

By: Hodge

H.B. No. 2791

A BILL TO BE ENTITLED

AN ACT

relating to the use of substance abuse treatment facilities for individuals referred for treatment as part of a drug court or similar program.

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

SECTION 1. Section 493.009, Government Code, is amended by amending Subsection (a) and adding Subsection (a-1) to read as follows:

(a) The department, with the cooperation of the Texas Commission on Alcohol and Drug Abuse, shall establish a program to confine and treat:

(1) defendants required to participate in the program under Section 14, Article 42.12, Code of Criminal Procedure; and

(2) individuals referred for treatment as part of a drug court program established under Chapter 469, Health and Safety Code, or a similar program created under other law.

(a-1) The board by rule may modify requirements imposed by this section and Article 42.12, Code of Criminal Procedure, as necessary to properly treat individuals who are not participating in the program as a condition of community supervision.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this

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1 Act takes effect September 1, 2005.