

By: Duncan

S.B. No. 1753

A BILL TO BE ENTITLED

AN ACT

relating to the designation of the San Angelo State Supported Living Center as a forensic state supported living center.

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

SECTION 1. The heading to Section 555.002, Health and Safety Code, is amended to read as follows:

Sec. 555.002. FORENSIC STATE SUPPORTED LIVING CENTERS [~~CENTER~~].

SECTION 2. Sections 555.002(a), (b), (c), and (d), Health and Safety Code, are amended to read as follows:

(a) The department shall establish ~~a~~ separate forensic state supported living centers [~~center~~] for the care [~~apart from other clients and residents~~] of high-risk alleged offender residents. The department shall designate the Mexia and San Angelo State Supported Living Centers [~~Center~~] for this purpose.

(b) In establishing the forensic state supported living centers [~~center~~], the department shall:

(1) transfer an alleged offender resident already residing in a center who is classified as a high-risk alleged offender resident in accordance with Section 555.003, to a [~~the~~] forensic state supported living center;

(2) place high-risk alleged offender residents in appropriate [~~separate~~] homes at a [~~the~~] forensic state supported living center based on whether an individual is:

1 (A) an adult or a person younger than 18 years of
2 age; or

3 (B) male or female;

4 (3) place alleged offender residents who are charged
5 with or convicted of a felony offense or who are alleged by petition
6 or have been found to have engaged in delinquent conduct defined as
7 a felony offense, at the time the residents are initially committed
8 to or transferred to a center, in a [~~the~~] forensic state supported
9 living center until a determination under Section 555.003 has been
10 completed;

11 (4) transfer all residents who request a transfer,
12 other than high-risk alleged offender residents and alleged
13 offender residents described by Subdivision (3) and for whom a
14 determination has not been completed under Section 555.003, from a
15 [~~the~~] forensic state supported living center; and

16 (5) provide training regarding the service delivery
17 system for high-risk alleged offender residents to direct care
18 employees of a [~~the~~] forensic state supported living center.

19 (c) An alleged offender resident committed to a [~~the~~]
20 forensic state supported living center, for whom a determination
21 under Section 555.003 has been completed and who is not classified
22 as a high-risk alleged offender resident, may request a transfer to
23 another center in accordance with Subchapter B, Chapter 594.

24 (d) The department shall ensure that each [~~the~~] forensic
25 state supported living center:

26 (1) complies with the requirements for ICF-MR
27 certification under the Medicaid program, as appropriate; and

1 (2) has a sufficient number of ~~[additional]~~ center
2 employees, including direct care employees, to protect the safety
3 of center employees, residents, and the community.

4 SECTION 3. Section 29.452, Education Code, is amended to
5 read as follows:

6 Sec. 29.452. APPLICABILITY. This subchapter applies only
7 to an alleged offender resident of a ~~[the]~~ forensic state supported
8 living center designated ~~[established]~~ under Section 555.002,
9 Health and Safety Code, before September 1, 2011.

10 SECTION 4. This Act takes effect January 1, 2012.