

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION**

**March 29, 2019**

**TO:** Honorable Lois W. Kolkhorst, Chair, Senate Committee on Health & Human Services

**FROM:** John McGeady, Assistant Director    Sarah Keyton, Assistant Director  
Legislative Budget Board

**IN RE:** **SB1238** by Johnson (Relating to the admission, examination, and discharge of a person for voluntary mental health services.), **Committee Report 1st House, Substituted**

**No significant fiscal implication to the State is anticipated.**

The bill would amend Chapter 572 of the Health and Safety Code to require a prospective voluntary patient at an inpatient mental health facility to have received a physical and a psychiatric examination from a physician within 72 hours before the admission or 24 hours after admission. If the examination occurs after the admission, the physician must discharge a person who does not meet clinical standards to receive inpatient care. The Health and Human Services Commission and the Department of Family and Protective Services determined that the provisions of the bill could be implemented using existing resources. The bill would take effect September 1, 2019.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:**        529 Health and Human Services Commission, 530 Family and Protective Services, Department of

**LBB Staff:** WP, AKi, JQ, MNa