

By: Darby

H.B. No. 3420

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 designate [~~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

1 living center based on whether an individual is:

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

4 (B) male or female;

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

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

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

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

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

27 (1) complies with the requirements for ICF-IID

1 certification under the Medicaid program, as appropriate; and

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

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

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

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