beds. Report is due by December 1 of each even-numbered year. Current Status: Referred to House Public Health 3/20.

[HB 3858](#)-Frazier-Amends Texas Government Code, Title 4, Subtitle B.

- Directs law enforcement agencies to establish and maintain a mental health wellness unit within the agency for peace officers to identify officers that respond to violent incidents that may result in loss of life, homicides, suicides, or fatal motor vehicle accidents.
- A representative of the wellness unit should communicate with and monitor an officer who has experienced one or more of the above traumatic events.
- The wellness unit should maintain and provide a list of verified counselors, therapists, and support resources available to the officer.
- Wellness unit should include any additional requirements as determined by HHSC.
- Establishes a Peace Officer Mental Health Fund and Grant Program established and administered by HHSC.

Current Status: Referred to House Homeland Security and Public Safety 3/20.

[HB 3903](#)-Ortega-Amends Texas Health and Safety Code 571.003.

Amends the definition of "Psychiatrist" to mean "...a licensed physician who is certified by the American Board of Psychiatry and Neurology or eligible for board certification as a psychiatrist."

Current Status: Referred to House Public Health 3/20.

[HB 3905](#)-Eddie Morales- Amends Texas Occupations Code 3905.

Directs the Texas Behavioral Health Executive Council to allow a person licensed as a marriage and family therapist to supervise an applicant for required experience hours in a county with a population of less than 100,000 and is not adjacent to a county with a population of more than 100,000.

Current Status: Referred to House Human Services 3/20.

[HB 3908](#)-Wilson-Amends Texas Education Code 38.

Requires ten hours of research-based instruction on fentanyl prevention and drug poisoning awareness to students in Grade 6 through Grade 12. Hb3922

Current Status: Referred to House Public Education 3/20.

[HB 3922](#)-Wilson-Establishes Fentanyl Poisoning Awareness Week in public schools.

Current Status: Referred to House Public Health 3/20.

[HB 3986](#)-Lalani-Amends Texas Health and Safety Code related to emergency detention of a person with a mental illness.

Amends Health and Safety Code Subchapter A

- Changes title of Subchapter A to: “Apprehension, Transportation or Detention without Judge’s or Magistrate’s Order.” Removes the phrase “...by a Peace Officer or...” and the phrase “for Emergency Detention”.

Amends Health and Safety Code 573, Subtitle C-Texas Mental Health Code-Emergency Detention.

- Adds (i) A peace officer may take a person who has been admitted to a facility into custody under this section. For purposes of this subsection, “facility” has the meaning assigned by Section 573.005”.

Amends Health and Safety Code 573.005-Transportation for Emergency Detention by Emergency Medical Services Provider; Memorandum of Understanding.

- Changes title to Temporary Detention in Certain Facilities.
- Defines “facility” as
  - An inpatient mental health facility.
  - A facility operated or under contract with a community center.
  - An entity designated to provide mental health services by DSHS.
  - A LBHA/LMHA or facility operated or under contract with an LBHA/LMHA unless it is a private mental hospital or other mental health facility licensed under Health and Safety Code 577.
  - A hospital, an emergency department of a hospital, or a free-standing emergency medical facility.
- Leaves it to the governing body of a facility to adopt and implement a policy that allows the facility or a physician to detain a person who voluntarily requests treatment or who lacks the capacity to consent to treatment if:
  - The person expresses a desire to leave or
  - Attempts to leave before the examination is completed and
  - The physician at the facility:
    - Has reason to believe/does believe that the person has a mental illness and
    - There is a substantial risk of harm to self or others unless the person is immediately restrained and
    - Believes that there is not sufficient time to file an application for emergency detention or an order of protective custody.

HB 3986-Lalani-continued

- Regarding the policy adopted by the governing body of the facility, adds:
  - “(c) A policy adopted and implemented by a facility under this section may not allow the facility or physician at that facility to detain a person who has been transported to the facility for emergency detention under this chapter.”
- The policy adopted and implemented by the governing body of the facility must require that the facility or physician must:
  - Notify the person that the facility/physician intends the detention.
  - Document the decision to detain.
  - Place the notice of detention in the person’s medical record.
  - Notice of detention must include the same information as required in a peace officer’s notification of detention under 573.002:
    - Statement of belief that the person evidences mental illness.
    - Statement of belief that the person evidences a substantial risk of harm to self or others.
    - Specific description of the risk of harm.
    - Statement of belief that the risk of harm is imminent unless immediately restrained.
    - Statement that beliefs are from specific recent behavior, overt acts, attempts, or threats that were observed or reliably reported to the officer.
    - Detailed description of the specific behavior, acts, attempts or threats and
    - The name and relationship to the apprehended person to the person who reported.
  - If the person expresses a desire to leave the facility, the period of the persons detention under the policy set by the facility’s governing board must be less than four hours.

Current Status: Referred to House Public Health 3/20.

[HB 3987](#)-Reynolds-Amends Texas Health and Safety Code 260 regarding boarding homes.

- Amends Texas Health and Safety Code 260.001 (2) revise the definition of a boarding home facility.
  - Removes the phrase “[~~with disabilities or elderly persons~~]” from the definition.
  - Removes the list of services to be provided (community meals, light housework, meal preparation, transportation, grocery shopping, money management, laundry services, or assistance with self-administration of medications).
  - Adds the phrase “...May provide household services to those persons other than personal care”
  - Revised definition of a boarding home facility would be “An establishment that:
    - (A) furnishes, in one or more buildings, lodging to three or more persons who are unrelated to the owner of the establishment by blood or marriage and
    - (B) may provide household services to those persons other than personal care services as defined by Section 247.002.”
      - H&S Code 247.002: (Assistance with feeding, dressing, moving, bathing or other personal needs or maintenance).
- Amends Texas Health and Safety Code 260.005(b).
  - Continues to allow a county or municipalities to set reasonable fees for boarding home facility initial permits, permit renewals, and fines for non-compliance but
  - Removes the requirement that [~~The fees collected and fines imposed by the county or municipality must be used to administer the county or municipal permitting program or for other purposes~~]

~~directly related to providing boarding home facility or other assisted living services to elderly persons and persons with disabilities.]~~

HB 3987-Reynolds-continued

- Amends Texas Health and Safety Code 260.010 (a). Adds an item to the annual report that the county or municipality must send to HHSC to include the total number of incidents occurring at each boarding home facility that required the intervention of a peace officer.

Current Status: Referred to Land and Resource Management 3/20.

**HB 4009**-Reynolds-Amends Texas Health and Safety Code 573-Emergency Detention.

- Section 1-Amends 573.001 (d). Requires a peace officer to transport a person in custody for emergency detention to transport the person to the nearest appropriate inpatient mental health facility.

Adds:

- Located within 100 miles from where the person was apprehended or
- To the nearest hospital emergency department, if the person is in need of emergency medical care.

Removes:

- Statutory language related to the suitability of a facility deemed by the LBHA/LMHA.
- Statutory language related to memoranda of understanding regarding transfer of the apprehended person to emergency medical services.
- Section 2-Amends Health and Safety Code 573, Subchapter B to direct the Office of Court Administration to develop and provide information regarding best practices and procedures to ensure that a judge or magistrate is available 24 hours a day, seven days a week to respond to applications for emergency detention under 573.012 (h).
- Section 3-Amends 573.021 (a), (b) and (d) to add mental health before the word “facility”.
- Section 4-Amends 573.022
  - This section is only applicable to Montgomery County and Fort Bend County, which are adjacent to Harris County (“A county with a population of 550,000 or more that is adjacent to a county of 3.3 million or more”).
  - Allows a treating physician (in addition to the facility administrator) to give written permission to transfer the person detained under emergency detention to an appropriate mental hospital.
  - Allows a peace officer to transport a person without a court order if the person is still subject to an unexpired notification of detention.
  - A copy of the notification must accompany the person to the receiving facility.
  - Provides civil immunity to the treating physician or hospital administrator.

Current Status: Referred to House Public Health 3/20.

**HB 4033**-Buckley-Amends Texas Education Code 38, Subchapter F.

Related to discipline management and access to telehealth mental health services in public schools.

- If a school district has access to services of the Texas Child Health Access Through Telemedicine (TCHAT) program of the Texas Child Mental Health Consortium, the district shall offer access to those services each student.
- Students under 18 years of age must have parental consent.
- At the beginning of each school year, TEA must verify which school districts have access to TCHAT.

Current Status: Referred to House Select Committee on Youth Health and Safety 3/20.

Companion: **SB 245**-Perry-Referred to Senate Education.



[HB 4055](#)-Troxclair-Amends Texas Education Code 26

Requires school districts to inform parents regarding their student's mental, emotional, physical health or well-being. Current Status: Referred to House Public Education 3/20.

Companion: [SB 2559](#)-Middleton-Referred to Senate Education 3/23.

[HB 4085](#)-Spiller-Amends Texas Health and Safety Code 571.018 (h) and (j).

Current law prohibits the State of Texas or a county from paying costs of a patient committed to a private mental hospital unless no public facility is available and the county commissioners court authorizes the payment.

- In (h), HB 4085 provides an exception to the above prohibition to allow the State of Texas or a county to pay filing fees or other costs associated with mental health hearings.
- HB 4085 amends (j):
  - Requires a probate court judge to order the clerk of the court to refund court costs paid or advanced for a person by a state hospital, a private hospital, an LMHA/LBHA, or a general hospital with a psychiatric unit.
  - Requires an affidavit certifying that the facility had:
    - Received no compensation or reimbursement for treatment,
    - Care was provided under contract with an LBHA/LMHA or
    - Care was provided to a person eligible for Medicaid.

Current Status: Pending after House Judiciary and Civil Jurisprudence Committee hearing 4/5.

Companion: [SB 295](#)-Perry-Referred to State Affairs 2/15.

[HB 4093](#)-Dutton-Amends Texas Education Code 8, Subchapter B.

- Requires each regional education service center to employ a licensed behavioral analyst.

Current Status: Referred to House Public Education 3/20.

Companion: [SB 1797](#)-Menéndez-Referred to Senate Education Committee.

[HB 4111](#)-Plesa-Amends Texas Government Code 533.0051 (a) and (d).

- Directs HHSC to include behavioral and mental health care services in outcome-based performance measures and incentives in contracts with health maintenance organizations.
- Requires training on childhood trauma for all STAR physicians and providers.
- HHSC required to adopt rules by January 1, 2024.
- Physicians and providers not required to complete training before September 1, 2027.

Current Status: Referred to House Human Services Committee 3/21.

[HB 4123](#)-Guiellen-Amends Texas Government Code 411-Department of Public Safety

Related to dissemination of criminal history information, including 411.115-Access to Criminal History Record Information: Department of State Health Services and Health and Human Services Commission, Local Authorities, Community Centers.

Current Status: House Homeland Security and Public Safety Committee hearing 4/11.

Companion: [SB 1785](#)-Zaffirini-Referred to Senate Business and Commerce 3/20.

[HB 4154](#)-Frank-Amends Texas Health and Safety Code, Title 7, Subtitle C.

- Establishes Texas Mental Health Care Enterprise Fund for bonus payments to mental health professionals employed by an LBHA/LMHA, a state hospital, the Waco Center for Youth, or a hospital that provides 24-hour acute behavioral health crisis care.
- “HHSC may not award bonus payments to an individual mental health professional more than once in a calendar year, in an amount that exceeds \$15,000 for a single payment and a total amount of more than \$30,000.”
- Provides for reciprocity for licensed mental health professionals in good standing from states that have licensing requirements similar to those in Texas Mental Health Code.

Current Status: Referred to House Public Health 3/21.

Companion: [SB 1282](#)-Springer-Referred to Senate Health and Human Services 3/9.

[HB 4156](#)-Allen-Amends Texas Occupations Code 501.260 related to the licensing of a psychologist who passes a nationally recognized qualifying examination as a licensed specialist in school psychology.

Current Status: Referred to House Public Health Committee 3/21.

[HB 4167](#)-Price-Amends Texas Occupations Code, Chapter 507, Subchapter D to make the home address and telephone numbers of marriage and family therapists, professional counselors, psychologists and social workers confidential and not subject to disclosure under Texas Open Government and Public Information statutes in Texas Government Code 553.

Current Status: Referred to House State Affairs 3/21.

Companion: [SB 536](#)-Paxton-Referred to Senate Business and Commerce 2/17.

[HB 4200](#)-Ramos-Amends Texas Education Code 38.0101

Requires school districts to employ or contract with one non-physician mental health professional for every 600 students at each campus in the school districts.

Current Status: Referred to House Select Committee on Youth Health and Safety 3/21.

[HB 4221](#)-Hefner-Amends Texas Government Code 124.002 to allow county commissioners courts to designate a county Justice of the Peace court to operate a veterans treatment court program.

Current Status: Referred to House Corrections 3/21

Companion: [SB 1077](#)-Hughes-Referred to Senate Veterans ‘Affairs.

[HB 4283](#)-Ray Lopez-Amends Texas Government Code 124

Directs Texas Judicial Council, in collaboration with Texas Veterans Commission, to conduct a study the recidivism rate of defendants who successfully completed a veterans treatment court program in the preceding ten years. Current Status: Pending after House Judiciary & Civil Jurisprudence Committee 4/5.

[HB 4288](#)-Raymond-Authorizes a study on the use of alternative therapies for treating post-traumatic stress disorder. Current Status: Referred to House Public Health 3/21.

[HB 4431](#)-Wilson-Amends Texas Local Government Code 229-Allows local regulation of sober-living homes. Current Status: HB 4431 and Companion, [HB 1987](#)-Vasut were referred to House Urban Affairs.



**HB 4467**-Price-Amends Texas Government Code 531.

Allows HHSC, in cooperation with LBHA/LMHA in a region, to establish or expand of behavioral health centers or jail diversion centers in LMHA service areas, primarily in rural areas to provide:

- Additional forensic hospital beds.
- Competency restoration services.
- Inpatient mental health care for adults and children.
- Outpatient mental health care for adults and children.
- Services to reduce recidivism, frequency of arrest, incarceration, and emergency detentions.

Current Status: Referred to House Committee on Corrections 3/21.

Companion: **SB 1677**-Perry-Senate Health and Human Services hearing 4/12.

**HB 4517**-Moody-Amends Texas Code of Criminal Procedure 17.03,

- Requires a magistrate to release a defendant unless the magistrate finds, on the record, that the “conditions of release are insufficient to reasonably ensure a defendant’s appearance in court and the safety of the community, law enforcement and the victim of the alleged offense”.
- Role of LBHA/LMHAs are mentioned in Texas Code of Criminal Procedure 17.032, but is not materially changed by this legislation.

Current Status: Pending after hearing in House Criminal Jurisprudence Committee 3/28.

**HB 4561**-Julie Johnson-Amends Texas Government Code 531.

Establishes the Alternative Mental Health Therapy Research Consortium.

Current Status: Referred to House Public Health 3/22.

**HB 4611**-Price-Amends various state codes to make non-substantive revisions of laws governing Health and Human Services Commission, Medicaid, LBHA/LMHAs and other social services, primarily by reorganizing and renumbering sections of current law.

- Adds twenty new chapters to the Texas Government Code.
  - 521-General Provisions
  - 522-Provisions Applicable to all Health and Human Services Agencies and Certain Other State Entities.
  - 523-HHSC
  - 524-Authority Over Health and Human Services System.
  - 525-General Powers and Duties of Commission and Executive Commissioner.
  - 526-Additional Powers and Duties of Commission and Executive Commissioner.
  - 532-Medicaid Administration and Operation in General.
  - 540-Medicaid Managed Care Program.
  - 540A Medicaid Managed Transportation Services.
  - 542-System Redesign for Delivery of Medicaid Acute Care Services and Long-term Services and Supports to Individuals with an Intellectual or Developmental Disability.
  - 543-Clinical Initiatives to Improve Medicaid Quality of Care and Cost-Effectiveness.
  - 543A-Quality-Based Outcomes and Payments Under Medicaid and Child Health Plan Program.
  - 544-Fraud, Waste, Abuse and Overcharges Relating to Health and Human Services.
  - 545-Certain Public Assistance Benefits.
  - 546-Long-Term Care and Support Options for Individuals with Disabilities and Elderly Individuals.

#### HB 4611-Price-continued

- 547-Mental Health and Substance Use Services.
- 547A-Community Collaboratives.
- 548-Health Care Services Provided Through Tele-Connective Means.
- 549-Provision of Drugs and Drug Information.
- 550-Human Services and Other Social Services Provided Through Faith-and Community-Based Organizations.
- An individual who has a financial interest in a corporation, organization, or association under contract with an LBHA/LMHA may not be appointed as HHSC Executive Commissioner
- HHSC shall provide joint training for children's caseworkers employed by DSHS, HHSC, LBHA/LMHA/LIDDAs.
- Lists Mental Health and Substance Use Services formerly in Texas Government Code 531 in proposed a new portion of the Texas Government Code Chapter 547 and proposed titles of sections.
  - Section 547.0005-Local Mental Health Authority Group Regional Strategies; Annual Report.
  - Section 547.0255-Local Mental Health Authority Involvement.
  - Section 547.0052-Texas System of Care Framework.
  - Section 574.0354-Community Collaborative Eligibility; Certain Grants Prohibited.
    - Requires that LBHA/LMHA must be part of the collaborative to request a grant.
  - Section 547.0404-Community Collaborative Eligibility.
    - Requires that LBHA/LMHA must be part of the collaborative to receive a grant.
  - Section 547.0001-Grants for Establishing and Expanding Community Collaboratives.
  - Section 574.0005 Plan Required for Certain Community Collaboratives.
- Re-words Texas Family Code 58.0051(a) (2) to refer to Texas Government Code 521.

Current Status: House Judiciary and Civil Jurisprudence Committee hearing 4/12.

#### [HB 4678](#)-Bryant-Amends Texas Education Code 61

Establishes a social work recruitment and retention program for mental health professional shortage areas.

Current Status: Referred to Higher Education 3/22.

Companion [SB 1796](#)-Menéndez-Referred to Subcommittee on Higher Education by Lt. Governor 3/20.

#### [HB 4687](#)-Campos-Amends Texas Government Code 403.

Establishes a Mental Health, Substance Use, and Public Health Initiative Council for the administration of funding and coordination of services.

Current Status: Referred to House Public Health 3/22.

#### [HB 4695](#)-Jetton-Amends Texas Health and Safety Code, Title 7, Subtitle E

Regulates use of artificial intelligence technology in provision of mental health services.

Current Status: Referred to House Public Health 3/22.

#### [HB 4696](#)-Noble-Amends Texas Health and Safety Code 142

Related to investigations of abuse, neglect, and exploitation.

- Changes onsite surveys from within 36 months of initial license (previously was 18 months).

#### HB 4696-Noble-continued

- Amends Human Resources Code 48.255-Rules for Investigations.

- A confirmed investigation finding by HHSC may not be changed by the administrator of a facility, a community center a LBHA/LMHA, or a LIDDA.

Current Status: House Human Services Committee hearing 4/11.

[HB 4703](#)-Hayes-Amends Texas Code of Criminal Procedure 2.09.

Statutory language is specifically related to LMHA in Denton County.

Current Status: Referred to Judiciary and Civil Jurisprudence 3/22.

[HB 4726](#)-Howard-Amends Texas Penal Code 46.03(a) and (g-2).

Prohibits weapons in facilities providing mental health or IDD services and community centers.

Current Status: Referred to House Select Committee on Community Safety 3/22.

[HB 4748](#)-Bernal-Amends Texas Government Code 490I to establish regional broadband advisory groups.

Current Status: Referred to House State Affairs 3/22.

[HB 4799](#)-Talarico-Amends Texas Health and Safety Code 464.021 and .0211.

Requires provision of opioid antagonists to clients on discharge from a chemical dependency facility.

Current Status: Referred to House Public Health 3/22.

[HB 4801](#)-Talarico-Amends Texas Government Code 403.505 (d).

Authorizes the use funds from the Opioid Abatement Account for the purchase of opioid antagonists in bulk to decrease the price burden on organizations that distribute opioid antagonists to respond to opioid overdoses. Current Status: Referred to House Public Health 3/23.

[HB 4888](#)-Hefner-Amends Texas Human Resources Code 32, Subchapter B.

Authorizes Medicaid Coverage for non-opioid treatments.

Current Status: Referred to House Human Services Committee 3/23.

[HB 4923](#)-R. Lopez-Amends Texas Government Code 531.0992 (d-1) and (d-2).

Related to grants to support community mental health programs for veterans and their families. Reduces the amount of county matching funds from non-state sources:

- In (d-1), for services and treatment in a single county, match from non-state sources at least:
  - 25% of grants for counties with populations less than 100,000 or
  - 50% of grant for counties with populations of 100,000 or more.
  - Eliminates the 100% match requirement for counties with population of 250,000 or more.
- In (d-2), for services and treatment in more than one county, match from non-state sources of at least:
  - 25% of the grant amount if the county with the largest population in the grant area has a population of less than 100,000 or
  - 50% of the grant amount if the county with the largest population in the grant area has a population of 100,000 or more.
  - Eliminates the 100% match requirement for counties with population of 250,000 or more.

Current Status: Withdrawn from hearing schedule in House Defense and Veterans' Affairs 3/30.

Companion: [SB 1792](#)-Menéndez-Referred to Senate Veterans' Affairs 3/20.

[HB 4962](#)-Garcia-Amends Texas Government Code 124.002 regarding veterans treatment courts.

In cases in which a qualified defendant requests to participate in a veterans treatment court program, but the attorney representing the state does not consent:

- Allows a defendant to file a motion requesting that the court review the decision of the attorney representing the state.
- If the court finds that the defendant meets the other eligibility requirements. allows a judge to allow the defendant to participate in a veterans treatment court program.

Current Status: HB 4962-Garcia and Companion: [HB 3882](#)-Wilson referred to House Corrections 3/23.

[HB 4972](#)-Garcia-Directs Texas Veterans Commission to study of mental health services through the Texas Military Veterans Peer Network, focused on rural communities.

House Companion: [HB 5196](#)-Wilson

Current Status: HB 4972-Garcia and HB 5196-Wilson sent to House Defense and Veterans' Affairs 3/24.

[HB 4973](#)-Gamez-Amends Texas Government Code 411.052

Requires a peace officer to report an emergency detention under the Texas Mental Health Code to the FBI for use with the National Instant Criminal Background Check System within one working day.

Current Status: Referred to House Select Committee on Community Safety 3/23.

[HB 4985](#)-Lujan-Amends Texas Government Code 531, Subchapter B.

Establishes a grant program for technological enhancements for health care facilities that provide mental health care services. Current Status: Referred to House Public Health 3/23.

Companion: [SB 1903](#)-Menendez-Referred to Senate Health and Human Services 3/20.

[HB 4998](#)-R. Lopez-Amends Texas Health and Safety Code Title 7, Subtitle C.

Creates mental health jail diversion pilot in Bexar County.

Current Status: Referred to House Corrections Committee 3/23.

[HB 5021](#)-Guerra-Amends Texas Government Code 531.

Requires HHSC contractors to report information regarding subcontractors.

Current Status: Referred to House Human Services 3/23.

[HB 5088](#)-Moody-Amends Texas Code of Criminal Procedure 14.-Arrest Without Warrant.

Establishes procedures for deferral of arrest for nonviolent offenders receiving emergency mental health services. Current Status: Referred to House Criminal Jurisprudence 3/23.

Companion: [SB 2479](#)-Zaffirini-Referred to Senate Criminal Justice 3/23.

[HB 5096](#)-Manuel-Amends Texas Education Code 22, Subchapter Z.

Requires Mental Health First Aid for each school district employee or volunteer.

Current Status: Referred to House Select Committee on Youth Health and Safety 3/23.

[HB 5149](#)-Smith-Amends Texas Business and Commerce Code 15.50.

Covenants not to compete for certain psychology or counseling professions.

- May not deny the professional access to a list of clients or patients seen within one year of termination.
- Provide access to client/patient records upon authorization of the client/patient.

#### HB 5149-Smith-continued

- Access to records in the same format, except by mutual consent.
- Must provide for buyout of the covenant by the professional at a reasonable mutually agreed or arbitrated price.
- Professional will not be prohibited from providing continuing services to a specific client/patient during the course of an acute event after the contract or employment has been terminated.

Current Status: Referred to House Public Health Committee. 3/24.

#### [HB 5163](#)-Slaton-Amends Texas Government Code 124.002.

Prohibits the attorney for the state from requiring a defendant to waive the possibility of the full expunction of the defendant's record as a condition for consent for the defendant to participate in a veterans treatment court program. Current Status: Referred to House Corrections 3/24.

#### [HB 5205](#)-Neave Criado-Amends Texas Health and Safety Code 62.

Coverage for postpartum depression under Medicaid and CHIP perinatal programs.

Current Status: Referred to House Select Committee on Health Care Reform 3/24.

#### [HB 5210](#)-Sherman-Amends Texas Health and Safety Code 573-Emergency Detention.

- Changes heading of Subchapter A to Apprehension, Transportation, or Detention Without a Judge's or Magistrate's Order.
- Allows a peace officer to take a person into custody who has been admitted to a facility described below.
- Allows a non-physician mental health professional to file an application for emergency detention without the assistance of a peace officer if the professional has reason to believe and does believe that the person meets criteria for emergency detention.
  - Application must contain a statement specifically describing the risk of harm, and that the risk is imminent.
- If a peace officer, a physician medical staff member, a physician's assistant or an advanced practice registered nurse believes a person meets criteria for emergency detention, allows a peace officer to:
  - Take a person into custody and place the person in a facility described above.
  - Detain a person at a hospital at which the person presented or was brought to receive medical or mental health care.
- Criteria for emergency detention is if it is believed that the person:
  - Is gravely disabled due to mental illness or
  - The person's continued liberty poses an imminent danger to that person or others
    - As evidenced by a threat of substantial physical harm.
  - Under no circumstances may the proposed patient be detained in a nonmedical unit used for the detention of individuals charged with or convicted of a penal offenses.
- Defines a "facility" as:
  - Inpatient mental health facility other than a:
    - Community center,
    - Facility operated by or under contract with a community center,
    - Entity that DSHS designated to provide mental health services,
    - LBHA/LMHA or
    - Facility under contract with an LBHA/LMHA (unless the facility is a private hospital).

HB 5210-Sherman Sr.

- A hospital.
- An emergency department of a hospital.
- A freestanding emergency medical care facility.
- Allows a governing body of a facility to adopt and implement a detention policy for individuals who:
  - Voluntarily requested treatment or
  - Lacks the capacity to consent to treatment,
  - If the person expresses a desire to leave or attempts to leave before the exam is completed and
  - A physician at the facility has reason to believe and does believe that:
    - The person has a mental illness and
    - Because of that mental illness there is substantial risk of serious harm to the person or others unless the person is immediately restrained and
  - There is not sufficient time to file an application for emergency detention or for an order of protective custody.
  - “A policy adopted and implemented by the facility under this section may not allow the facility or a physician at the facility to detain a person who has been transported to the facility for emergency detention under this chapter.”
  - The facility staff or physician must notify the person of the intent to detain and place a notice of detention in the person’s medical record.
  - The period of detention is to be less than four hours after the person expressed the desire to leave or attempted to leave.
  - The facility or physician must release the person unless arrangements have been made for a peace officer to take the person into custody or an order of protective custody is issued.
  - Evidence supporting the claims of grave disability or imminent danger must be presented to a duly authorized court within four hours the time the person was detained.
- Detention under a policy adopted by a facility is not considered involuntary hospitalization for purposes of qualifications for a license to carry a handgun.
- Provides civil and criminal liability for persons acting in good faith and without malice.

Referred to House Public Health 3/24.

Companion: [SB 2287](#)-West-Referred to Senate Criminal Justice 3/22.

[HB 5230](#)-Bucy-Amends Texas Insurance Code 1369.

Health benefit plan coverage of prescription drug coverage for serious mental illness, medication Assisted Treatment for OUD or SUD. Current Status: Referred to House Insurance 3/24.

[HB 5238](#)-Morales Shaw-Amends Texas Code of Criminal Procedure 16.22.

Requires a sheriff or municipal jailer to notify the magistrate within 12 hours of receiving credible information that any defendant has a mental illness or IDD.

Current Status: Referred to House Criminal Jurisprudence 3/24.

Companion: [SB 725](#)-Zaffirini-Referred to Senate Criminal Justice 3/1.

[HB 5265](#)-Raymond-Amends Texas Human Resources Code 32, Subchapter B.

- Directs HHSC to ensure that reimbursement is provided to an inpatient mental health institution.
  - Defined as: a hospital, nursing facility or other institution with 16 or more beds that primarily provides health care services including medical attention, nursing care, and related services to individuals with mental illness.
- Directs HHSC to reimburse for health care services regardless of the recipient's age.
- Directs HHSC to reimburse the entirety of a recipient's stay at the facility.

Current Status: Referred to House Human Services Committee 3/24.

[HB 5289](#)-Raney-Amends Texas Occupations Code 503.

Would establish a Professional Counselors Licensure Compact "...to facilitate interstate practice of licensed professional counseling to increase public access to professional counseling services by providing for mutual recognition of other member state licenses."

Current Status: Referred to House Human Services 3/24.



## Texas Senate Bills

### **SB 26**-Kolkhorst--Amends Texas Government Code

#### Section 1-Amends 531, Subchapter B.

- Allows HHSC to develop incentive payments to reserve beds for individuals who require a high level of behavioral health supports and services.

#### Section 2-Amends 531.1025.

- Directs the HHSC Office of Inspector General to conduct performance audits of each LBHA/LMHA at least once every ten years and conduct additional audits based on previous adverse findings.

#### Section 3-Amends 534.0535.

- Requires HHSC to adopt or amend, and DSHS to enforce rules to require continuity of services between DSHS facilities and LBHA/LMHAs.
- Rules must specify LBHA/LMHA's responsibility for ensuring the successful transition of patients determined to be medically appropriate for discharge.
- Require participation by a DSHS facility in joint discharge planning with the LBHA/LMHA.
- LBHA/LMHA shall arrange for provision of services upon discharge.
- HHSC shall require at least one employee from each facility to provide transition support services for discharged patients.
- Transition support services by LBHA/LMHA.
  - Must complement joint discharge planning efforts.
  - May include enhanced services and supports necessary for viable discharge or outpatient management plans, and post-discharge monitoring for up to one year to reduce readmission.
- HHSC shall concentrate on transition support for patients who had multiple admissions and discharges from a facility multiple times during a 30-day period or in a facility more than 365 consecutive days.

#### Section 4-Amends Health and Safety Code Title 7, Subtitle A, to add Chapter 535.

- Establishes an innovation grant program for mental health early intervention and treatment aimed at children and families to:
  - Improve relationship skills and self-esteem.
  - Reduce involvement in juvenile justice system.
  - Avoid relinquishment and emergency room use.
  - Should include training, services, and supports for:
    - Community-based initiatives.
    - Agencies that provide services for children and families.
    - Individuals who work with children showing atypical social or emotional development or challenging behaviors, or their caregivers.
    - Children at risk for placement in foster care.
    - Children at risk for placement in the juvenile justice system.
- Contract will be between HHSC and the grant recipient.
- HHSC shall establish application and eligibility rules and requirements.
  - Eligible entities are hospitals, private mental hospitals, hospital districts, LBHA/LMHAs, School districts, child care facilities, counties, municipalities, non-profit organizations or any other entity HHSC deems appropriate.
  - HHSC shall give priority to entities that work with children and families at high risk of crisis or developing a mental health condition.



SB 26-Kolkhorst-continued

Section 5-Amends Texas Health and Safety Code 1001.084.

- Updates language regarding the inclusion of LBHA/LMHAs and LIDDAs to the Mental Health and Substance Abuse Public Reporting System.
- Requires DSHS to post measures monthly or as frequently as possible, deleting statutory language regarding quarterly or semiannual postings.
- Outcome measures that must be included:
  - Inpatient psychiatric care diversions.
  - Avoidance of emergency room use.
  - Criminal justice diversions.
  - Numbers of people who are homeless served.
  - Access to timely and adequate screening and rapid crisis stabilization services
  - Timely access to and appropriate treatment from community-based crisis residential services and hospitalization.
  - Improved function as a result of medication-related and psychosocial rehabilitation services.
  - Number of people referred to:
    - A state hospital.
    - A state-supported living center (SSLC).
    - Community-based hospital.
  - Length of time between referral and admission.
  - Length of stay.
  - Length of time between when the date the person is determined ready for discharge/transition and the actual date of discharge/transition.
  - Rate of denial of services or requests for assistance from jails or other entities.
    - Reason for the denials.
  - Quality of care in community-based services.
  - Quality of care in state facilities.
  - Average number of hours of service provided to individuals in a full level of care compared to the recommended number of hours of service.
  - Other relevant information to determine the quality of services provided.

Section 6-Repeals Health and Safety Code 1001.084(e), as redesignated by Chapter 1236 (SB 1295), Acts of the 84<sup>th</sup> Texas Legislature, Regular Session, 2015.

- Amends Texas Government Code 531, Subchapter B.
  - Authorizes HHSC, no later than September 1, 2024, to develop an incentive payment under the Quality Incentive Payment Program (QIPP) for providers to reserve beds in nursing facilities for individuals who require a level of care provided by nursing facilities and who require a high level of behavioral health supports and services.
- Amends Texas Government Code 531.1025-Performance Audits and Coordination of Audit Activities
  - Directs HHSC Office of Inspector to conduct audits of LBHA/LMHAs at least once every ten years and to conduct additional audits as necessary based on adverse findings in previous audits.
- Amends Health and Safety Code 534.0535-Community Services-Joint Discharge Planning.
  - Directs HHSC to adopt or amend, and DSHS to enforce rules that require continuity of services between state hospitals and LBHA/LMHAs.

## SB 26-Kolkhorst-continued

- Must specify the LBHA/LMHA's responsibility for ensuring the successful transition of patients who are determined by the DSHS facilities to be medically appropriate for discharge.
- Requires DSHS participation in joint discharge planning with the LBHA/LMHA.
- Requires LBHA/LMHA to plan with DSHS to determine appropriate community services and arrange for services upon discharge.
- HHSC shall require each state hospital to designate at least one employee to provide transitional support services.
- Transition support services by LBHA/LMHA must complement joint discharge planning efforts.
  - Enhanced services and supports.
  - Post-discharge monitoring for up to one year to reduce likelihood of readmission.
- HHSC should ensure that DSHS facilities concentrate on patients who have been:
  - Admitted multiple times in a 30-day period or
  - Hospitalized for longer than 365 consecutive days.
- Amends Texas Health and Safety Code Title 7, Subtitle A.
  - Establishes an Innovation Grant Program for Mental Health Early Intervention and Treatment for community-based initiatives that:
    - Promote identification and early intervention for children and families.
    - May be evidence-based or otherwise demonstrate positive outcomes:
      - » Improved relationships and self-esteem,
      - » Reduced involvement with juvenile justice system,
      - » Relinquishment avoidance,
      - » Avoidance of emergency room use.
    - May include training, services, and supports.
  - HHSC shall establish rules and eligibility requirements for the program.
  - Eligible entities for grants are:
    - Hospitals.
    - Mental health hospitals.
    - Hospital districts.
    - LBHA/LMHAs.
    - Licensed Child Care Facilities.
    - Counties and Municipalities.
    - Non-profit organizations.
    - Any other entity that HHSC deems appropriate.
  - HHSC shall give priority to awarding grants to applicants that work with children at high risk of crisis or developing a mental health condition to reduce:
    - Need for future intensive mental health services.
    - Number of children at risk of placement in foster care.
    - Number of children at risk of placement in the juvenile justice system.
    - Demand for inpatient or residential care.
  - Grants may be used for innovative strategies to provide resiliency, coping skills, social skills, healthy relationships, parenting skills and behaviors.

SB 26-Kolkhorst-continued

- Amends Health and Safety Code 1001.084.
  - Directs DSHS and HHSC to establish and maintain a public reporting system of performance and outcome measures related to mental health and substance use services established by HHSC for LBHA/LMHA/s and LIDDAs.
  - Directs DSHS to post measures monthly or as frequently as possible.
  - Must include outcome measures regarding:
    - Inpatient psychiatric care diversion.
    - Emergency room avoidance.
    - Criminal justice diversion.

Section 7-Authorizes HHSC to apply for any necessary federal waivers for implementation of this statute.  
Current Status: Senate Intent Calendar 4/11.

SB 47-Zaffirini-Amends Texas Occupation Code 501.151 and 502.1515 to recognize out-of-state licenses of Marriage and Family Therapists, Licensed Professional Counselors, and Social Workers.

Current Status: Referred to Senate Health and Human Services 2/15.

Companion: HB 1167 -Romero-Sent to Local and Consent Calendar 4/6.

SB 64-Zaffirini-Amends Texas Health and Safety Code 571 regarding notice and filing requirements in court proceedings involving a person with a mental illness.

Please see HB 1042-Hinojosa, above, for explanation.

Current Status: Referred to Senate Health and Human Services 2/15.

Companion: HB 1042-Hinojosa-House Judiciary and Civil Jurisprudence hearing 4/12.

SB 113-Menendez-Allows independent school districts (ISDs) to contract with the LBHA or LMHA to provide mental health services on campuses of the ISD. Requires HHSC to allow school districts to enroll as Medicaid providers and receive reimbursement for mental health services provided to students.

Current Status: Pending in Senate Education Committee after hearing 3/15.

Companion: HB 98-Moody-Reported favorably without amendment from House Select Committee on Youth Health and Safety 3/23. Sent to Calendars 3/30.

SB 144-Gutierrez-Establishes extreme risk protective orders.

Please see HB 3057-A. Johnson, above, for explanation.

Current Status: Referred to Senate State Affairs Committee 2/15.

Companions: Identical or similar:

- HB 123-Goodwin- Referred to House Select Committee on Community Safety 2/23.
- HB 136-Reynolds-Referred to House Select Committee on Community Safety 2/23.
- HB 3057-A. Johnson- Referred to House Select Committee on Community Safety 3/14.
- SB 529-Referred to Senate State Affairs Committee 2/17.

SB 187-Miles-Amends Texas Penal Code 38 to add Section 38.172 to make failure to report (to law enforcement or to Texas Department of Family and Protective Services) the assault, neglect, or omission of care of a resident of a group home. The offense would be a state jail felony.

Current Status: Senate Health and Human Services Hearing 4/5.

Companion-HB 1220-Reynolds-Referred to House Human Service 3/3.

[SB 188](#)-Miles-Amends Texas Health and Safety Code, Title 9, Subtitle A to add Chapter 769 to require the group homes must perform criminal background checks on employees, and to prohibit hiring of any person convicted of a Class A Misdemeanor or a felony including criminal homicide, kidnapping, unlawful restraint, smuggling of persons, trafficking of persons, sexual offenses, assault, offenses against the family, arson, criminal mischief, property damage , property destruction, robbery, burglary, criminal trespass, theft, fraud, computer crimes, telecommunications crimes, money laundering, insurance fraud, health care fraud, conduct affecting public health, or organized crime.

Current Status-Pending in Senate Health and Human Services after hearing 4/5.

Companion-[HB 1219](#)-Reynolds-House Human Services hearing 4/11.

[SB 240](#)-Campbell-Amends Texas Health and Safety Code Title 4 to add Subtitle H related to workplace violence at a home and community support services agency, hospital, nursing facility, ambulatory surgical center, freestanding emergency medical care facility or mental hospital.

- Requires each facility to establish a workplace violence prevention committee or authorize an existing committee to develop a workplace violence prevention plan.
- Requires a written workplace violence prevention policy.
- Requires implementation and enforcement of the workplace violence prevention plan.
- Requires annual review, evaluation of the prevention plan and a report to the facility's governing body.
- Requires post-incident response including acute medical treatment, report to law enforcement.
- Prohibits discipline, suspension, termination, discrimination or retaliation against a person who in good faith reports workplace violence or advises a health care worker to report an incident.

Current Status: Passed the Senate 3/27, sent to House 3/28, to House Public Health 4/3.

Companion-[HB 112](#)-Howard-House Public Health reported without amendment, to House Calendars 3/16.

[SB 245](#)-Perry-Texas Education Code Section 12A.004(a) is amended to require school districts to offer students access to mental health services through the Texas Child Mental Health Consortium's Texas Child Health Access through Telemedicine (TCHAT). Students are not required to participate in services, and ISDs must obtain the voluntary consent of parents for students under age 18 before services are rendered.

Current Status: Referred to Senate Education Committee 2/15.

Companion: HB 4033-Buckley-Referred to House Select Committee on Youth Health and Safety 3/20.

[SB 295](#)-Perry-Amends Texas Health and Safety Code 571.018 (h) and (j). Amends the prohibition of the state or a county from paying any costs for a patient committed to a private mental hospital. Adds an exception of filing fees or other costs associated with emergency detention hearings or proceedings.

Current Status: Referred to Senate State Affairs Committee 2/15.

Companion: HB 4085-Spiller-House Judiciary and Civil Jurisprudence hearing on 4/5.

[SB 332](#)-Kolkhorst-Amends Texas Civil Practice and Remedies Code Section 1.01, Section 74.001 (a) (11) and (18) to update statutory language regarding individuals with intellectual disabilities.

Current Status: Referred to Senate Health and Human Services Committee 2/15.

Companion: [HB 446](#)-Craddick-Passed House and sent to Senate 3/29. Referred to Senate Health and Human Services 3/30.

[SB 362](#)-Zaffirini-Update IDD terminology- Please see Companion HB 530-Wu-above for explanation.

Current Status: SB 362-Referred to Senate Health and Human Services.

HB 530-Wu-Reported favorably without amendments from House Judiciary and Civil Jurisprudence 3/29.

[SB 400](#) Hall-Amends Texas Education Code 26.009 to require school districts to obtain written consent of a child's parent before a psychological or psychiatric examination, test, or treatment may be conducted except as required by state or federal law regarding special education.

Current Status: Referred to Senate Education Committee 2/15.

Companions: [SB 595](#)-Kolkhorst-Similar-referred to Senate Education Committee 2/17.

[HB 1149](#)-Slawson- Referred to House Public Education 3/2.

[SB 444](#)-Menéndez-Amends Government Code 501, Subchapter B to require depression screenings at least once per trimester for pregnant women incarcerated in a county jail and at least once in the six weeks postpartum to any woman who has given birth in the last year.

Current Status: Referred to Senate Criminal Justice 2/15.

Companion: [HB 2044](#)-Bowers-House Corrections Committee favorably reported w/o amendment 4/5.

[SB 452](#)-Menéndez-Amends Insurance Code 1369 Subchapter B to prohibit health benefit plans from imposing step therapy protocols for prescription drugs to treat serious mental illnesses.

Current Status: Referred to Senate Health and Human Services 2/17.

Companion: [HB 1337](#)-Hull-House General State Calendars 4/11.

[SB 495](#)-Hughes-Amends Texas Health and Safety Code 481.125 to decriminalize fentanyl and its derivatives. Companions: HB 85-Talarico, HB 362-Oliverson, HB 685-Cole, HB 867-Lambert, HB 1018-Lujan, SB 207-Eckhardt. Please see HB 362, above for explanation.

Current Status: SB 495 Referred to Senate Criminal Justice.

Companion [HB 362](#)-Oliverson-House General State Calendar 4/10.

[SB 529](#)-West-Extreme Risk Protective Orders.

Please see Companion Bill HB 3057-A. Johnson, above for explanation.

Current Status: Referred to Senate State Affairs 2/17.

- HB 123-Goodwin-Referred to House Select Committee on Community Safety 2/23.
- HB 136-Reynolds-Referred to House Select Committee on Community Safety 2/23.
- HB 3057-A. Johnson- Referred to House Select Committee on Community Safety 3/14.
- SB 144-Gutierrez-Referred to Senate State Affairs 2/15.

[SB 532](#)-West-Amends Texas Education Code 61.603(a). Establishes an educational loan repayment assistant program for mental health professionals working in mental health professional shortage areas.

Please see Companion HB 1551-Anchia, above, for further explanation.

Current Status: SB 532-West-Senate Subcommittee on Higher Education favorably reported Committee Substitute 4/3. Full Committee hearing 4/5.

[HB 1551](#)-Anchia-Referred to House Higher Education 3/3.

[SB 581](#)-Eckhardt-Amends Texas Government Code 434. Directs the Texas Veterans Commission to conduct a suicide prevention campaign to provide information to veterans.

Please see Companion HB 671-M. González-above, for explanation.

Current Status: SB 581-Eckhardt-Referred to Senate Veterans Affairs.

Companion [HB 671](#)-Pending in House Defense and Veterans Affairs Committee after hearing 3/9.

[SB 595](#)-Kolkhorst-Amends Texas Education Code 26.009 to require school districts to obtain written consent of a child’s parent before a psychological or psychiatric examination, test, or treatment may be conducted except as required by state or federal law regarding special education.

Current Status: Referred to Senate Education Committee 2/17.

[SB 623](#)-Johnson-Amends Texas Health and Safety Code 481.002(17) to remove drug testing equipment from the list of illegal drug paraphernalia.

Current Status: Referred to Senate Criminal Justice.

Companions: [HB 987](#)-Howard, [HB 1365](#)-Campos-Referred to House Public Health 3/3.

[SB 629](#)-Menéndez-Amends Texas Education Code 38, Subchapter E. Directs the Commissioner of State Health Services direct an advisory committee to examine and review the maintenance, administration, and disposal of opioid antagonists on a campus of a school district, an open-enrollment charter school, a private school, or an institution of higher education. The advisory committee currently makes recommendations regarding epinephrine auto-injectors and asthma medications. Directs HHSC in consultation with Texas Education Agency and to adopt rules and appropriate training. Requires a report within 10 days of administration to the school district, charter holder, or governing body of the school. Provides civil or criminal immunity to persons acting in good faith.

Current Status: Pending after Senate Education Committee hearing 3/8.

Companion: [HB 2411](#)-Talarico et al-House Public Education favorably reported Committee Substitute 4/6.

[SB 633](#)-Menéndez-Amends Texas Education Code 51.9194. Requires institutions of higher education to provide to all entering undergraduate, graduate, or professional student, including transfer students with information about mental health, suicide prevention, early warning signs.

Current Status: Referred to Senate Higher Education Subcommittee by Lt. Governor Patrick 2/17.

Companion: [HB 906](#)-Moody-House Higher Education hearing 4/10.

[SB 671](#)-West-Amends Texas Health and Human Resources Code 32 to expand Medicaid eligibility.

Current Status: SB671-West Referred to Senate Health and Human Services Committee 2/17.

Companions: [HB 226](#)-Bernal, [HB 1062](#)-Guerra, [HB 2903](#)-Martinez-Fischer-Referred to House Select Committee on Health Care Reform. [SB 72](#)-Johnson and Blanco, [SB 125](#)-Alvarado Referred to Senate Health and Human Services Committee.

[SB 673](#)-Zaffirini -Amends Texas Family Code Section 261.101 to add Subsection (b-2). Provides exception to the law that requires a medical or mental health professional to report a pregnant patient’s disclosure of illegal drug use if the patient is enrolled in or recently completed a substance abuse treatment program, makes reasonable efforts to enroll in a treatment program within five days of the disclosure, or if the professional determines there is no immediate risk of harm to the child from exposure to the controlled substance and the patient does not otherwise post an immediate risk of harm to the child.

Current Status: Referred to Senate Health and Human Services 2/17.

Companion: [HB 811](#)-Meza-House Juvenile Justice and Family Issues hearing 4/12

[SB 686](#)-N. Johnson-Amends Texas Code of Criminal Appeals 55.02, and Texas Codes of Criminal Procedure. 55.02 and 102.006(b-1). By changing “may” to “shall”, requires procedures for expunction of arrest record and files for person who complete certain specialty court or pretrial intervention programs including veterans treatment courts and mental health courts.



SB 686-N. Johnson-continued

Current Status: Referred to Senate Criminal Justice Committee.

Companion: [HB 1907](#)-Anchía-Favorably reported without amendments from House Criminal Jurisprudence 3/23. Sent to House Calendars 4/3.

[SB 687](#)-N. Johnson-Amends Texas Code of Criminal Appeals 55.02, and Texas Codes of Criminal Procedure 55.02 and 102.006(b-1). By changing “~~may~~” to “shall”, requires procedures for expunction of arrest record and files for person who complete certain specialty court or pretrial intervention programs including veterans treatment courts and mental health courts.

Current Status: Referred to Senate Criminal Justice.

Companion: [HB 1909](#)-Anchía-Referred to House Criminal Jurisprudence Subcommittee on Criminal Procedure 4/4.

[SB 725](#)-Zaffirini-Amends Code of Criminal Procedure.

- Section 1 amends Texas Code of Criminal Procedure 16.22 (a) (1) regarding the requirement that a sheriff notify the magistrate within 12 hours that a defendant in custody has a mental illness or is a person with an intellectual disability. Current statute applies to defendants “for an offense punishable as a Class B misdemeanor or any higher category of offense”. SB 725 strikes through this quoted text.
- Section 2 amends Texas Code of Criminal Procedure 16.22 (b-2) and (d) to add a caveat, “subject to Article 46B.022” to items that must be included in the written report of procedures used in the interview to determine competency to stand trial.

Current Status: Referred to Senate Criminal Justice Committee 3/1.

Companion HB 5238-Morales Shaw-Referred to House Criminal Jurisprudence 3/24.

[SB 728](#)-Huffman-mental health and IDD information reports for firearm background checks.

Companions: [HB 2780](#)-Leach, [SB 1184](#)-Eckhardt

Current Status: Committee Substitute for SB 728 passed Senate 3/8, sent to House 3/13.

Companion HB 2780-Leach-Pending after House Select Committee on Community Safety hearing 3/21.

[SB 804](#)-Schwertner-Amends Texas Education Code 61.603. Provides student loan repayment assistance for mental health professionals who provide mental health services individuals in a state hospital or community-based mental health services from a LBHA/LMHA for one to five years.

Current Status: Senate Subcommittee on Higher Education favorably reported w/o amendments 4/6.

Companion: [HB 2100](#)-Price- House Higher Education Committee reported favorably 4/5.

[SB 831](#)-Flores-Amends Health and Safety Code 161.133(a). Would add requirement for initial training of new employees to identify abuse, neglect, illegal, unprofessional, and unethical conduct in inpatient mental health facilities, treatment facilities or hospitals.

Current Status: Referred to Senate Health and Human Services 3/1.

Companion: [HB 233](#)-Murr-Committee substitute favorably reported from House Public Health 3/13.

Sent to Calendars 3/16.

[SB 850](#)-Blanco-Amends Texas Health and Safety Code 113.0052. Adds each Regional Education Service Center to the composition of the Texas Child Mental Health Consortium.

Current Status: Passed Senate 3/23. Sent to House 3/27.

[SB 868](#)-West-Amends Texas Health and Safety Code 481.125 to legalize the use of testing equipment to identify the presence of fentanyl or other adulterants. This bill has ten identical or similar companion bills. Please see HB 362-Oliverson, above for explanation.

Current Status: SB 868-Referred to Senate Criminal Justice Committee 3/1.

Companion: [HB 362](#)-Oliverson-Placed on House General State Calendar 4/10.

[SB 884](#)-Zaffirini-Amends Texas Government Code 434, Subchapter A. Would require suicide awareness and prevention training for employees of the Texas Veterans Commission who have direct contact with veterans. Current Status: Referred to Senate Referred to Senate Veterans Affairs 3/1.

[SB 891](#)-Zaffirini-Amends Texas Education Code 25.087.

- Would require a school district to excuse a student from attending school for a maximum of five days in a school year so that the student may seek or receive mental health or behavioral health treatment, support, or diagnosis with documentation from a health care provider.
- Would allow a school district to create a policy to allow students to be excused.
- Would allow school districts to create a policy to allow excused absences related to mental or behavioral health without documentation.
- Would allow a school district to include in the policy a requirement to provide the above documentation or be seen by a school counselor or similar district professional with written consent of parent or guardian. Under existing Texas Family Code 32.004, a child may consent to behavioral health services under certain circumstances.

Current Status: Pending after hearing in Senate Education 3/8.

[SB 954](#)-Perry-Amends Health and Safety Code 483.102. Directs the Commissioner or the Chief Medical Officer of DSHS to issue a statewide standing order prescribing an opioid antagonist to a person at risk of experiencing an opioid-related overdose or a family member, friend, or other person in a position to assist a person at risk of overdose. Current Status: Referred to Senate Health and Human Services 3/3.

Companion: [HB 1543](#)-Oliverson-House Public Health hearing 4/3.

[SB 1077](#)-Hughes-Amends Texas Government Code 124.002 to allow county commissioners courts to designate a county Justice of the Peace court to operate a veterans treatment court program.

Current Status-Referred to Senate Veterans 'Affairs 3/9.

Companion: [HB 4221](#)-Hefner- Referred to House Corrections 3/21.

[SB 1100](#)-Paxton-Amends Texas Occupations Code 503.

Would establish a Licensed Professional Counselors (LPCs) Compact to facilitate the interstate practice of LPCs with the goal of improving public access to services.

Current Status: Referred to Senate Health and Human Services 3/9.

Companion -[HB 2557](#)-Buckley-Pending after House Human Services hearing 4/4.

[SB 1101](#)-Paxton-Amends Texas Education Code 25.087(b) to add mental health appointments to the list of temporary excused absences. Current Status: Referred to Senate Education.

Companion: [HB 1157](#)-Lozano-Favorably reported without amendments from House Select Committee on Youth Health and Safety hearing 3/23. Sent to Local and Consent Calendar 3/29.



[SB 1157](#)-Menendez-Amends Texas Education Code 33, Subchapter Z to define the duties of social workers employed by school districts.

Current Status: Referred to Senate Education 3/9.

[SB 1184](#)-Eckhardt-mental health and IDD information reports for firearm background checks.

Companions: [HB 2780](#)-Leach, [SB 728](#)-Huffman.

Current Status: Committee Substitute for [SB 728](#) Huffman-passed Senate and sent to House 3/13.

Companion [HB 2780](#)-Leach-Left Pending in House Select Committee on Community Safety 3/21.

[SB 1220](#)-Zaffirini-Amends Texas Insurance Code 1355 relating to group health insurance benefit plan coverage for early treatment of initial onset of psychosis or symptoms associated with psychosis, caused by medial or neurological conditions, serious mental illness, or substance use.

- Also applies to Medicaid, including Medicaid Managed Care.
- Requires coverage for services provided to any individual younger than 26 years of age.
- Must include all generally recognized services:
  - Coordinated specialty care for first episode psychosis treatment in the Recovery After an Initial Schizophrenia Episode (RAISE) study by NIMH: psychotherapy, medication management, case management, family education and support, education.
  - Assertive Community Treatment.
  - Peer support services.
  - Only providers that adhere to the fidelity of the applicable treatment model and have a contract with HHSC will be covered.
- On or after March 1, 2029, a group health benefit plan insurer may request that Texas Department of Insurance contract with an independent third party to analyze the effect of the required treatment models on health benefit plan premiums. If the analysis finds that premiums increased annually by more than one percent solely due to requiring coverage of a specific treatment model, a group health benefit plan is not required to provide coverage for that treatment model.

Current Status: Referred to Senate Health and Human Services 3/9.

Companion [HB 4713](#)-Plesa-House Insurance Committee hearing 4/11.

[SB 1221](#)-Zaffirini-Amends Texas Insurance Code 1369 regarding prescription drug benefits.

Please see [HB 826](#)-Lambert, above for explanation.

Current Status: Referred to Senate Health and Human Services 3/9.

Companion: [HB 826](#)-Lambert-Referred to House Insurance Committee 3/1.

[SB 1225](#)-Zaffirini-Amends Texas Education Code 29 regarding appointment of Educational Representative for public school students with disabilities, including students who have been voluntarily or involuntarily hospitalized for a mental illness or has a diagnosis of an intellectual or developmental disability.

Current Status: Referred to Senate Education.

[SB 1228](#)-Campbell-Amends Texas Health and Safety Code 533, Subchapter B.

Directs HHSC to establish a grant program to assist a Local Mental Health Authority (LBHA/LMHA) in building a mental health facility in a county served by the local authority.

Current Status: Referred to Senate Health and Human Services Committee 3/9.

[SB 1241](#)-LaMantia-Amends Texas Education Code 43.115(b) to allow the school safety allotment of the Foundation School Program to be used for mental health services, suicide prevention, intervention and postvention programs, telehealth for mental health services, programs addressing adverse childhood experiences (ACEs), licensed counselors and social workers trained in restorative discipline and restorative justice practices, Current Status: Referred to Senate Education Committee 3/9.

[SB 1279](#)-Huffman-Amends Texas Code of Criminal Procedure 17.032.  
Related to the release on personal bond of certain defendants with mental illness, or an intellectual disability. Statutory language regarding duties of LBHA/LMHAs is not amended.  
Current Status: Referred to Senate Criminal Justice 3/9.

[SB 1282](#)-Springer-Amends Texas Health and Safety Code Title 7, Subtitle E.  
Establishes The Texas Mental Health Care Enterprise Fund.  
Please see HB 4154-Frank, above for explanation.  
Current Status: Referred to Senate Health and Human Services 3/9.  
Companion: HB 4154-Frank-Referred to House Public Health 3/21.

[SB 1302](#)-Zaffirini-Amends Texas Education Code Chapter 38, Subchapter G.

- Requires school districts to provide at least one hour suicide awareness and prevention training and youth violence prevention training each year for students in Grades 6 through Grade 12.
- Allows school districts to establish student-led self-harm and violence prevention clubs on school campuses.

Current Status: Referred to Senate Education Committee 3/9.

[SB 1319](#)-Huffman-Amends Health and Safety Code 161.042.

- Allows public health authorities, local health authorities or law enforcement agencies to provide overdose information to a governmental entity that maintains a computerized system through participation agreement.
- Personal information of the victim may not be disclosed.
- Allows overdose mapping for public safety purposes.
- Mandatory reporting of controlled substance overdoses to include:
  - Date and time of the overdose.
  - Approximate location of overdose.
  - Controlled substance(s) used.
  - Whether and opioid antagonist was administered.
  - Sex and approximate age of the person.
  - Symptoms associated with overdose.
  - The extent of treatment made necessary by the overdose.
  - The patient outcome.

Current Status: Passed Senate 3/15. Sent to House 3/16.

[SB 1365](#)-Hinojosa-Amends Texas Government Code 531, Subchapter B.

Creates a grant program for mental and behavioral health hospitals for children.

Current Status: Referred to Senate Health and Human Services 3/16.

Companions: [HB 1898](#)-Jetton-Favorably reported from House Select Committee on Youth Health and Safety 3/23, Sent to Calendars 3/30.

[HB 1380](#)-Eckhardt-Amends Texas Occupations Code 1701.253 to require continuing education for peace officers on acquired and traumatic brain injuries and trauma-affected veterans.

Current Status: Referred to Senate Criminal Justice Committee 3/16.

[SB 1433](#)-Huffman, Hinojosa-Amends Texas Health and Safety Code 573.001.-Emergency Detention.

- Allows a peace officer to detain a person who has been admitted to a facility regardless of whether the admission was voluntary.
- A person who has not been admitted to the hospital at the time the person is taken into law enforcement custody shall be transported for a preliminary examination to the nearest appropriate inpatient mental health facility or a mental health facility deemed suitable by the local mental health authority if an appropriate inpatient mental health facility is not available.
- Amends the current statute (from ~~may~~ to shall) to require a judge or magistrate to permit an applicant who is a physician to present an application by email or another secure electronic means.
- Adds “If a judge or magistrate transmits a warrant under Subsection (h-1) for the detention of a person who has been admitted to a facility at the time the application is presented under Subsection (h), the facility may detain the person to perform a preliminary examination in accordance with Section 573.021.”

Current Status: Referred to Senate Criminal Justice 3/16.

Companion: [HB 2507](#)-Jetton-Referred to House Public Health 3/13.

[SB 1463](#)-West-Amends Government Code 531, Subchapter B.

Establishes a grant program for behavioral health crisis response programs.

- Directs HHSC to establish and administer a grant program to award money to nonprofit organizations and political subdivisions for the purpose of establishing or expanding a behavioral health crisis response program.
- Behavioral Health Crisis Response Program would:
  - Operate one or more multidisciplinary response teams in the region in which the nonprofit organization is located.
  - Employ one or more behavioral health professionals to:
    - Screen 911 calls.
    - Determine whether to dispatch a multidisciplinary response team.
    - Provide consultation and information to the multidisciplinary response team.
- Non-profit organization that is awarded a grant must:
  - operate in accordance with best practices for jail diversion and managing behavioral health crisis.
  - Collaborate with one or more political subdivisions.
  - A county awarded a grant must collaborate with one or more municipalities.
- Grant applications must be submitted in the form prescribed by HHSC including:

○ A statement from the governing body of the political subdivision regarding the collaboration.

SB 1463-West-continued

- Data from each collaborating political subdivision on:
    - The number of 911 behavioral health calls received.
    - The number of paramedics and behavioral health professionals to serve on the team.
    - Capacity to accurately collect and report information on
      - » Frequency and outcome of calls.
      - » Calls related to a crime but that may involve a need for mental health intervention.
      - » Crisis referrals to community-based providers.
      - » Use of de-escalation.
  - Local funds, federal grants, and donations from any source may be contributed to the program.
- Current Status: Referred to Senate Health and Human Services 3/16.

[SB 1491](#)-Miles-Amends Texas Occupation Code 501, Subchapter F.

Authorizes issuance of a license to certain licensed mental health professionals from other jurisdictions that have licensing requirements substantially equivalent those in this state.

Licensed professionals covered are psychologists, psychological associate, marriage and family therapists, marriage and family therapist associate and professional counselors.

Current Status: Referred to Senate Health and Human Services Committee 3/16.

[SB 1505](#)-Zaffirini, Perry-Amends Texas Code of Criminal Procedure 45 to create youth diversion municipal and justice courts. Please see [HB 3187](#)-Leach-above for explanation.

Current Status: Referred to Senate Criminal Justice 3/16.

Companion [HB 3186](#)-Leach-House Select Committee on Youth Health and Safety hearing 4/10.

[SB 1585](#)-Sparks, Perry-Amends Texas Family Codes related to proceedings in juvenile court for children with mental illness and intellectual disabilities.

Please see [HB 2037-A](#). Johnson, above for explanation.

Current Status: Senate Criminal Justice Committee hearing 4/11.

Companion: [HB 2037](#)-A Johnson-Reported favorably w/o amendments 3/29, to Calendars 4/10.

[SB 1587](#)-Johnson-Amends Texas Health and Safety Code 574.001(b) which provides that an application for court ordered mental health services must be filed with the county clerk in which the proposed patient resides; is found; or is receiving mental health services by court order or apprehension by a peace officer (APOWW) or transportation for emergency detention by a guardian. Adds “or is being assessed in an emergency room or hospital.” Current Status: Referred to Senate Criminal Justice 3/15.

Companion: [HB 186](#)-Julie Johnson-Reported favorably from House Judiciary and Civil Jurisprudence 3/15, sent to Calendars 4/5.

[SB 1624](#)-Zaffirini-Amends Texas Estates Codes related to guardianship.

- Amends Texas Estates Code 1163.101 annual reports required in guardianships.
  - Guardian’s sworn affidavit shall include documentation including:
    - Supports and services that the ward has received or is currently receiving.
    - Actions the guardian is taking to develop self-reliance and independence.
    - Whether the ward receives services from the LBHA/LMHA or LIDDA.

SB 1524-Zaffirini-continued

- Amends Texas Estates Code 1201.152 -Evidence of Capacity with or Without Supports and Services.
  - Requires a written letter or certificate signed by a Texas-licensed physician or psychologist.
  - Requires a statement from a representative of the LBHA/LMHA or LIDDA listing services received by the ward and the effectiveness of those services.
  - Requires Affidavits of treating professionals regarding effectiveness of supports and services the ward is receiving.

Current Status: Senate Jurisprudence hearing 4/11.

**SB 1677**-Perry-Amends Texas Government Code 531 Subchapter B.

Directs HHSC, in cooperation with LBHA/LMHAs primarily located in rural areas of Texas, to contract with nonprofit organizations to establish or expand behavioral health centers or jail diversion centers to provide additional:

- Forensic hospital beds and competency restoration services.
- Inpatient and outpatient mental health services to adults and children.
- Reduction of recidivism and the frequency of arrest, incarceration, and emergency detentions of persons with mental illness.

Current Status: Senate Health and Human Services hearing 4/12

Companion: **HB 4467**-Price-Referred to House Corrections 3/21.

**SB 1785**-Zaffirini-Criminal history DPS. Please see HB 4123-Guillen, above for explanation.

Current Status: Referred to Senate Business and Commerce 3/20.

Companion **HB 4123**-Guillen-House Homeland Security and Public Safety hearing 4/11.

**SB 1792**-Menéndez-Amends Texas Government Code 531.0992 (d-1) and (d-2).

Related to grants to support community mental health programs for veterans and their families. Reduces the amount of county matching funds from non-state sources:

- In (d-1), for services and treatment in a single county, match from non-state sources at least:
  - 25% of grants for counties with populations less than 100,000 or
  - 50% of grant for counties with populations of 100,000 or more.
  - Eliminates the 100% match requirement for counties with population of 250,000 or more.
- In (d-2), for services and treatment in more than one county, match from non-state sources of at least:
  - 25% of the grant amount if the county with the largest population in the grant area has a population of less than 100,000 or
  - 50% of the grant amount if the county with the largest population in the grant area has a population of 100,000 or more.
  - Eliminates the 100% match requirement for counties with population of 250,000 or more.

Current Status: Referred to Senate Veterans' Affairs 3/20.

Companion: **HB 4923**-R. Lopez-Withdrawn from schedule in House Defense and Veterans' Affairs 3/30.

**SB 1796**-Menéndez-Amends Texas Education Code 61

Establishes a social work recruitment and retention program for mental health professional shortage areas.

Current Status: Referred to Senate Subcommittee on Higher Education by Lieutenant Governor.

Companion-[HB 4678](#)-Bryant-Referred to Higher Education 3/22.

[SB 1815](#)-Johnson-Amends Health and Safety Codes regarding emergency detention and procedures for court-ordered mental health services.

- Amends 573.012(h). By changing may to shall, requires a judge or magistrate to permit a physician to submit an application for emergency detention by email or secure electronic means.
- Amends 574.001. Current statute requires that an application for emergency detention must be filed with the county clerk in the county in which the proposed patient resides.

SB 1815 adds options related to:

- where the proposed patient is located at the time the application is filed or
- the location in which the proposed patient was apprehended.
- Requires a judge or magistrate to accept an application at any time the judge or magistrate is on duty regardless of the hour, the day, weekend, or holiday.
- Requires that applications for emergency detention orders be filed in the same manner as any other document, including electronic filing.
- Motions for orders of protective custody may not be denied solely because the proposed patient was not emergency detained at the time the application for court-ordered mental health services is filed.
- Directs court to allow competent medical or psychiatric testimony on video teleconferencing if it is available and there is good cause not to conduct in-person testimony, such as to avoid disruption to the testifying person's other patients.

Current Status: Referred to Senate Criminal Justice 3/20. Companion: [HB 3504](#)-Leach-House Judiciary and Civil Jurisprudence favorably reported Committee Substitute 4/3.

[SB 1816](#)-N. Johnson-Amends the Texas Health and Safety Code 574.

Section 1-Amends Texas Health and Safety Code 574.003-Appointment of Attorney.

- Prohibits a judge from declining to appoint an attorney because the judge perceives or knows that the patient is not indigent.

Section 2-Amends Texas Health and Safety Code 574, Subchapter A. Application for Commitment and Prehearing procedures.

- Adds the following Section 574.0121 related to Conflicting Recommendations Regarding Commitment: "If the local mental health authority in the county in which an application is filed does not recommend that a proposed patient be committed, the authority, as part of the recommendation required under Section 574.012, must:
  - Include the information required by Section 574.011(a) and (b) and
  - Identify the criteria for the commitment that the proposed patient does not satisfy and include the facts on which that determination is based.

Current statutes referenced in SB 1816, Section 2:

**Texas Health and Safety Code 574.012. RECOMMENDATION FOR TREATMENT**

- (a) The local mental health authority in the county in which an application is filed shall file with the court a recommendation for the most appropriate treatment alternative for the proposed patient.
- (b) The court shall direct the local mental health authority to file, before the date set for the hearing, its recommendation for the proposed patient's treatment.
- (c) If outpatient treatment is recommended, the local mental health authority will also file a statement as to whether the proposed mental health services are available.



- (d) The hearing on an application may not be held before the recommendation for treatment is filed unless the court determines that an emergency exists.
- (e) This section does not relieve a county of its responsibility under other provisions of this subtitle to diagnose, care for, or treat persons with mental illness.
- (f) This section does not apply to persons for whom treatment in a private mental health facility is proposed.

**Texas Health and Safety Code 574.011-CERTIFICATE OF MEDICAL EXAMINATION FOR MENTAL ILLNESS**

(a) A certificate of medical examination for mental illness must be sworn to, dated, and signed by the examining physician. The certificate must include:

- (1) The name and address of the examining physician;
- (2) The name and address of the person examined;
- (3) The date and place of the examination;
- (4) A brief diagnosis of the examined person’s physical and mental condition;
- (5) The period, if any, during which the examined person has been under the care of the examining physician;
- (6) An accurate description of the mental health treatment, if any, given by or administered under the direction of the examining physician; and
- (7) The examining physician’s opinion that:
  - (A) The examined person is a person with a mental illness: and
  - (B) As a result of that illness the examined person is likely to cause serious harm to the person or others or is
    - (i) Suffering severe and abnormal mental, emotional or physical distress;
    - (ii) Experiencing substantial mental or physical deterioration of the proposed patient’s ability to function independently, which is exhibited by the proposed patient’s inability, except for reasons of indigence, to provide for the proposed patient’s basic needs, including food, clothing, health, or safety; and
    - (iii) not able to make a rational and informed decision as to whether to submit to treatment.

**574.011(b)**

The examining physician must specify in the certificate which criterion listed in Subsection (a) (7) (B) forms the basis of the physician’s opinion.

Section 3-Amends Texas Health and Safety Code-Subchapter B- Protective Custody.

Sec. 574.021-Motion for Order of Protective Custody.

Current statute referenced in SB 1816 Section 3:

**Texas Health and Safety Code 574.021-MOTION FOR PROTECTIVE CUSTODY**

(d) the motion must be accompanied by a certificate of medical examination for mental illness prepared by a physician who has examined the proposed patient not earlier than the third day before the day the motion is filed.

- SB 1816 adds to (d): “The motion is not required to include a recommendation from a local mental health authority. (d-1) A court may not consider a recommendation from a local mental health authority if the authority’s recommendation fails to comply with the requirements of Section 574.012 and, to the extent applicable, Section 574.0121.”

SB 1816-N. Johnson-continued

Section 4-Amends Texas Health and Safety Code 574.022(a) and (b). Issuance of an Order

- Requires (by rescinding may and inserting shall) a judge or magistrate to issue a order of protective custody if the judge or magistrate determines that the physician’s opinion is stated and the detailed reasons given and the proposed patient presents a substantial risk of serious harm to the proposed patient or others if not immediately restrained pending the hearing.
- Requires (by rescinding may and inserting shall) the judge or magistrate to set a hearing date.

Section 5-Amends Texas Health and Safety Code 574.023-Apprehension Under Order.

Current statute referenced in SB 1816-Section 5:  
Texas Health and Safety Code 574.023 (a) A protective custody order shall direct a person authorized to transport patients under Section 574.045 to take the proposed patient into protective custody and transport the person immediately to a mental health facility deemed suitable by the local mental health authority for the area.”

- SB 1816 adds another option by adding: or  
(2) A physician who completed a certificate of mental examination under Section 574.009.
- SB 1816 reconfigures the sentence structure and designation of the statutory language to create: “(a-1) On request of the local mental health authority, the judge may order that the proposed patient may be detained in an inpatient mental health facility operated by the department.
- Note:
  - Texas Health and Safety Code 574.045 relates to Transportation of a Patient.
  - Texas Health and Safety Code 574.009 relates to Requirement of Medical Examination that requires at least two certificates of medical examination for mental illness completed by different physicians each of whom have examined the proposed patient during the preceding 30 days.

Section 6-Amends Texas Health and Safety Code 574.025-Probable Cause Hearing. (d)

- Gives the applicant, in addition to the proposed patient and the proposed patient’s attorney, an opportunity at the hearing to appear and present evidence.
- Changes the statutory language in (d) from “...to appear and present evidence ~~to challenge~~ the allegation...” to “...to appear and present evidence on the allegation...”
- Changes the statutory language from “~~himself~~” to “the proposed patient”.

Section 7-Amends Texas Health and Safety Code 574.028-Release from Detention.

- Changes the statutory language from “~~himself~~” to “the proposed patient”.
- If the magistrate or associate judge determines that no probable cause exists to believe that the proposed patient presents a substantial risk of serious harm, the order of release must include written findings of fact that no probable cause exists.
- Requires the facility administrator to discharge the person held under a protective custody if the facility receives an order of release from which no appeal has been filed.
- An order to release is immediately appealable.



SB 1816-N. Johnson-continued

Section 8-Amends Texas Health and Safety Code 574.033-Release After Hearing.

- A court order denying an application for court-ordered temporary or extended mental health services must include written findings of fact on which the court's order is based.
- A denial is immediately appealable.

Section 9-Amends Sections 574.070 (a) and (d)-Appeal.

- Orders requiring or denying court ordered mental health services must be filed in the court of appeals for the county in which the order is entered.
- Current law allows that, pending the appeal, the trial judge may stay the order and release the person from protective custody or require an appearance bond pending the appeal. SB 1816 adds that those actions are allowed after entering findings of fact based on evidence presented at the hearing.

Sections 10, 11—Housekeeping

- If passed, SB 1816 only applies to court proceedings that occur on or after the effective date of the legislation, regardless of when the proposed patient was evaluated.
- If passed, SB 1816 takes effect on September 1, 2023.

Current Status: Referred to Senate Criminal Justice 3/20.

SB 1903-Menéndez-Establishes a grant program for technological enhancements for health care facilities that provide mental health care services.

Current Status: Senate Health & Human Services Committee hearing 4/12.

Companion: HB 4985-Lujan-Referred to House Public Health 3/23.

SB 1959-Flores-Amends Texas Occupations Code 157.0511

Prohibits a physician from supervising or delegating prescribing authority to physician assistants or advanced practice registered nurses who practices a medical specialty outside the scope of the physician's residency training or primary medical practice unless the physician has had at least five years of previous practice experience in that specialty.

Current Status: Referred to Senate Health and Human Services 3/21.

Companion: HB 3229-Allison Referred to House Public Health 3/15.

SB 1966-Alvarado-Amends Texas Government Code 531, Subchapter B.

Establishes a grant program for school-based health care.

Current Status: Pending in Senate Health and Human Services Committee after hearing 3/29.

SB 2004-West-Amends Texas Health and Safety Code 193.005.

Designation of fentanyl poisoning on a death certificate if detectable amount found.

Current Status: Referred to Senate Criminal Justice Committee 3/21.

Companion: HB 3192-Lujan-Pending after House Public Health Committee hearing 4/3.

SB 2047-Miles-Amends Texas Education Code 48, Subchapter C.

Creates a mental health allotment under the Foundation School Program.

Current Status: Referred to Senate Education Committee 3/21.

[SB 2048](#)-Miles-Amends Texas Education Code 61.603.

Student loan repayment assistance for mental health professionals.

Current Status: Referred to Senate Subcommittee on Higher Education by Lt. Governor Patrick 3/21.

[SB 2049](#)-Miles-Amends Texas Education Code 61.601 and 607.

Student loan repayment for mental health professionals.

Current Status: Referred to Senate Subcommittee on Higher Education by Lt. Governor 3/21.

[SB 2064](#)-Bettencourt-Amends Texas Occupations Code 111.

Prohibits sharing of patient information through a social media platform.

Current Status: Referred to Senate Health and Human Services Committee 3/21.

[SB 2083](#)-Menéndez-Amends Texas Education Code 25.01

Please see HB 1626-Allen, above for explanation.

Current Status: Referred to Senate Education 3/21.

Companion HB 1626-Allen-Favorably reported as substituted 3/23, sent to House Calendars 4/5.

[SB 2090](#)-West-Amends Texas Health and Safety Code Title 9, Subtitle B.

Prohibits adverse employment action against certain first responders based on post-traumatic stress disorder. Current Status: Referred to Senate Natural Resources and Economic Development.

Companion: HB 2470-Kuempel-Referred to House State Affairs 3/13.

[SB 2103](#)-Miles-Amends Texas Health and Safety Code 142-Home and Community Support Services.

and Human Resources Code 48.255-Investigations and Protective Services for Elderly Persons and Persons with Disabilities. Does not change current law related to LBHA/LMHAs.

Current Status: Referred to Senate Health and Human Services 3/21.

[SB 2119](#)-Schwertner-Amends Texas Government Code 490I. Requires mapping of areas supported by broadband development program and a plan of the universal service fund.

Current Status: Pending after Senate Business and Commerce Committee hearing 3/30.

[SB 2132](#)-Miles--Amends Texas Human Resources Code 32.027 to allow Medicaid recipients to select services of a licensed psychologist, marriage and family therapist, licensed professional counselor, or clinical social worker working within the scope of the professional's license. Also a licensed marriage and family therapist associate, a licensed master social worker who is actively pursuing education and training to be a licensed clinical social worker, or a licensed professional counselor associate. Directs HHSC to provide Medicaid reimbursement to the fully licensed professionals at a rate equal to the reimbursement rate established for a licensed psychiatrist or licensed psychologist for providing similar services. Professionals at the associate level would be compensated at a rate equal to 70% of the reimbursement rate established for a licensed psychiatrist or licensed psychologist for providing similar services. The bill adds the admonition, "This section shall be liberally construed."

Current Status: Referred to Senate Health and Human Services Committee 3/21.

Companion: [HB 1396](#)-Moody Referred to House Human Services 3/3.

[SB 2201](#)-Hancock-Amends Texas Government Code 533-Medicaid Managed Care Program.

Requires Medicaid Managed Care plans to establish a process in a user-friendly format through which a prescribing provider may submit a request for an exception to a step-therapy protocol.

Current Status: Referred to Senate Health and Human Services Committee 3/22.

Companion: [HB 3286](#)-Klick-Pending after House Select Committee on Health Care Reform hearing 4/6.

[SB 2278](#)-Blanco-Medicaid coverage for functional family therapy for at-risk youth.

Current Status: Referred to Senate Health and Human Services Committee 3/22.

Companion: [HB 2404](#)-A. Johnson-House Select Committee on Youth Health and Safety reported favorably without amendments 4/4.

[SB 2279](#)-Blanco-Amends Texas Human Resources Code 32.024 to add Medicaid coverage for multisystemic therapy. Current Status: Referred to Senate Health and Human Services 3/22.

Companion: [HB 2638](#)-Ann Johnson-House Select Committee on Youth Health and Safety reported favorably without amendments 4/4.

[SB 2287](#)-West-Amends Texas Health and Safety Code 573-Emergency Detention.

The authority of a peace officer to apprehend a person for emergency detention and the authority of certain facilities and professionals to temporarily detain a person with mental illness.

Please see HB 5210-Sherman Sr.-above for explanation.

Current Status: Referred to Senate Criminal Justice Committee 3/22.

Companion: [HB 5210](#)-Sherman, Sr.-Referred to House Public Health 3/24.

[SB 2372](#)-Campbell- Amends Texas Education Code 28.004

Adds dangers of opioids and fentanyl to school instruction at appropriate grade levels.

Current Status: Pending after Senate Education hearing 4/5.

[SB 2394](#)-West-Amends Texas Occupations Code 501.260.

Adds certification for a licensed specialist in school psychology.

Current Status: Referred to Senate Health and Human Services 3/23.

Companion: [HB 3592](#)-Goldman-Referred to House Public Health 3/16.

[SB 2423](#)-N. Johnson-Amends Texas Family Code 264.017(b).

Requires Department of Family and Protective Services include the number of children who attempted suicide while in managing conservatorship in its annual report to the Legislature.

Current Status: Referred to Senate Health and Human Services 3/23.

Companion: [HB 4065](#)-Rose-House Human Services Committee reported favorably 4/4.

[SB 2452](#)-Menendez- Amends Texas Government Code 531.

- Adds a subchapter on Behavioral Health Crisis Services.
- Establishes a 988 Suicide and Crisis Lifeline Advisory Committee, which includes a representative from the LBHA/LMHA.

Current Status: Referred to Senate Health and Human Services Committee 3/23.

[SB 2467](#)-Eckhardt-Amends Texas Health and Safety Code 466.

Establishes mobile narcotic drug treatment units to be operated by narcotic drug treatment program facilities. Current Status: Referred to Senate Health and Human Services Committee 3/23.

[SB 2468](#)-Eckhardt-Directs HHSC to study the availability of inpatient beds at mental health facilities in Texas. Must evaluate:

- Number of beds available for competency restoration.
- Number of beds available for civil commitment.
- Number of beds available patients over age 18.
- Number of beds available patients 17 years of age or younger
- Percentage of current patients receiving inpatient psychiatric treatment that are likely to require long term care.
- Current number of patients at inpatient mental health facilities that:
  - Were admitted for competency restoration.
  - Were admitted on civil commitment order.
  - Number 18 years or older
  - Number 17 years or younger.
  - Number with IDD.
- Projected need over the next several years for additional inpatient psychiatric beds.
  - Estimation of the percentage projected to need long term care.
- Report Required by September 1, 2024.

Current Status: Senate Health and Human Services hearing 4/12.

[SB 2478](#)-Zaffirini-Student Mental Health Apprenticeship Retention and Training (SMART) internship grant program.

Current Status: Referred to Senate Subcommittee on Higher Education by Lt. Governor Patrick 3/23.

[SB 2479](#)-Zaffirini-Amends Texas Code of Criminal Procedure 14.

Establishes procedures for deferral of arrest for Nonviolent Offenders receiving emergency mental health services. Current Status: Referred to Senate Criminal Justice 3/23.

Companion: [HB 5088](#)-Moody-Referred to House Criminal Jurisprudence 3/23.

[SB 2452](#)-Menendez- Amends Texas Government Code 531.

- Adds a subchapter on Behavioral Health Crisis Services.
- Establishes a 988 Suicide and Crisis Lifeline Advisory Committee, which includes a representative from the LBHA/LMHA.

Current Status: Referred to Senate Health and Human Services Committee 3/23.

[SB 2479](#)-Zaffirini-Amends Texas Code of Criminal Procedure 14. Establishes procedures for deferral of arrest for nonviolent offenders receiving emergency mental health services.

Please see HB 5088-Moody-above for explanation.

Current Status: Referred to Senate Criminal Justice 3/23.

Companion: [HB 5088](#)-Moody-Referred to House Criminal Jurisprudence 3/23.

[SB 2492](#)-Middleton-Establishes an advisory committee to study suicide prevention and peer support programs in the fire departments.

Current Status: Referred to Senate Local Government Committee 3/23.

Companion: [HB 3528](#)-Campos-House Urban Affairs Committee hearing 4/11.

[SB 2545](#)-Blanco-Amends Texas Education Code 61.

Establishes education loan repayment assistance for full-time health care workers in rural counties with populations less than 100,000.

- For health care professions requiring license, certification or registration.

Current Status: Referred to Senate Subcommittee on Higher Education by Lt. Governor 3/23.

[SB 2544](#)-Blanco-Amends Texas Human Resources Code 32, Subchapter B.

Medicaid reimbursement for school-based health services.

- Directs HHSC to ensure that Medicaid reimbursement is provided to a school district or open enrollment charter school for all health care services covered under Medicaid, including behavioral health services and nursing services to eligible students if the school is an authorized health care provider under Medicaid and the parent or legal guardian consents before services are rendered.
- Directs HHSC to ensure the school receives Medicaid reimbursement regardless of whether the services are:
  - Included in the student's individualized education plan or
  - Included in the student's individualized family service plan and
  - Regardless of whether the health professional providing the service is the recipient's primary care provider.

Current Status- Referred to Senate Health and Human Services 3/23.

Companions: [HB 1571](#)-Lozano-Pending after hearing in House Human Services 3/28.

[HB 2773](#)-Bucy Referred to Human Service 3/13.

[SB 2559](#)-Middleton-Amends Texas Education Code 26.

Requires ISDs to adopt procedures to ensure parents are informed regarding a student's mental, emotional, physical health or well-being and the school's ability to provide a safe and supportive learning environment for the student. Current Status: Referred to Senate Education Committee 3/23.

Companion: [HB 4055](#)-Troxclair-Referred to House Public Education 3/20.





88<sup>TH</sup> TEXAS LEGISLATURE

HOUSE AND SENATE BUDGET COMPARISON CHART

Note: HB 1 columns reflect changes made by House Appropriations Committee in Committee Substitute for HB 1.

LINE ITEMS	FY 2022	FY 2023	HB1-2024	HB 1-2025	SB1-2024	SB 1-2025	CONF.-2024	CONF.-2025
<b>Article II-Goal D</b> <i>Additional Health-Related Services</i>								
<b>D.2.1</b> <i>Community MH Services-Adults</i>	\$392,852,500	\$392,852,500	\$455,657,744 \$482,060,773	\$455,657,744 \$482,060,773	\$455,657,744	\$455,657,744		
<b>D.2.2</b> <i>Community MH Services-Children</i>	\$93,939,756	\$93,939,756	\$93,594,042 \$122,472,998	\$93,594,042 \$122,472,998	\$93,594,042	\$93,594,042		
<b>D.2.3</b> <i>Community MH Crisis Services</i>	\$115,699,150	\$115,699,150	\$157,218,813 164,388,059	\$157,218,813 164,388,059	\$157,218,813	\$157,218,813		
<b>D.2.4</b> <i>Substance Abuse Services</i>	\$248,180,042	\$248,180,042	\$276,979,144	\$277,091,747	\$276,979,144	\$276,979,747		
<b>D.2.5</b> <i>BH Waiver &amp; Amendment</i>	\$29,437,450	\$29,437,450	\$33,263,439 \$35,356,572	\$32,811,647 \$34,904,780	\$33,263,439	\$32,811,647		
<b>D.2.6</b> <i>Community Mental Health Grant Programs</i>	\$72,500,000	\$72,500,000	\$102,500,000 \$127,500,000	\$102,500,000 \$127,500,000	\$102,500,000	\$102,500,000		
<b>D.2.7</b> <i>Community BH Admin.</i>	Line Item did not exist	Line Item did not exist	\$56,306,172	\$57,446,114	\$51,429,602	\$51,997,045		
<b>Article II-Goal G</b> <i>Facilities</i>								
<b>G.2.1</b> <i>MH State Hospitals</i>	\$470,706,933	\$494,777,123	\$556,503,720 \$598,540,953	\$556,503,720 \$666,844,936	\$556,503,720	\$556,503,720		
<b>G.2.2</b> <i>MH Community Hospitals</i>	\$153,505,101	\$153,505,101	\$314,716,293 \$362,957,437	\$308,716,293 \$352,461,340	\$314,716,293	\$308,716,293		
<b>G.4.1</b> <i>Facility Program Support</i>	\$12,957,078	\$12,957,078	\$13,023,745 \$14,023,745	\$13,023,745 \$14,023,745	\$13,023,745	\$13,023,745		
<b>G.4.2</b> <i>Facility Capital Repairs &amp; Renovation</i>	\$11,401,095	\$16,140,777	\$16,171,833 \$135,088,373	\$20,640,035 \$64,239,918	\$16,171,833	\$20,640,035		

*This document is intended for informational purposes only and is not intended to indicate a position for or against any legislation.  
If you have questions, please contact Sabrina Conner at [sconner@ntbha.org](mailto:sconner@ntbha.org) or Janie Metzinger at [jmetzinger@ntbha.org](mailto:jmetzinger@ntbha.org)*



**88<sup>th</sup> Texas Legislature  
Progress on Behavioral Health Bills  
Status as of April 10, 2023**

**Companion Bills**

Bill #	Sponsor	Subject	Committee	Hearing	Calendar	H/S Vote	To Other Chamber	Opposite Committee	Hearing	Calendar	H/S Vote	Conf. Comm.?	To Gov
HB 1	Bonnen	State Budget	Appropriations	3/23	3/30								
SB 1	Huffman	State Budget	Finance	3/27									
<a href="#">HB 98</a>	Moody	ISD-LBHA/LMHA contracts for MH services at schools	Select-Youth Health and Safety	3/23	3/30								
<a href="#">SB 113</a>	Menéndez		Education	3/15									
<a href="#">HB 112</a>	Howard	Health workplace violence	Public Health	3/16	3/29								
<a href="#">SB 240</a>	Campbell		Health and Human Services			Passed 3/27	→H	Public Health 4/3					
<a href="#">HB 186</a>	Julie Johnson	Court-ordered MH services	Judiciary and Civil Jurisprudence	3/15	4/5								
<a href="#">SB 1587</a>	Nathan Johnson		Criminal Justice	3/16									
<a href="#">HB 233</a>	Murr	Continuing education requirement	Public Health	3/13	3/16								
<a href="#">SB 831</a>	Flores, Blanco		Health and Human Services										
<a href="#">HB 362</a>	Oliverson	Legalize fentanyl test strips	Public Health	4/5	4/10								
11 Companions			Criminal Justice										
<a href="#">HB 446</a>	Craddick	Update language re: IDD	Human Services			Passed 3/29	→S	Health and Human Services					
<a href="#">SB 332</a>	Kolkhorst		Health and Human Services										
<a href="#">HB 530</a>	Wu	Update language re: IDD	Judiciary and Civil Jurisprudence	+ 3/29									
<a href="#">SB 362</a>	Zaffirini		Health and Human Services										
<a href="#">HB 671</a>	M. Gonzalez	Texas Veterans Commission suicide prevention campaign	Defense and Veterans Affairs	3/9									
<a href="#">SB 581</a>	Eckhardt		Veteran Affairs										
<a href="#">HB 811</a>	Meza	Disclosure of pregnant patient's drug use	Juvenile Justice and Family Issues	4/12									
<a href="#">SB 673</a>	Zaffirini		Health and Human Services										

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Bill #	Sponsor	Subject	Committee	Hearing	Calendars	H/S Vote	To Other Chamber	Opposite Committee	Hearing	Calendar	H/S Vote	Conf. Comm.?	To Gov
<a href="#">HB 906</a>	Moody	Information to college students Re: mental health resources	Higher Education	4/10									
<a href="#">SB 633</a>	Menéndez		Higher Education										
<a href="#">HB 1042</a>	Hinojosa	Electronic communication re: Mental illness warrants	Judiciary and Civil Jurisprudence	4/12									
<a href="#">SB 64</a>	Zaffirini		Health and Human Services										
<a href="#">HB 1157</a>	Lozano	Mental Health appointments temporary excused absences	Select Youth Health and Safety	3/23	L&C								
<a href="#">SB 1101</a>	Paxton		Education										
<a href="#">HB 1167</a>	Romero	Recognition of out-of-state licenses LMFT, LPC, LSW	Human Services	3/28	L&C								
<a href="#">SB 47</a>	Zaffirini		Health and Human Services										
<a href="#">HB 1219</a>	Reynolds	Boarding home employees criminal background checks	Human Services	4/11									
<a href="#">SB 188</a>	Miles		Health and Human Services	3/5									
<a href="#">HB 1220</a>	Reynolds	Failure to report abuse of a Group home resident	Human Services										
<a href="#">SB 187</a>	Miles		Health and Human Services	4/5									
<a href="#">HB 1337</a>	Hull	Prohibits step therapy protocols for serious mental illness	Insurance	3/21	4/11								
<a href="#">SB 452</a>	Menéndez		Health and Human Services										
<a href="#">HB 1543</a>	Oliverson	Statewide standing order for Opioid antagonists	Public Health	4/3									
<a href="#">SB 954</a>	Perry		Health and Human Services										
<a href="#">HB 1551</a>	Anchía	Student loan forgiveness for MH professionals in shortage areas Medicaid and CHIP	Higher Education										
<a href="#">SB 532</a>	West		Education	4/5									
<a href="#">HB 1571</a>	Lozano, Rose	Medicaid reimbursement for School-based services	Human Services	3/28									
<a href="#">SB 2544</a>	Blanco		Health and Human Services										
<a href="#">HB 1626</a>	Allen	Student transition from Juvenile Justice system or alternative education program back to school	Select-Youth Health & Safety	3/23	4/5								
<a href="#">SB 2083</a>	Menéndez		Education										
<a href="#">HB 1898</a>	Jetton, Rose, et al	Grant Program for Children's Hospitals for MH services	Select-Youth Health & Safety	3/23	3/30								
<a href="#">SB 1365</a>	Hinojosa		Health and Human Services										
<a href="#">HB 1907</a>	Anchía	Expunction of Specialty Court records	Criminal Jurisprudence	3/23	4/3								
<a href="#">SB 686</a>	N. Johnson		Criminal Justice										



**Companion Bills-continued**

Bill #	Sponsor	Subject	Committee	Hearing	Calendars	H/S Vote	To Other Chamber	Opposite Committee	Hearing	Calendar	H/S Vote	Conf. Comm.?	To Gov
<a href="#">HB 2037</a>	Johnson, A	Juvenile Court proceedings for children with mental illness or IDD	Juvenile Justice and Family Issues	3/29	4/10								
<a href="#">SB 1585</a>	Sparks, Perry		Criminal Justice	4/11									
<a href="#">HB 2044</a>	Bowers	Depression screenings for incarcerated pregnant women	Corrections	4/5									
<a href="#">SB 444</a>	Menéndez		Criminal Justice										
<a href="#">HB 2100</a>	Price	Student loan assistance for MH Professionals at state hospitals, LBHA/LMHA	Higher Education	4/5									
<a href="#">SB 804</a>	Schwertner		Higher Education Subcommittee of Senate Education	4/6									
<a href="#">HB 2404</a>	Ann Johnson	Medicaid coverage for functional family therapy	Select-Youth and Family Services	4/4									
<a href="#">SB 2278</a>	Blanco		Health and Human Services										
<a href="#">HB 2411</a>	Talarico	Opioid antagonists at public and private schools	Public Education	4/6									
<a href="#">SB 629</a>	Menéndez		Education	3/8									
<a href="#">HB 2557</a>	Buckley	LPC Interstate Compact	Human Services	4/4									
<a href="#">SB 1100</a>	Paxton		Health and Human Services										
<a href="#">HB 2638</a>	Ann Johnson	Multi-Systemic Therapy under Medicaid	Select-Youth Health & Safety	4/4									
<a href="#">SB 2279</a>	Blanco		Health and Human Services										
<a href="#">HB 2780</a>	Leach	MH and IDD information reports to align with federal firearms law	Select-Community Safety	3/21									
<a href="#">SB 728</a>	Huffman		State Affairs			Passed	→H 3/13						
<a href="#">HB 3186</a>	Leach	Juvenile Court Diversion Programs	Select-Youth Health & Safety	4/10									
<a href="#">SB 1505</a>	Zaffirini		Criminal Justice										
<a href="#">HB 3192</a>	Lujan	Fentanyl poisoning on death certificates	Public Health	4/3									
<a href="#">SB 2004</a>	West		Criminal Justice										
<a href="#">HB 3286</a>	Klick	Exceptions for step-therapy protocols	Select-Health Care Reform	4/6									
<a href="#">SB 2201</a>	Hancock		Health and Human Services										
<a href="#">HB 3504</a>	Leach	Emergency Detention	Judiciary and Civil Jurisprudence	4/3									
<a href="#">SB 1815</a>	N. Johnson		Criminal Justice										

**Companion Bills-continued**



Bill #	Sponsor	Subject	Committee	Hearing	Calendars	H/S Vote	To Other Chamber	Opposite Committee	Hearing	Calendar	H/S Vote	Conf. Comm.?	To Gov
<a href="#">HB 3528</a>	Campos	Peer support and suicide prevention in fire departments	Urban Affairs	4/11									
<a href="#">SB 2492</a>	Middleton		Local Government										
<a href="#">HB 4065</a>	Rose	Report from DFPS on suicide attempts by children in DFPS care	Human Services	4/4									
<a href="#">SB 2423</a>	N. Johnson		Health and Human Services										
<a href="#">HB 4085</a>	Spiller	Payment for mental health hearings for commitment to private hospitals	Judiciary and Civil Jurisprudence	4/5									
<a href="#">SB 295</a>	Perry		State Affairs										
<a href="#">HB 4123</a>	Guillen	Criminal History information	Homeland Security and Public Safety	4/11									
<a href="#">SB 1785</a>	Zaffirini		Business and Commerce										
<a href="#">HB 4467</a>	Price	Establish and expand rural BH centers /Jail diversion centers	Corrections										
<a href="#">SB 1677</a>	Perry		Health and Human Services	4/12									
<a href="#">HB 4713</a>	Plesa	Insurance coverage for early onset of psychosis	Insurance	4/11									
<a href="#">SB 1220</a>	Zaffirini		Health and Human Services										
<a href="#">HB 4985</a>	Lujan	Technological grants for MH services	Public Health										
<a href="#">SB 1903</a>	Menéndez		Health and Human Services	4/12									

## House Bills

Bill #	Sponsor	Subject	Committee	Hearing	Calendars	H/S Vote	To Other Chamber	Opposite Committee	Hearing	Calendar	H/S Vote	Conf. Comm.?	To Gov
<a href="#">HB 12</a>	Rose	12 months Medicaid postpartum	Select-Health Care Reform	+ w/o am	3/28						1/34/34		3/10/23
<a href="#">HB 15</a>	S. Thompson	MH Brain Research Institute	Higher Education	+	4/3	4/10							
<a href="#">HB 49</a>	Klick	Hospital investigation transparency	Public Health	+ w/o am		Passed 4/4	→ S 4/5						
<a href="#">HB 178</a>	Murr	Fentanyl testing	Criminal Jurisprudence	+ w/o am	4/5	4/11							
<a href="#">HB 248</a>	Murr	Code of Conduct	Public Health	+ 3/20	3/23								
<a href="#">HB 299</a>	Murr	Recovery Houses accreditation	Public Health	+ 3/27	3/31								
<a href="#">HB 400</a>	Klick	Psychiatric Residency grants	Higher Education	4/5									
<a href="#">HB 484</a>	Meza	Suicide prevention-municipal jails	County Affairs	+ 3/22	4/11								
<a href="#">HB 492</a>	Craddick	Midland Co-Ector Co. Hospital	County Affairs	+ 3/22	3/31								
<a href="#">HB 727</a>	Rose	Eliminates death penalty for persons with schizophrenia or schizoaffective disorder.	Criminal Jurisprudence			Passed 4/5	→ S 4/6						
<a href="#">HB 828</a>	Dutton	Changes definition of child in Juvenile Court system.	Select-Youth Health and Safety	3/13									
<a href="#">HB 1019</a>	Reynolds	Re-entry and re-integration	Corrections	4/10									
<a href="#">HB 1357</a>	Holland	MAT for OUD	Human Services	4/4									
<a href="#">HB 1394</a>	Moody	Participation in drug court programs	Criminal Jurisprudence	3/28	4/6								
<a href="#">HB 1400</a>	Moody	Regional Assisted Outpatient Treatment Courts	County Affairs	3/29									
<a href="#">HB 1457</a>	Rosenthal	Cultural competence for services to veterans or military.	Defense and Veterans Affairs	3/28	4/5								
<a href="#">HB 1771</a>	Price	Patient consent	Public Health	4/3	L&C 4/6								
<a href="#">HB 1857</a>	Guillen	Court-ordered chemical dependency treatment 60-90 days	Judiciary and Civil Jurisprudence	3/22									
<a href="#">HB 1879</a>	Darby	Medicaid Choice of Provider for counseling services	Human Services	3/28									
<a href="#">HB 1927</a>	Hull	Emergency Detention- of Children Trauma-informed practices	Select-Youth Health and Safety	4/3									

House Bills-continued

Bill #	Sponsor	Subject	Committee	Hearing	Calendars	H/S Vote	To Other Chamber	Opposite Committee	Hearing	Calendar	H/S Vote	Conf. Comm.?	To Gov
<a href="#">HB 2059</a>	Price	Mental Health First Aid	Public Health	4/3									
<a href="#">HB 2337</a>	Oliverson	Medicaid for intensive outpatient services and partial hospitalization	Juvenile Justice and Family Issues	4/4									
<a href="#">HB 2361</a>	Price	Allows LMHA/LBHA to hire LMSW or LPC at Regional Education Service Center position.	Select-Youth Health and Safety	4/3									
<a href="#">HB 2864</a>	Raymond	Eligibility for veterans courts	Corrections	4/10									
<a href="#">HB 2873</a>	Howard	Maternal screenings for perinatal depression, reduce pregnancy-related deaths	Select-Health Care Reform	4/6									
<a href="#">HB 3144</a>	Lujan	Fentanyl Poisoning Awareness	Public Health	4/4									
<a href="#">HB 3462</a>	Noble	Ombudsman program including behavioral health access to care	Human Services	4/4									
<a href="#">HB 3800</a>	K. King	MCO coverage of school-based mental health care	Select-Youth Health and Safety	4/10									
<a href="#">HB 4283</a>	R. Lopez	Recidivism study of treatment courts	Judiciary and Civil Jurisprudence	4/5									
<a href="#">HB 4517</a>	Moody	Release on personal bond after hearing if criteria not met	Criminal Jurisprudence	3/28									
<a href="#">HB 4611</a>	Price	Reorganization of Texas Government Code, Family Code	Judiciary and Civil Jurisprudence	4/12									
<a href="#">HB 4696</a>	Noble	Abuse, Neglect, Exploitation	Human Services	4/11									

## Senate Bills

Bill #	Sponsor	Subject	Committee	Hearing	Calendar	H/S Vote	To Other Chamber	Opposite Committee	Hearing	Calendar	H/S Vote	Conf. Comm.?	To Gov
<a href="#">SB 26</a>	Kolkhorst	LBHA/LMHA audits, reporting, services, and Programs	Health and Human Services	3/29	Intent 4/11						1/34/34		3/10/23
<a href="#">SB 850</a>	Blanco/Miles	Texas Child Mental Health Consortium	Health and Human Services			Passed 3/23	→H						
<a href="#">SB 891</a>	Zaffirini	Excused absences for MH appointments	Education	3/8									
<a href="#">SB 1319</a>	Huffman	Overdose mapping for public safety purposes.	Criminal Justice			Passed 3/15	→H 3/16						
<a href="#">SB 1624</a>	Zaffirini	Guardianship	Jurisprudence	4/11									
<a href="#">SB 1966</a>	Alvarado		Health and Human Services	3/29									
<a href="#">SB 2119</a>	Schwertner	Mapping of areas supported by broadband development program	Business and Commerce	3/30									
<a href="#">SB 2372</a>	Campbell	Instruction on dangers of opioids and fentanyl in schools	Education	4/5									
<a href="#">SB 2468</a>	Eckhardt	HHSC Study of bed availability	Health and Human Services	4/12									

### Key:

- The bill numbers in the first column contain links to the text of the bill.
- House bills are shaded in blue and begin with the letters HB.
- Senate bills are shaded in salmon and begin with the letters SB.
- Bills related to Local Behavioral Health Authorities or Local Mental Health Authorities are highlighted in yellow.
- Dates of recent bill action such as hearings, dates votes are taken, etc. are noted as month/day.
- L&C means Local and Consent Calendar. These are non-controversial bills that must be distributed to Members 48 hours before the House convenes.
- →H means “Sent to the House” once a Senate bill has passed the Senate.
- →S means “Sent to the Senate” once a House bill has passed the House.

HARRY INGRAM		FY2023 ATLAS STATISTICS											203rd				
MONTH	BEGINNING # OF PENDING CASES	+NEW CASES RECEIVED THIS MONTH	=TOTAL CASES	TBJ	TBC	PLEAS	REV	GRADUATES	PROBATION MODIFICATIONS	DISMISSALS	OTHERS	TOTAL DISPOSITIONS	ENDING # PENDING CASES **	CURRENT ATLAS PARTICIPANTS	CURRENT PARTICIPANTS IN CUSTODY	FORMER ATLAS PARTICIPANTS	BOND
March	44	0	44	0	0	0	0	0	1	0	0	1	43	23	0	0	23

HARRY INGRAM		FY2023 MISDEMEANOR DIVERT MENTAL HEALTH COURT STATS											CCCAP1/WADE			
MONTH	BEGINNING # OF PENDING CASES	Rediverts	+NEW CASES RECEIVED THIS MONTH	=TOTAL CASES	TBJ	TBC	PLEAS	DISMISSAL	OTHER	TOTAL DISPOSITIONS	ENDING # PENDING CASES **	CURRENT PARTICIPANTS	NUMBER OF GRADUATES	BOND***		
March	26	0	1	27	0	0	0	9	0	9	18	8	6	8		

HARRY INGRAM		FY2023 S.E.T. STATISTICS											291st				
MONTH	BEGINNING # OF PENDING CASES	+NEW CASES RECEIVED THIS MONTH	=TOTAL CASES	TBJ	TBC	PLEAS	REV	GRADUATES	PROBATION MODIFICATIONS	DISMISSALS	OTHERS	TOTAL DISPOSITIONS	ENDING # PENDING CASES **	CURRENT PARTICIPANTS	CURRENT PARTICIPANTS IN CUSTODY	FORMER PARTICIPANTS	BOND
March	52	13	65	0	0	0	0	0	0	0	0	0	65	28	3	0	25

March		FY2023 MHPD STATS														
	BEGINNING # OF PENDING CASES	+NEW CASES RECEIVED THIS MONTH	=TOTAL CASES	TRIALS	PLEAS	COND. DISM.	REVK	REVC	DISMISSALS	INCOMPETENT	REFERRALS	OTHER COUNSEL APPT.	TOTAL CLOSED			
R. Lenox	329	32	361	0	2	27	0	0	3	0	0	9	41			
L. Strather	420	29	449	0	7	9	2	2	14	0	0	4	38			

March		FY2023 FELONY COMPETENCY STATISTICS														
MONTH	BEGINNING # OF CASES	NEW CASES THIS MONTH	TBJ	TBC	Alt. Trial Dispos.	PLEAS	REVO-CATIONS	DISMISSALS	PROBATION	COMP. HRG.	EXTENSIONS	CIVIL COMMIT.	MHMR REFERRAL	CONSULTS	OTHER	ENDING # OF PEOPLE IN OCR
M. Harden	223	6	0	0	0	5	4	9	0	8	0	3	0	0	0	19
R. Scott	28	5	0	0	0	0	0	0	0	7	0	0	0	0	0	2

RANDALL SCOTT		FY2023 MISDEMEANOR COMPETENCY STATISTICS														
MONTH	BEGINNING # OF CASES	NEW CASES THIS MONTH	TBJ	TBC	Alt. Trial Dispos.	PLEAS	REVO-CATIONS	DISMISSALS	PROBATION	COMP. HRG.	EXTENSIONS	CIVIL COMMIT.	MHMR REFERRAL	CONSULTS	OTHER	ENDING # OF PEOPLE IN OCR
March	72	67	0	0	0	0	0	43	0	14	0	10	0	0	0	15

March		MI Court																							
MONTH	TOTAL NEW CASES RECEIVED	NEW CLIENTS AT TERRELL	NEW CLIENTS AT MEDICAL CENTER MCKINNEY	NEW CLIENTS AT GLEN OAKS	NEW CLIENTS AT TEXOMA	NEW CLIENTS AT PERMIETER BEHAVIORAL HEALTH CARE	NEW CLIENTS AT PARKLAND	NEW CLIENTS AT CLEMENTS (formerly ZALE LIPSHY)	NEW CLIENTS AT DALLAS PRESBYTERIAN	NEW CLIENTS AT DALLAS BEHAVIORAL HEALTH	NEW CLIENTS AT HICKORY TRAILS	NEW CLIENTS AT VA	NEW CLIENTS AT GREEN OAKS	NEW CLIENTS AT GARLAND BEHAVIORAL	NEW CLIENTS AT METHODIST RICHARDSON	NEW CLIENTS AT WELLBRIDGE	NEW CLIENTS AT THREARLINGTON	MR/MILLWOOD/HAVER	PROBABLE CAUSE HEARINGS HELD	NO CONTEST COMMIT	CONTEST COMMIT	FORCED MEDS HEARING IN COURT	MODIFICATION HEARINGS	OUTPATIENT COMMIT	INPATIENT COMMIT
L. Roberts	46	5	4	33	0	4	0	0	0	0	0	0	0	0	0	0	0	0	1	0	1	4	0	0	0
C. Cox	133	0	0	0	0	0	116	8	9	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
K. Nelson	178	0	0	0	0	0	0	0	75	86	17	0	0	0	0	0	0	0	7	0	15	13	0	0	0
R. Black	104	0	0	0	0	0	0	0	0	0	0	0	47	0	21	36	0	0	7	0	8	8	0	0	0

DAN ECKSTEIN		MHPR BOND STATS										
MONTH	INITIAL ELIGIBILITY DAILY LIST (MH FLAGS)	MHPR BOND APPOINTMENTS FROM DAILY LIST (MH FLAGS MINUS THOSE SCREENED-OUT)	MHPR BOND HEARING-BOND GRANTED (# of clients)	MHPR BOND HEARING-BOND DENIED (# of clients)	TOTAL HEARINGS (# of clients)	Total # of Cases	Total # of Felony Cases	# of Felonies Approved	# of Felonies Denied	Total # of Misd. Cases	# of Misd's Approved	# of Misd's Denied
March	2205	227	49	28	77	102	65	43	22	37	24	13