

By: Marquez

H.B. No. 3303

A BILL TO BE ENTITLED

AN ACT

relating to prohibiting the pre-adjudication solitary confinement of certain juveniles.

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

SECTION 1. Section 51.12, Family Code, is amended by adding Subsection (n) to read as follows:

(n) Except as otherwise provided by this subsection, a child may not be detained in solitary confinement. A child may be detained in solitary confinement only if the solitary confinement is necessary to:

(1) ensure the physical or mental health or safety of the child or another child detained in the same facility as the child; or

(2) comply with the requirements of Subsection (f), (g), or (l).

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 Act takes effect September 1, 2011.