

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

**FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION**

**March 20, 2015**

**TO:** Honorable Charles Schwertner, Chair, Senate Committee on Health & Human Services

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE:** SB359 by West (Relating to the authority of a peace officer to apprehend a person for emergency detention and the authority of certain facilities to temporarily detain a person with mental illness.), **As Introduced**

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

The bill would amend Chapter 573 of the Health and Safety Code relating to the authority of a peace officer to apprehend a person for emergency detention and the authority of certain facilities to temporarily detain a person with mental illness.

Under the provisions of the bill, mental health facilities, hospitals and emergency rooms licensed under Chapter 241, and freestanding medical care facilities licensed under Chapter 254 would be allowed to temporarily detain a person who expresses a desire to leave that facility or attempts to leave before receiving a psychiatric examination or treatment under specific conditions. The bill would authorize a peace officer to take a person who has been admitted to a facility into custody in certain circumstances.

The Department of State Health Services indicates that the provisions of the bill can be implemented within existing resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 537 State Health Services, Department of

**LBB Staff:** UP, SS, KVe, CH, KKR, CL, NB