

1-1 By: Campbell, Johnson S.B. No. 1608
1-2 (In the Senate - Filed February 25, 2025; March 10, 2025,
1-3 read first time and referred to Committee on Health & Human
1-4 Services; May 5, 2025, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;
1-6 May 5, 2025, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8 Kolkhorst	X			
1-9 Perry	X			
1-10 Blanco	X			
1-11 Cook	X			
1-12 Hall	X			
1-13 Hancock	X			
1-14 Hughes	X			
1-15 Miles	X			
1-16 Sparks	X			
1-17				

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1608 By: Perry

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

1-21 relating to physical examination requirements for patients
1-22 admitted to an inpatient mental health facility.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Subchapter A, Chapter 575, Health and Safety
1-25 Code, is amended by adding Sections 575.004 and 575.005 to read as
1-26 follows:

1-27 Sec. 575.004. IN-PERSON PHYSICAL EXAMINATION REQUIREMENTS.

1-28 (a) Except as provided by Subsection (b), a physical examination or
1-29 assessment of a patient admitted to an inpatient mental health
1-30 facility that is required to be conducted on the patient's
1-31 admission must be conducted in person.

1-32 (b) A physical examination or assessment described by
1-33 Subsection (a) may be conducted using telemedicine medical services
1-34 if, at the time the examination or assessment is required to be
1-35 conducted, the area in which the inpatient mental health facility
1-36 is located is subject to a declaration of disaster by the governor
1-37 under Chapter 418, Government Code, or a declaration of local
1-38 disaster under that chapter. In this subsection, "telemedicine
1-39 medical service" has the meaning assigned by Section 111.001,
1-40 Occupations Code.

1-41 Sec. 575.005. PHYSICAL EXAMINATION REQUIREMENTS IN CERTAIN

1-42 COUNTIES. (a) This section applies only to an inpatient mental
1-43 health facility located in a county with a population of less than
1-44 200,000.

1-45 (b) Notwithstanding any other law, a physical examination
1-46 or assessment described by Section 575.004(a) of a patient admitted
1-47 to an inpatient mental health facility to which this section
1-48 applies must be conducted not later than 48 hours after the
1-49 patient's admission.

1-50 SECTION 2. Sections 575.004 and 575.005, Health and Safety
1-51 Code, as added by this Act, apply only to the admission of a patient
1-52 to an inpatient mental health facility that occurs on or after the
1-53 effective date of this Act. The admission of a patient to an
1-54 inpatient mental health facility that occurs before the effective
1-55 date of this Act is governed by the law in effect on the date the
1-56 admission occurred, and the former law is continued in effect for
1-57 that purpose.

1-58 SECTION 3. This Act takes effect September 1, 2025.

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