

1-1 By: Whitmire, Perry S.B. No. 613
 1-2 (In the Senate - Filed January 25, 2017; February 13, 2017,
 1-3 read first time and referred to Committee on Criminal Justice;
 1-4 March 23, 2017, reported favorably by the following vote: Yeas 7,
 1-5 Nays 0; March 23, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11			X	
1-12	X			
1-13	X			
1-14			X	
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to services provided by the Health and Human Services
 1-20 Commission to sexually violent offenders who are incompetent to
 1-21 attend sex offender treatment.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Section [841.0835](#), Health and Safety Code, is
 1-24 amended to read as follows:

1-25 Sec. 841.0835. COMMITTED PERSONS WITH SPECIAL NEEDS.

1-26 (a) The Health and Human Services Commission, after coordination
 1-27 ~~[shall coordinate]~~ with the office, shall ~~to~~ provide psychiatric
 1-28 services, disability services, and housing for a committed person
 1-29 with an intellectual or developmental disability, a mental illness,
 1-30 or a physical disability that prevents the person from effectively
 1-31 participating in the sex offender treatment program administered by
 1-32 the office.

1-33 (b) For a committed person who the office has determined is
 1-34 unable to effectively participate in the sex offender treatment
 1-35 program because the person's mental illness prevents the person
 1-36 from understanding and internalizing the concepts presented by the
 1-37 program's treatment material, the Health and Human Services
 1-38 Commission shall provide inpatient mental health services until the
 1-39 person is able to participate effectively in the sex offender
 1-40 treatment program.

1-41 (c) A person who is adjudicated as a sexually violent
 1-42 predator under this chapter and who has a mental illness that
 1-43 prevents the person from effectively participating in a sex
 1-44 offender treatment program presents a substantial risk of serious
 1-45 harm to the person or others for purposes of Chapter [574](#).

1-46 SECTION 2. This Act takes effect September 1, 2017.

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