

By: Price

H.B. No. 2415

A BILL TO BE ENTITLED

AN ACT

relating to standards for mental health services provided to certain individuals with intellectual and developmental disabilities.

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 533.054 to read as follows:

Sec. 533.054. STANDARDS FOR MENTAL HEALTH SERVICES PROVIDED TO RESIDENTS WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES. (a) The executive commissioner, after consultation with the department, by rule shall develop standards for the adequate provision of quality mental health services to individuals with intellectual and developmental disabilities and co-occurring mental health conditions, including substance use conditions, who are residing in department facilities.

(b) In developing the standards under Subsection (a), the executive commissioner shall emphasize the importance of trauma-informed care and ensure that the mental health services provided to individuals described by Subsection (a) include services relating to:

- (1) assessment;
- (2) evaluation, including evaluation for past trauma;
- (3) diagnosis;
- (4) treatment; and

1           (5) recovery.

2           (c) The executive commissioner, with stakeholder input and  
3 after holding a public hearing, shall review and update the  
4 standards every five years.

5           SECTION 2. Subchapter B, Chapter 534, Health and Safety  
6 Code, is amended by adding Section 534.0525 to read as follows:

7           Sec. 534.0525. STANDARDS FOR COMMUNITY-BASED MENTAL HEALTH  
8 SERVICES PROVIDED TO INDIVIDUALS WITH INTELLECTUAL AND  
9 DEVELOPMENTAL DISABILITIES. (a) The executive commissioner, after  
10 consultation with the department, by rule shall develop standards  
11 for the adequate provision of quality community-based mental health  
12 services through a local mental health authority under this  
13 subchapter to individuals with intellectual and developmental  
14 disabilities and co-occurring mental health conditions, including  
15 substance use conditions.

16           (b) In developing the standards under Subsection (a), the  
17 executive commissioner shall emphasize the importance of  
18 trauma-informed care and ensure that the mental health services  
19 provided to the individuals described by Subsection (a) include the  
20 services required by Section 534.053 and services relating to:

21                   (1) assessment;

22                   (2) evaluation, including evaluation for past trauma;

23                   (3) diagnosis;

24                   (4) treatment; and

25                   (5) recovery.

26           (c) The executive commissioner, with stakeholder input and  
27 after holding a public hearing, shall review and update the

1 standards every five years.

2           SECTION 3. The executive commissioner of the Health and  
3 Human Services Commission shall adopt rules as required by Sections  
4 533.054 and 534.0525, Health and Safety Code, as added by this Act,  
5 as soon as practicable.

6           SECTION 4. This Act takes effect September 1, 2017.