

By: Shapleigh

S.B. No. 1352

A BILL TO BE ENTITLED

AN ACT

relating to prohibiting a local mental health or mental retardation authority or an affiliate of an authority from providing certain services.

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

SECTION 1. Subchapter B, Chapter 533, Health and Safety Code, is amended by adding Section 533.051 to read as follows:

Sec. 533.051. LOCAL AUTHORITY PROVISION OF EMPLOYEE ASSISTANCE SERVICES. (a) In this section "employee assistance program" means an employer's program to provide assessment and counseling to its employees or to its employees' families to assist in personal matters, which may include alcohol or chemical abuse, marriage or family problems, stress-related problems, financial problems, legal problems, psychological issues, workplace conflict, or similar matters.

(b) A local mental health or mental retardation authority or an entity affiliated with an authority may not provide employee assistance program services.

SECTION 2. (a) The changes in law made by this Act do not apply to the provision of employee assistance program services by a local mental health or mental retardation authority or an entity affiliated with an authority to the extent that a contract entered into before the effective date of this Act requires the authority or affiliated entity to perform the services.

1 (b) A local mental health or mental retardation authority or
2 an entity affiliated with an authority may not renew a contract
3 described by Subsection (a) of this section on or after the
4 effective date of this Act.

5 SECTION 3. This Act takes effect September 1, 2007.