

1-1 By: Zaffirini S.B. No. 395
 1-2 (In the Senate - Filed January 22, 2019; February 14, 2019,
 1-3 read first time and referred to Committee on Health & Human
 1-4 Services; March 21, 2019, reported favorably by the following
 1-5 vote: Yeas 9, Nays 0; March 21, 2019, sent to printer.)

1-6 COMMITTEE VOTE

| | Yea | Nay | Absent | PNV |
|------|-----|-----|--------|-----|
| 1-7 | | | | |
| 1-8 | X | | | |
| 1-9 | X | | | |
| 1-10 | X | | | |
| 1-11 | X | | | |
| 1-12 | X | | | |
| 1-13 | X | | | |
| 1-14 | X | | | |
| 1-15 | X | | | |
| 1-16 | X | | | |

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to certain notice requirements and filing requirements in
 1-20 court proceedings involving persons with mental illness.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 571.013, Health and Safety Code, is
 1-23 amended to read as follows:

1-24 Sec. 571.013. METHOD OF GIVING NOTICE. Except as otherwise
 1-25 provided by this subtitle, notice required under this subtitle may
 1-26 be given by:

1-27 (1) personal delivery of [delivering] a copy of the
 1-28 notice or document by a constable or sheriff of the county; [in
 1-29 person] or

1-30 (2) [in] another manner directed by the court that is
 1-31 reasonably calculated to give actual notice.

1-32 SECTION 2. Section 571.014(c), Health and Safety Code, is
 1-33 amended to read as follows:

1-34 (c) A person may [initially] file a paper with the county
 1-35 clerk by the use of reproduced, photocopied, or electronically
 1-36 transmitted paper copies of [if the person files] the original
 1-37 signed copies of the paper. A person who files a reproduced,
 1-38 photocopied, or electronically transmitted paper must maintain
 1-39 possession of the original signed copies of the paper and shall make
 1-40 the original paper available for inspection on request by the
 1-41 parties or the court [with the clerk not later than the 72nd hour
 1-42 after the hour on which the initial filing is made. If the 72-hour
 1-43 period ends on a Saturday, Sunday, or legal holiday, the filing
 1-44 period is extended until 4 p.m. on the first succeeding business
 1-45 day. If extremely hazardous weather conditions exist or a disaster
 1-46 occurs, the presiding judge or magistrate may by written order made
 1-47 each day extend the filing period until 4 p.m. on the first
 1-48 succeeding business day. The written order must declare that an
 1-49 emergency exists because of the weather or the occurrence of a
 1-50 disaster. If a person detained under this subtitle would otherwise
 1-51 be released because the original signed copy of a paper is not filed
 1-52 within the 72-hour period but for the extension of the filing period
 1-53 under this section, the person may be detained until the expiration
 1-54 of the extended filing period. This subsection does not affect
 1-55 another provision of this subtitle requiring the release or
 1-56 discharge of a person].

1-57 SECTION 3. Section 571.014(d), Health and Safety Code, is
 1-58 repealed.

1-59 SECTION 4. This Act takes effect September 1, 2019.

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