

1-1 By: Kolkhorst S.B. No. 632
 1-2 (In the Senate - Filed February 4, 2019; March 1, 2019, read
 1-3 first time and referred to Committee on Health & Human Services;
 1-4 March 18, 2019, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 9, Nays 0; March 18, 2019,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
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	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 632 By: Seliger

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the composition of the governing bodies and the
 1-22 consultation policies of local mental health authorities with
 1-23 respect to sheriffs, their representatives, and local law
 1-24 enforcement agencies.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Subchapter B, Chapter 533, Health and Safety
 1-27 Code, is amended by adding Section 533.0351 to read as follows:

1-28 Sec. 533.0351. REQUIRED COMPOSITION OF LOCAL MENTAL HEALTH
 1-29 AUTHORITY GOVERNING BODY. (a) If a local mental health authority
 1-30 has a governing body, the governing body must include as an ex
 1-31 officio nonvoting member a sheriff or a representative of a sheriff
 1-32 of a county in the local authority's service area. Except as
 1-33 provided by Subsection (b), the sheriff or representative described
 1-34 by this subsection serves as an ex officio member of the governing
 1-35 body for the duration of the sheriff's term in office.

1-36 (b) If there are two or more counties in a local mental
 1-37 health authority's service area, the position of ex officio
 1-38 nonvoting member described by Subsection (a) must rotate among the
 1-39 sheriffs of those counties as determined by the local authority. A
 1-40 local mental health authority shall consider the recommendations of
 1-41 the sheriffs in the local authority's service area in making a
 1-42 determination under this subsection.

1-43 (c) If a local mental health authority does not have a
 1-44 governing body, the local authority shall consult with a sheriff or
 1-45 a representative of a sheriff of a county in the local authority's
 1-46 service area regarding the use of the funds received under Section
 1-47 533.035(b).

1-48 SECTION 2. Section 533.0352(d), Health and Safety Code, is
 1-49 amended to read as follows:

1-50 (d) In developing the local service area plan, the local
 1-51 mental health authority shall:

1-52 (1) solicit information regarding community needs
 1-53 from:

- 1-54 (A) representatives of the local community;
- 1-55 (B) consumers of community-based mental health
- 1-56 services and members of the families of those consumers; ~~and~~
- 1-57 (C) local law enforcement agencies; and
- 1-58 (D) other interested persons; and

1-59 (2) consider:
 1-60 (A) criteria for assuring accountability for,

2-1 cost-effectiveness of, and relative value of service delivery
 2-2 options;
 2-3 (B) goals to minimize the need for state hospital
 2-4 and community hospital care;
 2-5 (C) goals to divert consumers of services from
 2-6 the criminal justice system;
 2-7 (D) goals to ensure that a child with mental
 2-8 illness remains with the child's parent or guardian as appropriate
 2-9 to the child's care; and
 2-10 (E) opportunities for innovation in services and
 2-11 service delivery.

2-12 SECTION 3. Section 534.002, Health and Safety Code, is
 2-13 amended to read as follows:

2-14 Sec. 534.002. BOARD OF TRUSTEES FOR CENTER ESTABLISHED BY
 2-15 ONE LOCAL AGENCY. (a) The board of trustees of a community center
 2-16 established by one local agency is composed of:

2-17 (1) the members of the local agency's governing body;
 2-18 [~~or~~]

2-19 (2) not fewer than five or more than nine qualified
 2-20 voters who reside in the region to be served by the center and who
 2-21 are appointed by the local agency's governing body; and

2-22 (3) a sheriff or a representative of a sheriff of a
 2-23 county in the region served by the community center who is appointed
 2-24 by the local agency's governing body to serve as an ex officio
 2-25 nonvoting member.

2-26 (b) If a qualified voter appointed to a community center
 2-27 under Subsection (a)(2) is the sheriff of the only county in the
 2-28 region served by a community center, Subsection (a)(3) does not
 2-29 apply.

2-30 (c) If a qualified voter appointed to a community center
 2-31 under Subsection (a)(2) is a sheriff of a county in the region
 2-32 served by a community center and the region served by the community
 2-33 center consists of more than one county, under Subsection (a)(3)
 2-34 the local agency's governing body shall appoint a sheriff or a
 2-35 representative of a sheriff from a different county in the region
 2-36 served by the community center.

2-37 SECTION 4. Section 534.003, Health and Safety Code, is
 2-38 amended by amending Subsection (a) and adding Subsection (a-1) to
 2-39 read as follows:

2-40 (a) Except as provided by Subsection (a-1), the [~~The~~] board
 2-41 of trustees of a community center established by an organizational
 2-42 combination of local agencies is composed of not fewer than five or
 2-43 more than 13 members.

2-44 (a-1) In addition to the members described by Subsection
 2-45 (a), the board of trustees of a community center must include:

2-46 (1) if the region served by the community center
 2-47 consists of only one county, the sheriff of that county or a
 2-48 representative of the sheriff to serve as an ex officio nonvoting
 2-49 member; or

2-50 (2) if the region served by the community center
 2-51 consists of more than one county, sheriffs from at least two of the
 2-52 counties in the region served by the community center or
 2-53 representatives of the sheriffs to serve as ex officio nonvoting
 2-54 members.

2-55 SECTION 5. This Act takes effect September 1, 2019.

2-56 * * * * *