

By: Martinez

H.B. No. 215

A BILL TO BE ENTITLED

AN ACT

relating to establishing certain standards for the drug testing of  
defendants placed on community supervision.

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

SECTION 1. Section 509.003(a), Government Code, is amended  
to read as follows:

(a) The division shall propose and the board shall adopt  
reasonable rules establishing:

(1) minimum standards for programs, community  
corrections facilities and other facilities, equipment, and other  
aspects of the operation of departments;

(2) a list and description of core services that  
should be provided by each department;

(3) methods for measuring the success of community  
supervision and corrections programs, including methods for  
measuring rates of diversion, program completion, and recidivism;

(4) a format for community justice plans; ~~and~~

(5) minimum standards for the operation of substance  
abuse facilities and programs funded through the division; and

(6) methods for ensuring that, when a defendant placed  
on community supervision is required to submit to testing for  
controlled substances, the sample submitted for testing is taken  
from that defendant.

SECTION 2. Not later than December 1, 2005, The Texas Board

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1 of Criminal Justice shall adopt rules establishing methods for  
2 ensuring the integrity of controlled substances testing, as  
3 required by the amendment made by this Act to Section 509.003(a),  
4 Government Code.

5 SECTION 3. This Act takes effect September 1, 2005.