

SENATE AMENDMENTS

2nd Printing

By: Menendez, Moody, et al.

H.B. No. 2392

A BILL TO BE ENTITLED

AN ACT

relating to the mental health program for veterans.

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

SECTION 1. Section 1001.071, Health and Safety Code, is amended to read as follows:

Sec. 1001.071. GENERAL POWERS AND DUTIES OF DEPARTMENT RELATED TO HEALTH CARE. The department is responsible for administering human services programs regarding the public health, including:

(1) implementing the state's public health care delivery programs under the authority of the department;

(2) administering state health facilities, hospitals, and health care systems;

(3) developing and providing health care services, as directed by law;

(4) providing for the prevention and control of communicable diseases;

(5) providing public education on health-related matters, as directed by law;

(6) compiling and reporting health-related information, as directed by law;

(7) acting as the lead agency for implementation of state policies regarding the human immunodeficiency virus and acquired immunodeficiency syndrome and administering programs

1 related to the human immunodeficiency virus and acquired
2 immunodeficiency syndrome;

3 (8) investigating the causes of injuries and methods
4 of prevention;

5 (9) administering a grant program to provide
6 appropriated money to counties, municipalities, public health
7 districts, and other political subdivisions for their use to
8 provide or pay for essential public health services;

9 (10) administering the registration of vital
10 statistics;

11 (11) licensing, inspecting, and enforcing regulations
12 regarding health facilities, other than long-term care facilities
13 regulated by the Department of Aging and Disability Services;

14 (12) implementing established standards and
15 procedures for the management and control of sanitation and for
16 health protection measures;

17 (13) enforcing regulations regarding radioactive
18 materials;

19 (14) enforcing regulations regarding food, bottled
20 and vended drinking water, drugs, cosmetics, and health devices;

21 (15) enforcing regulations regarding food service
22 establishments, retail food stores, mobile food units, and roadside
23 food vendors; ~~and~~

24 (16) enforcing regulations controlling hazardous
25 substances in households and workplaces; and

26 (17) implementing a mental health program for
27 veterans.

1 SECTION 2. Chapter 1001, Health and Safety Code, is amended
2 by adding Subchapter H to read as follows:

3 SUBCHAPTER H. MENTAL HEALTH PROGRAM FOR VETERANS

4 Sec. 1001.201. DEFINITIONS. In this subchapter:

5 (1) "Peer" means a person who is a veteran or a
6 veteran's family member.

7 (2) "Veteran" means a person who:

8 (A) has served in:

9 (i) the army, navy, air force, coast guard,
10 or marine corps of the United States;

11 (ii) the state military forces as defined
12 by Section 431.001, Government Code; or

13 (iii) an auxiliary service of one of those
14 branches of the armed forces; and

15 (B) has been discharged under conditions other
16 than dishonorable from the branch of the service in which the person
17 served.

18 (3) "Volunteer coordinator" means a person who
19 recruits and retains veterans, peers, and volunteers to participate
20 in the mental health program for veterans and related activities.

21 Sec. 1001.202. GENERAL POWERS AND DUTIES. (a) The
22 department shall develop a mental health intervention program for
23 veterans. The program must include:

24 (1) peer-to-peer counseling;

25 (2) access to licensed mental health professionals for
26 volunteer coordinators and peers;

27 (3) training approved by the department for peers;

1 (4) technical assistance for volunteer coordinators
2 and peers;

3 (5) grants to regional and local organizations
4 providing services under this subchapter;

5 (6) recruitment, retention, and screening of
6 community-based therapists;

7 (7) suicide prevention training for volunteer
8 coordinators and peers; and

9 (8) veteran jail diversion services, including
10 veterans courts.

11 (b) The department shall solicit and ensure that
12 specialized training is provided to persons who are peers and who
13 want to provide peer-to-peer counseling or other peer-to-peer
14 services under the program.

15 (c) The department may adopt rules necessary to implement
16 this subchapter.

17 Sec. 1001.203. GRANTS. (a) The department shall establish
18 a grant program through which the department may award grants to
19 regional and local organizations for the delivery of programs or
20 services described by this subchapter.

21 (b) A grant awarded under this section must:

22 (1) emphasize direct services to veterans provided by
23 peers;

24 (2) leverage additional local resources to provide
25 funding for programs or services for veterans; and

26 (3) increase the capacity of the mental health program
27 for veterans.

1 (c) A grant awarded under this section may not be used to
2 supplant existing expenditures associated with programs or
3 services within the department.

4 Sec. 1001.204. ANNUAL REPORT. Not later than December 1 of
5 each year, the department shall submit a report to the governor and
6 the legislature that includes:

7 (1) the number of veterans who received services
8 through the mental health program for veterans;

9 (2) the number of peers and volunteer coordinators
10 trained;

11 (3) a summary of the grants awarded and services
12 provided through those grants;

13 (4) an evaluation of the services provided under this
14 subchapter; and

15 (5) recommendations for program improvements.

16 SECTION 3. Section 1001.076, Health and Safety Code, is
17 repealed.

18 SECTION 4. Not later than January 1, 2014, the Department of
19 State Health Services shall modify the mental health intervention
20 program for veterans as required by Subchapter H, Chapter 1001,
21 Health and Safety Code, as added by this Act.

22 SECTION 5. This Act takes effect September 1, 2013.

ADOPTED

MAY 17 2013

Greg Evers
Governor of Texas

By: *Articia Vande Putte*

H.B. No. 2392

Substitute the following for H.B. No. 2392:

By: *Jose Rodriguez*

C.S. H.B. No. 2392

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18 SECTION 5. This Act takes effect September 1, 2013.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 17, 2013

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2392 by Menéndez (Relating to the mental health program for veterans.), **As Passed**
2nd House

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code as it relates to the mental health program for veterans. Under the provisions of the bill, the Department of State Health Services (DSHS) would be required to expand the agency's existing mental health intervention program for veterans to include specialized training for peer-to-peer counselors, veteran jail diversion services, and grants to regional and local organizations providing these services. Based on the analysis provided by DSHS and the Texas Veterans Commission, it is assumed that the provisions of the bill can be implemented within existing resources. Based on the analysis provided by the Texas Veterans Commission, it is assumed there is no fiscal impact to that agency.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 403 Veterans Commission, 537 State Health Services, Department of
LBB Staff: UP, KJo, SD, CH, NB

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 9, 2013

TO: Honorable Leticia Van de Putte, Chair, Senate Committee on Veteran Affairs & Military Installations

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2392 by Menéndez (Relating to the mental health program for veterans.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code as it relates to the mental health program for veterans. Under the provisions of the bill, the Department of State Health Services (DSHS) would be required to expand the agency's existing mental health intervention program for veterans to include specialized training for peer-to-peer counselors, veteran jail diversion services, and grants to regional and local organizations providing these services. Based on the analysis provided by DSHS and the Texas Veterans Commission, it is assumed that the provisions of the bill can be implemented within existing resources. Based on the analysis provided by the Texas Veterans Commission, it is assumed there is no fiscal impact to that agency.

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LBB Staff: UP, KJo, SD, CH, NB

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 3, 2013

TO: Honorable Leticia Van de Putte, Chair, Senate Committee on Veteran Affairs & Military Installations

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2392 by Menéndez (Relating to the mental health program for veterans.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code as it relates to the mental health program for veterans. Under the provisions of the bill, the Department of State Health Services (DSHS) would be required to expand the agency's existing mental health intervention program for veterans to include specialized training for peer-to-peer counselors, veteran jail diversion services, and grants to regional and local organizations providing these services. Based on the analysis provided by DSHS and the Texas Veterans Commission, it is assumed that the provisions of the bill can be implemented within existing resources. Based on the analysis provided by the Texas Veterans Commission, it is assumed there is no fiscal impact to that agency.

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Source Agencies: 403 Veterans Commission, 537 State Health Services, Department of

LBB Staff: UP, KJo, CH, NB

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

March 20, 2013

TO: Honorable José Menéndez, Chair, House Committee On Defense & Veterans' Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2392 by Menéndez (Relating to the mental health program for veterans.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code as it relates to the mental health program for veterans. Under the provisions of the bill, the Department of State Health Services (DSHS) would be required to expand the agency's existing mental health intervention program for veterans to include specialized training for peer-to-peer counselors, veteran jail diversion services, and grants to regional and local organizations providing these services. Based on the analysis provided by DSHS and the Texas Veterans Commission, it is assumed that the provisions of the bill can be implemented within existing resources. Based on the analysis provided by the Texas Veterans Commission, it is assumed there is no fiscal impact to that agency.

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