

By: Zaffirini

S.B. No. 60

Substitute the following for S.B. No. 60:

By: Wohlgemuth

C.S.S.B. No. 60

A BILL TO BE ENTITLED

AN ACT

relating to the provision of public mental health and related services for certain children with severe emotional disturbances.

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

SECTION 1. Chapter 531, Government Code, is amended by adding Subchapter K to read as follows:

SUBCHAPTER K. PROVISION OF SERVICES FOR CERTAIN CHILDREN

WITH MULTIAGENCY NEEDS

Sec. 531.401. DEFINITIONS. In this subchapter:

(1) "Children with severe emotional disturbances" includes:

(A) children who are at risk of incarceration or placement in a residential mental health facility;

(B) children for whom a court may appoint the Department of Protective and Regulatory Services as managing conservator;

(C) children who are students in a special education program under Subchapter A, Chapter 29, Education Code; and

(D) children who have a substance abuse disorder or a developmental disability.

(2) "Community resource coordination group" means a coordination group established under a memorandum of understanding adopted under Section 531.055, as added by Chapter 114, Acts of the

1 77th Legislature, Regular Session, 2001.

2 (3) "Consortium" means the consortium that oversees
3 the Texas Integrated Funding Initiative under Subchapter G, Chapter
4 531, as added by Chapter 446, Acts of the 76th Legislature, Regular
5 Session, 1999.

6 (4) "Systems of care services" means a comprehensive
7 state system of mental health services and other necessary and
8 related services that is organized as a coordinated network to meet
9 the multiple and changing needs of children with severe emotional
10 disturbances and their families.

11 Sec. 531.402. EVALUATIONS BY COMMUNITY RESOURCE
12 COORDINATION GROUPS. (a) Each community resource coordination
13 group shall evaluate the provision of systems of care services in
14 the community that the group serves. Each evaluation must:

15 (1) describe and prioritize services needed by
16 children with severe emotional disturbances in the community;

17 (2) review and assess the systems of care services
18 that are available in the community to meet those needs;

19 (3) assess the integration of the provision of those
20 services; and

21 (4) identify any barriers to the effective provision
22 of those services.

23 (b) Each community resource coordination group shall create
24 a report that includes the evaluation in Subsection (a) and makes
25 related recommendations, including:

26 (1) suggested policy and statutory changes at agencies
27 that provide systems of care services; and

1 (2) recommendations for overcoming barriers to the
2 provision of systems of care services and improving the integration
3 of those services.

4 (c) Each community resource coordination group shall submit
5 the report described by Subsection (b) to the consortium. The
6 consortium shall provide a deadline to each group for submitting
7 the reports. The time frame for completing the reports must be
8 coordinated with any regional reviews by the commission of the
9 delivery of related services.

10 Sec. 531.403. SUMMARY REPORT BY TEXAS INTEGRATED FUNDING
11 INITIATIVE CONSORTIUM. (a) The consortium shall create a summary
12 report based on the evaluations in the reports submitted to the
13 consortium by community resource coordination groups under Section
14 531.402. The consortium's report must include recommendations for
15 policy and statutory changes at each agency that is involved in the
16 provision of systems of care services and the outcome expected from
17 implementing each recommendation.

18 (b) The consortium shall coordinate, where appropriate, the
19 recommendations in the report created under this section with
20 recommendations in the assessment developed under S.B. No. 491,
21 Acts of the 78th Legislature, Regular Session, 2003, and with the
22 continuum of care developed under S.B. No. 490, Acts of the 78th
23 Legislature, Regular Session, 2003.

24 (c) The consortium may include in the report created under
25 this section recommendations for the statewide expansion of sites
26 participating in the Texas Integrated Funding Initiative under
27 Subchapter G, Chapter 531, as added by Chapter 446, Acts of the 76th

1 Legislature, Regular Session, 1999, and the integration of services
2 provided at those sites with services provided by community
3 resource coordination groups.

4 (d) The consortium shall provide a copy of the report
5 created under this section to each agency for which the report makes
6 a recommendation and to other agencies as appropriate.

7 Sec. 531.404. AGENCY IMPLEMENTATION OF RECOMMENDATIONS. An
8 agency described by Section 531.403(a) shall, as appropriate, adopt
9 rules, policy changes, and memoranda of understanding with other
10 agencies to implement the recommendations in the report created
11 under Section 531.403.

12 SECTION 2. The consortium that oversees the Texas
13 Integrated Funding Initiative under Subchapter G, Chapter 531,
14 Government Code, as added by Chapter 446, Acts of the 76th
15 Legislature, Regular Session, 1999, in cooperation with the Health
16 and Human Services Commission and the Texas Department of Health,
17 shall report to the governor and the 79th Legislature not later than
18 January 11, 2005, on:

19 (1) recommendations in the report under Section
20 531.403, Government Code, as added by this Act, including
21 recommendations for statutory changes; and

22 (2) agency implementation of recommendations under
23 Section 531.404, Government Code, as added by this Act.

24 SECTION 3. This Act takes effect immediately if it receives
25 a vote of two-thirds of all the members elected to each house, as
26 provided by Section 39, Article III, Texas Constitution. If this
27 Act does not receive the vote necessary for immediate effect, this

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1 Act takes effect September 1, 2003.