

By: Whitmire

S.B. No. 2187

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the appointment of a compliance monitor to oversee
3 certain county jails.

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

5 SECTION 1. Section 511.008, Government Code, is amended by
6 adding Subsection (a-1) to read as follows:

7 (a-1) The commission shall employ compliance monitors as
8 necessary to oversee compliance efforts of county jails under
9 Section 511.0122. The commission may employ assistant compliance
10 monitors as necessary to assist a compliance monitor.

11 SECTION 2. Chapter 511, Government Code, is amended by
12 adding Section 511.0122 to read as follows:

13 Sec. 511.0122. COMPLIANCE MONITORING. (a) The commission
14 shall, on the issuance of three reports of noncompliance under
15 Section 511.011 during an 18-month period or the issuance of five
16 reports of noncompliance under Section 511.011 during a 36-month
17 period, issue a remedial order appointing a compliance monitor to
18 oversee compliance efforts of the county jail for which the
19 findings of noncompliance were made.

20 (b) A compliance monitor shall develop a compliance plan for
21 a county jail under this section. The plan must ensure that the
22 county jail corrects the issues identified in the reports of
23 noncompliance issued to the county jail. The compliance monitor
24 shall provide monthly reports to the sheriff, county judge,

1 executive director, and commission on the county jail's progress
2 toward meeting the requirements of the compliance plan.

3 (c) A compliance monitor shall continue to oversee a county
4 jail under this section for a period of six months after the date
5 the commission determines that the county jail is in compliance
6 with applicable state law and commission rules, standards, and
7 procedures. If a report of noncompliance under Section 511.011 is
8 issued to a county jail during the 12-month period after the county
9 jail becomes compliant in accordance with this section, the
10 commission shall promptly issue a remedial order appointing a
11 compliance monitor to oversee compliance efforts of the county jail
12 in accordance with this section.

13 (d) The commission shall continue to conduct annual and
14 other routine or special inspections during the period that a
15 compliance monitor is overseeing a county jail.

16 (e) The county in which the county jail overseen by a
17 compliance monitor is located shall reimburse the commission for
18 all costs incurred by the commission in overseeing the county jail,
19 including the amount of the salary and benefits paid to the
20 compliance monitor and any assistant compliance monitors.

21 (f) The commission shall adopt rules to implement this
22 section.

23 SECTION 3. As soon as practicable after the effective date
24 of this Act, the Commission on Jail Standards shall adopt rules as
25 necessary to implement Section 511.0122, Government Code, as added
26 by this Act.

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