

By: West

S.B. No. 646

A BILL TO BE ENTITLED

AN ACT

relating to repayment of certain mental health professional education loans.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 61.601, Education Code, is amended to read as follows:

Sec. 61.601. DEFINITION. In this subchapter, "mental health professional" means:

(1) a licensed physician who is:

(A) a graduate of an accredited psychiatric residency training program; or

(B) certified in psychiatry by:

(i) the American Board of Psychiatry and Neurology; or

(ii) the American Osteopathic Board of Neurology and Psychiatry;

(2) a psychologist, as defined by Section 501.002, Occupations Code;

(3) a licensed professional counselor, as defined by Section 503.002, Occupations Code;

(4) an advanced practice registered nurse, as defined by Section 301.152, Occupations Code, who holds a nationally recognized board certification in psychiatric or mental health nursing;

1 (5) a licensed clinical social worker, as defined by
2 Section 505.002, Occupations Code;

3 (6) a licensed specialist in school psychology, as
4 defined by Section 501.002, Occupations Code;

5 (7) a chemical dependency counselor, as defined by
6 Section 504.001, Occupations Code; ~~and~~

7 (8) a licensed marriage and family therapist, as
8 defined by Section 502.002, Occupations Code;

9 (9) a licensed master social worker, as defined by
10 Section 505.002, Occupations Code;

11 (10) a person who holds a licensed professional
12 counselor associate license issued by the Texas State Board of
13 Examiners of Professional Counselors;

14 (11) a licensed marriage and family therapist
15 associate, as defined by Section 502.002, Occupations Code; and

16 (12) a school counselor certified under Subchapter B,
17 Chapter 21, who has earned at least a master's degree related to
18 counseling from any public or accredited private institution of
19 higher education.

20 SECTION 2. Section 61.603, Education Code, as amended by
21 Chapters 678 (H.B. 1211), 705 (H.B. 2100), and 1069 (S.B. 532), Acts
22 of the 88th Legislature, Regular Session, 2023, is reenacted and
23 amended to read as follows:

24 Sec. 61.603. ELIGIBILITY. (a) Except as provided by
25 Subsection (b), to be eligible to receive repayment assistance
26 under this subchapter, a mental health professional must:

27 (1) apply to the board;

1 (2) have completed one, two, or three consecutive
2 years of practice in a mental health professional shortage area
3 designated by the Department of State Health Services; and

4 (3) provide mental health services in this state to:

5 (A) recipients under the medical assistance
6 program authorized by Chapter 32, Human Resources Code;

7 (B) enrollees under the child health plan program
8 authorized by Chapter 62, Health and Safety Code; or

9 (C) persons committed to a secure correctional
10 facility operated by or under contract with the Texas Juvenile
11 Justice Department or persons confined in a secure correctional
12 facility operated by or under contract with any division of the
13 Texas Department of Criminal Justice.

14 (b) A mental health professional may also establish
15 eligibility for the repayment assistance under this subchapter by
16 satisfying the requirements of this subsection. To establish
17 eligibility under this subsection, the mental health professional
18 must:

19 (1) apply to the board;

20 (2) provide mental health services to:

21 (A) patients in a state hospital, as defined by
22 Section 552.0011, Health and Safety Code; ~~or~~

23 (B) individuals receiving community-based mental
24 health services from a local mental health authority that provides
25 the services in accordance with Subchapter B, Chapter 534, Health
26 and Safety Code; or

27 (C) students enrolled in a public school in this

1 state; and

2 (3) have completed one, two, or three consecutive
3 years of practice in this state as described by Subdivision (2).

4 SECTION 3. Section 61.604(d), Education Code, is amended to
5 read as follows:

6 (d) Notwithstanding Subsection (c), if in a state fiscal
7 year not all funds available for purposes of the program are used,
8 the [The] board may allocate any unused funds to award repayment
9 assistance grants to mental health professionals in any of the
10 professions listed in Section 61.601 [~~award a grant under this~~
11 ~~subchapter to a mental health professional described by Section~~
12 ~~61.601(8) only in accordance with Subsection (e)].~~

13 SECTION 4. Section 61.607, Education Code, is amended by
14 amending Subsections (a) and (b) and adding Subsections (b-1) and
15 (b-2) to read as follows:

16 (a) A mental health professional may receive repayment
17 assistance under this subchapter for each year the mental health
18 professional establishes eligibility for the assistance in an
19 amount determined by applying the following applicable percentage
20 to the [~~maximum total~~] amount of assistance allowed for the mental
21 health professional under Subsection (b):

- 22 (1) for the first year, 33.33 percent;
23 (2) for the second year, 33.33 percent; and
24 (3) for the third year, 33.33 percent.

25 (b) Subject to Subsection (b-2), the [The total] amount of
26 repayment assistance received by a mental health professional under
27 this subchapter may not exceed:

1 (1) \$180,000 [~~\$160,000~~], for assistance from the state
2 received by a licensed physician;

3 (2) \$100,000 [~~\$80,000~~], for assistance from the state
4 received by:

5 (A) a psychologist;

6 (B) a licensed clinical social worker, if the
7 social worker has received a doctoral degree related to social
8 work;

9 (C) a licensed professional counselor, if the
10 counselor has received a doctoral degree related to counseling; or

11 (D) a licensed marriage and family therapist, if
12 the marriage and family therapist has received a doctoral degree
13 related to marriage and family therapy;

14 (3) \$80,000 [~~\$60,000~~], for assistance from the state
15 received by an advanced practice registered nurse;

16 (4) \$60,000 [~~\$40,000~~], for assistance from the state
17 received by:

18 (A) a licensed clinical social worker, a licensed
19 marriage and family therapist, or a licensed professional counselor
20 who is not described by Subdivision (2); [~~or~~]

21 (B) a licensed specialist in school psychology;

22 (C) a licensed master social worker;

23 (D) a person who holds a licensed professional
24 counselor associate license issued by the Texas State Board of
25 Examiners of Professional Counselors;

26 (E) a licensed marriage and family therapist
27 associate; or

1 (F) a certified school counselor described by
2 Section 61.601(12); [and]

3 (5) \$50,000, for assistance from the state received by
4 a licensed chemical dependency counselor, if the chemical
5 dependency counselor has received within the same 12-month period
6 the counselor's:

7 (A) license; and

8 (B) most recent degree applicable to the
9 counselor's licensing eligibility requirements; and

10 (6) \$15,000 [~~\$10,000~~], for assistance from the state
11 received by a licensed chemical dependency counselor, if the
12 chemical dependency counselor has received at least an associate
13 degree related to chemical dependency counseling or behavioral
14 science and if the counselor is not otherwise described by
15 Subdivision (5).

16 (b-1) Notwithstanding Subsection (a) or (b), a mental
17 health professional who receives repayment assistance under this
18 subchapter is eligible to receive repayment assistance in addition
19 to the amount specified by Subsection (b) as follows:

20 (1) a one-time amount of \$5,000 for a mental health
21 professional who is fluent in a language of need in the
22 professional's practice area as determined by the board;

23 (2) a one-time amount of \$10,000 for a mental health
24 professional who practices in a county with a population of 150,000
25 or less; and

26 (3) notwithstanding Section 61.604(a), \$15,000 per
27 year for a mental health professional who practices in the manner

1 described by Section 61.603 for a fourth and fifth consecutive
2 year.

3 (b-2) The total amount of repayment assistance issued to a
4 mental health professional under Subsections (b) and (b-1) may not
5 exceed the amount described by Subsection (b) for the applicable
6 profession plus 10 percent of that amount.

7 SECTION 5. Section 61.608, Education Code, is amended by
8 amending Subsection (c) and adding Subsection (f) to read as
9 follows:

10 (c) The board shall adopt rules establishing a process for
11 allocating any unused funds under the program in a state fiscal year
12 in accordance with Section 61.604(d) [~~61.604(e)~~].

13 (f) The board may use funds, in an amount not to exceed \$1
14 million appropriated for purposes of this subchapter, to market the
15 program to students enrolled in postsecondary institutions, mental
16 health professionals, and mental health professional organizations
17 and associations and may contract with a third party for the
18 purpose. The board or third party may develop marketing plans or
19 promotional materials to market the program.

20 SECTION 6. Section 61.604(e), Education Code, is
21 repealed.

22 SECTION 7. (a) The changes in law made by this Act to
23 Sections 61.603 and 61.607, Education Code, apply only to a person
24 who first establishes eligibility for loan repayment assistance
25 under Subchapter K, Chapter 61, Education Code, as amended by this
26 Act, on the basis of an application submitted on or after September
27 1, 2025. A person who first establishes eligibility on the basis of

1 an application submitted before September 1, 2025, is governed by
2 the law in effect at the time the application was submitted, and the
3 former law is continued in effect for that purpose.

4 (b) The changes in law made by this Act to Section [61.604](#),
5 Education Code, apply beginning with the state fiscal year
6 beginning September 1, 2025.

7 SECTION 8. This Act takes effect September 1, 2025.