

Amend CSSB 1326 (senate committee printing) as follows:

(1) Strike SECTIONS 30 and 31 of the bill (page 14, line 5, through page 16, line 33).

(2) In SECTION 34 of the bill (page 18, line 39), strike "Articles 46B.090(h), (n), and (o)" and substitute "Article 46B.090(o)".

(3) In SECTION 35 of the bill (page 18, lines 44 and 45), strike "Article 46B.090(c), Code of Criminal Procedure, as amended by this Act, and".

(4) Add the following appropriately numbered SECTIONS to the bill and renumber the SECTIONS of the bill accordingly:

SECTION _____. Articles 46B.090(f) and (n), Code of Criminal Procedure, are amended to read as follows:

(f) To contract with the department under Subsection (b), a provider of jail-based competency restoration services must demonstrate to the department that:

(1) the provider:

(A) has previously provided jail-based competency restoration services for one or more years; or

(B) is a local mental health authority that has previously provided competency restoration services;

(2) the provider's jail-based competency restoration program:

(A) uses a multidisciplinary treatment team to provide clinical treatment that is:

(i) directed toward the specific objective of restoring the defendant's competency to stand trial; and

(ii) similar to the clinical treatment provided as part of a competency restoration program at an inpatient mental health facility;

(B) employs or contracts for the services of at least one psychiatrist; and

(C) ~~assigns staff members to defendants participating in the program at an average ratio not lower than 3.7 to 1, and~~

~~[(D)]~~ provides weekly treatment hours commensurate to the treatment hours provided as part of a

competency restoration program at an inpatient mental health facility;

(3) the provider is certified by a nationwide nonprofit organization that accredits health care organizations and programs, such as the Joint Commission on Health Care Staffing Services, or the provider is a local mental health authority in good standing with the department; and

(4) the provider has a demonstrated history of successful jail-based competency restoration outcomes or, if the provider is a local mental health authority, a demonstrated history of successful competency restoration outcomes.

(n) If the department develops and implements a jail-based restoration of competency pilot program under this article, not later than December 1, 2018 [~~2016~~], the commissioner of the department shall submit a report concerning the pilot program to the presiding officers of the standing committees of the senate and house of representatives having primary jurisdiction over health and human services issues and over criminal justice issues. The report must include the information collected by the department during the pilot program and the commissioner's evaluation of the outcome of the program as of the date the report is submitted.

SECTION _____. Section 574.034(g), Health and Safety Code, is amended to read as follows:

(g) An order for temporary inpatient or outpatient mental health services shall state that treatment is authorized for not longer than 45 [~~90~~] days, except that the order may specify a period not to exceed 90 days if the judge finds that the longer period is necessary. [~~The order may not specify a shorter period.~~]