

1-1 By: Metcalf (Senate Sponsor - Creighton) H.B. No. 454
 1-2 (In the Senate - Received from the House April 12, 2021;
 1-3 April 13, 2021, read first time and referred to Committee on
 1-4 Criminal Justice; May 6, 2021, reported favorably by the following
 1-5 vote: Yeas 6, Nays 0; May 6, 2021, 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 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to the creation of a specialty treatment court for certain
 1-18 individuals residing with a child who is the subject of a juvenile
 1-19 court case.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Subtitle K, Title 2, Government Code, is amended
 1-22 by adding Chapter 130 to read as follows:

1-23 CHAPTER 130. JUVENILE FAMILY DRUG COURT PROGRAM

1-24 Sec. 130.001. JUVENILE FAMILY DRUG COURT PROGRAM

1-25 DEFINED. In this chapter, "juvenile family drug court program"
 1-26 means a program that has the following essential characteristics:

1-27 (1) the integration of substance abuse treatment
 1-28 services in the processing of cases and proceedings under Title 3,
 1-29 Family Code;

1-30 (2) the use of a comprehensive case management
 1-31 approach involving court-appointed case managers and
 1-32 court-appointed special advocates to rehabilitate an individual
 1-33 who is suspected of substance abuse and who resides with a child who
 1-34 is the subject of a case filed under Title 3, Family Code;

1-35 (3) early identification and prompt placement of
 1-36 eligible individuals who volunteer to participate in the program;

1-37 (4) comprehensive substance abuse needs assessment
 1-38 and referrals to appropriate substance abuse treatment agencies for
 1-39 participants;

1-40 (5) a progressive treatment approach with specific
 1-41 requirements for participants to meet for successful completion of
 1-42 the program;

1-43 (6) monitoring of abstinence through periodic
 1-44 screening for alcohol or screening for controlled substances;

1-45 (7) ongoing judicial interaction with program
 1-46 participants;

1-47 (8) monitoring and evaluation of program goals and
 1-48 effectiveness;

1-49 (9) continuing interdisciplinary education for the
 1-50 promotion of effective program planning, implementation, and
 1-51 operation; and

1-52 (10) development of partnerships with public agencies
 1-53 and community organizations.

1-54 Sec. 130.002. AUTHORITY TO ESTABLISH PROGRAM. The
 1-55 commissioners court of a county may establish a juvenile family
 1-56 drug court program for individuals who:

1-57 (1) are suspected by the Department of Family and
 1-58 Protective Services or the court of having a substance abuse
 1-59 problem; and

1-60 (2) reside in the home of a child who is the subject of
 1-61 a case filed under Title 3, Family Code.

2-1 Sec. 130.003. PARTICIPANT PAYMENT FOR TREATMENT AND
2-2 SERVICES. A juvenile family drug court program may require a
2-3 participant to pay the cost of all treatment and services received
2-4 while participating in the program, based on the participant's
2-5 ability to pay.

2-6 Sec. 130.004. FUNDING. A county that creates a juvenile
2-7 family drug court under this chapter shall explore the possibility
2-8 of using court improvement project money to finance the juvenile
2-9 family drug court in the county. The county also shall explore the
2-10 availability of federal and state matching money to finance the
2-11 court.

2-12 SECTION 2. This Act takes effect September 1, 2021.

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