

By: Menéndez

S.B. No. 2074

A BILL TO BE ENTITLED

AN ACT

relating to the establishment of the Mental Illness and Intellectual or Developmental Disability Advisory Council.

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

SECTION 1. Subtitle A, Title 7, Health and Safety Code, is amended by adding Chapter 535 to read as follows:

CHAPTER 535. MENTAL ILLNESS AND INTELLECTUAL OR DEVELOPMENTAL
DISABILITY ADVISORY COUNCIL

Sec. 535.001. DEFINITION. In this chapter, "advisory council" means the Mental Illness and Intellectual or Developmental Disability Advisory Council established under this chapter.

Sec. 535.002. ESTABLISHMENT OF ADVISORY COUNCIL. The Mental Illness and Intellectual or Developmental Disability Advisory Council is established to advise the commission and the legislature on best practices in providing care to individuals with co-occurring mental illness and intellectual or developmental disabilities.

Sec. 535.003. APPOINTMENT OF ADVISORY COUNCIL MEMBERS. The advisory council is composed of the following members:

(1) one member appointed by the commissioner of education;

(2) one member appointed by the executive director of the Texas Department of Criminal Justice;

(3) one member of the Governor's Committee on People

1 with Disabilities appointed by the governor;

2 (4) any other individual considered necessary by the
3 governor, appointed by the governor; and

4 (5) the following members appointed by the executive
5 commissioner:

6 (A) one member representing an advocacy
7 organization in this state supporting individuals with
8 intellectual or developmental disabilities;

9 (B) one member representing an advocacy
10 organization in this state supporting individuals experiencing
11 mental illness;

12 (C) one member representing an advocacy
13 organization in this state supporting individuals involved in the
14 criminal justice system;

15 (D) one member representing a local mental health
16 authority;

17 (E) one member representing a local intellectual
18 and developmental disability authority;

19 (F) one parent or family member of a person with
20 co-occurring mental illness and intellectual or developmental
21 disabilities;

22 (G) one member who is a person with an
23 intellectual or developmental disability who has personally
24 experienced mental illness;

25 (H) one member who is a licensed health care
26 provider with experience treating individuals with co-occurring
27 mental illness and intellectual or developmental disabilities;

1 (I) one member who is a licensed social worker,
2 as defined by Section 505.002, Occupations Code;

3 (J) one member who is a teacher certified in
4 special education under Subchapter B, Chapter 21, Education Code;

5 (K) one member who is a representative of a
6 public institution of higher education in this state that is a
7 member of one of the University Centers for Excellence in
8 Developmental Disabilities Education, Research, and Service; and

9 (L) one member who has experience researching the
10 mental health needs of individuals with an intellectual or
11 developmental disability.

12 Sec. 535.004. TERMS; VACANCY. (a) The advisory council
13 shall select a presiding officer from among the advisory council
14 members.

15 (b) Members of the advisory council shall serve two-year
16 terms.

17 (c) A vacancy on the advisory council shall be filled in the
18 same manner as the original appointment.

19 (d) A member appointed to fill a vacancy holds the office
20 for the unexpired portion of the term.

21 (e) Each member may be reappointed to serve on the advisory
22 council by the appropriate appointing authority as provided by
23 Section 535.003.

24 Sec. 535.005. MEETINGS; QUORUM. (a) The advisory council
25 shall meet at times and locations as determined by the presiding
26 officer or by a majority of the members of the advisory council.

27 (b) A majority of the members of the advisory council

1 constitute a quorum.

2 Sec. 535.006. ADMINISTRATIVE SUPPORT. The commission shall
3 provide administrative support to the advisory council.

4 Sec. 535.007. ANNUAL REPORT. Not later than December 1 of
5 each year, the advisory council shall prepare and submit to the
6 governor, lieutenant governor, legislature, commission, and other
7 relevant state agencies or stakeholders a written report that
8 includes recommendations on ensuring that comprehensive and
9 integrated mental health and intellectual or developmental
10 disability services in this state are available and provided using
11 a person-centered approach in institutional, public, and private
12 settings.

13 SECTION 2. As soon as practicable after the effective date
14 of this Act, the governor, the commissioner of education, the
15 executive commissioner of the Health and Human Services Commission,
16 and the executive director of the Texas Department of Criminal
17 Justice shall appoint members to the Mental Illness and
18 Intellectual or Developmental Disability Advisory Council, as
19 required by Chapter 535, Health and Safety Code, as added by this
20 Act.

21 SECTION 3. This Act takes effect September 1, 2021.