

1-1 By: Janek S.B. No. 990
1-2 (In the Senate - Filed March 4, 2005; March 14, 2005, read
1-3 first time and referred to Committee on Health and Human Services;
1-4 April 22, 2005, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 9, Nays 0; April 22, 2005,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 990 By: Janek

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to a training and examination program on sexual abuse and
1-11 child molestation for certain persons who work at youth camps.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Chapter 141, Health and Safety Code, is amended
1-14 by adding Section 141.0095 to read as follows:

1-15 Sec. 141.0095. TRAINING AND EXAMINATION PROGRAM. (a) A
1-16 person holding a license issued under this chapter may not employ or
1-17 accept the volunteer service of an individual for a position
1-18 involving contact with campers at a youth camp unless the
1-19 individual submits to the person documentation that verifies the
1-20 individual within the preceding two years successfully completed
1-21 the training and examination program required by this section.

1-22 (b) A person holding a license issued under this chapter
1-23 must retain in the person's records the documentation required
1-24 under Subsection (a) for each employee or volunteer until the
1-25 second anniversary of the examination date.

1-26 (c) A person applying for or holding an employee or
1-27 volunteer position involving contact with campers at a youth camp
1-28 must successfully complete a training and examination program on
1-29 sexual abuse and child molestation administered by the department
1-30 during the period described by Subsection (a).

1-31 (d) The department shall develop and administer an Internet
1-32 web-based training and examination program on sexual abuse and
1-33 child molestation. In developing the program, the department must
1-34 consult with representatives of youth camps selected by the
1-35 department and with the Council on Sex Offender Treatment
1-36 established under Chapter 110, Occupations Code. The program must
1-37 include not less than 30 minutes of training, and an examination, on
1-38 each of the following:

1-39 (1) the definitions and effects of sexual abuse and
1-40 child molestation;

1-41 (2) the typical patterns of behavior and methods of
1-42 operation of child molesters and sex offenders that put children at
1-43 risk;

1-44 (3) the warning signs and symptoms associated with
1-45 sexual abuse or child molestation, recognition of the signs and
1-46 symptoms, and the recommended methods of intervening and reporting
1-47 suspected abuse; and

1-48 (4) the recommended rules and procedures for youth
1-49 camps to implement to address, reduce, prevent, and report
1-50 suspected sexual abuse or child molestation.

1-51 (e) The department may assess a fee in the amount necessary
1-52 to cover the costs of administering this section, not to exceed \$10,
1-53 to each individual who enrolls in the training and examination
1-54 program on sexual abuse and child molestation. A youth camp may
1-55 reimburse an employee or volunteer for the cost of the training and
1-56 examination program.

1-57 SECTION 2. (a) The Department of State Health Services
1-58 shall develop the training and examination program required under
1-59 Section 141.0095, Health and Safety Code, as added by this Act, not
1-60 later than February 1, 2006.

1-61 (b) Notwithstanding Section 141.0095, Health and Safety
1-62 Code, as added by this Act, a youth camp or an individual employed
1-63 by or volunteering at a youth camp is not required to comply with

2-1 Section 141.0095 before June 1, 2006.

2-2 SECTION 3. This Act takes effect September 1, 2005.

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