By:  Zaffirini S.B. No. 2268

A BILL TO BE ENTITLED

AN ACT

relating to allowing staff who work for or provide counseling under the auspices of a licensed outpatient chemical dependency care facility to provide services in satellite offices or facilities that do not require separate licensures, but operate instead under the license of the sponsoring organization.

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

SECTION 1.  Section 464.003, Health and Safety Code, is amended by adding Subdivision 464.003(9) to read as follows:

Section 464.003. EXEMPTIONS. This subchapter does not apply to:

(1)  a facility maintained or operated by the federal government;

(2)  a facility directly operated by the state;

(3)  a facility licensed by the department under Chapter 241, 243, 248, 466, or 577;

(4)  an educational program for intoxicated drivers;

(5)  the individual office of a private, licensed health practitioner who personally renders private individual or group services within the scope of the practitioner's license and in the practitioner's office;

(6)  an individual who personally provides counseling or support services to a person with a chemical dependency but does not offer or purport to offer a chemical dependency treatment program;

(7)  a 12-step or similar self-help chemical dependency recovery program:

(A)  that does not offer or purport to offer a chemical dependency treatment program;

(B)  that does not change program participants; and

(C)  in which program participants may maintain anonymity;

(8)  a juvenile justice facility or juvenile justice program, as defined by Section 261.405, Family Code; or

(9)  a satellite office or location in which the person providing services operating under the auspices of a licensed outpatient care facility and the services delivered at the satellite site fall into the scope of the licensure of the outpatient care facility.

SECTION 2.  This Act takes effect immediately if it receives a vote of two-thirds of all members election to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2019.