

By: Perry

S.B. No. 1154

A BILL TO BE ENTITLED

AN ACT

relating to the powers and duties of the Texas Civil Commitment Office and to certain requirements regarding the payment of costs associated with civil commitment by persons civilly committed as sexually violent predators.

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

SECTION 1. Subchapter I, Chapter 2001, Government Code, is amended by adding Section 2001.227 to read as follows:

Sec. 2001.227. TEXAS CIVIL COMMITMENT OFFICE. This chapter does not:

(1) apply to a rule of the Texas Civil Commitment Office that applies to a person who is civilly committed as a sexually violent predator under Chapter 841, Health and Safety Code; or

(2) entitle any person to judicial review of any decision made or action taken under a rule described by Subdivision (1).

SECTION 2. Section 841.0837, Health and Safety Code, is amended to read as follows:

Sec. 841.0837. EMERGENCY DETENTION ORDER. ~~The [(a) In this section, "peace officer" has the meaning assigned by Article 2.12, Code of Criminal Procedure.~~

~~[(b) For the purpose of returning a committed person to a more restrictive setting following a transfer to less restrictive~~

1 ~~housing and supervision under Section 841.0834 or a release under~~  
2 ~~Section 841.0836, the]~~ office may issue an emergency detention  
3 order for a committed ~~[the]~~ person's immediate apprehension and  
4 transportation to an office-designated ~~[a]~~ location for the purpose  
5 of:

6 (1) returning the person to a more restrictive setting  
7 following:

8 (A) a transfer to less restrictive housing and  
9 supervision under Section 841.0834; or

10 (B) a release under Section 841.0836; or

11 (2) for a recently committed person who is not in the  
12 custody of the Texas Department of Criminal Justice at the time the  
13 commitment order is entered, bringing the person into the office's  
14 custody ~~[designated by the office]~~.

15 SECTION 3. Section 841.084, Health and Safety Code, is  
16 amended by adding Subsection (c) to read as follows:

17 (c) A committed person, on request, shall provide to the  
18 office any financial records or other information regarding the  
19 person's income, assets, and expenses to assist the office in  
20 determining whether the person is indigent for purposes of this  
21 section.

22 SECTION 4. This Act takes effect September 1, 2019.