(In the Senate - Received from the House May 15, 2023; May 16, 2023, read first time and referred to Committee on Criminal Justice; May 19, 2023, reported favorably by the following vote: Yeas 7, Nays 0; May 19, 2023, sent to printer.) 1-1 1-2 1-3 1-4 1-5 1-6 COMMITTEE VOTE 1 - 7Yea Nay Absent PNV Whitmire 1-8 Flores X 1-9 1-10 1-11 Bettencourt X <u>Hinojosa</u> 1-12 Huffman Χ 1-13 Χ King 1-14 Miles A BILL TO BE ENTITLED 1-15 1-16 AN ACT relating to peace officer wellness programs within certain law 1-17 ī**-**18 enforcement agencies. 1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: 1-20 SECTION 1. Subtitle B, Title 4, Government Code, is amended 1-21 by adding Chapter 425 to read as follows: CHAPTER 425. PEACE OFFICER WELLNESS PROGRAM SUBCHAPTER A. GENERAL PROVISIONS 1-22 425.001. DEFINITIONS. In this chapter: 1-24 "Commission" means the Health and Human Services 1-25 (1) 1-26 Commission. "Fund" means the peace officer wellness fund.
"Law enforcement agency" means a state agency 1-27 1-28 (3) political subdivision of this state that employs at least 20 peace 1-29 1-30 officers described by Article 2.12(1), (3), (4), (8), or (10), Code of Criminal Procedure, to answer emergency calls for service or conduct patrol operations, traffic enforcement, or criminal 1-31 1-32 investigations.
(4) "Violent incident" means an incident involving a 1-33 1-34 peace officer that occurs while the officer is performing official 1-35 duties and that poses a substantial risk of serious harm to the officer's mental health or well-being, including responding to a homicide, suicide, or fatal motor vehicle accident. 1-36 1-37 1-38 SUBCHAPTER B. WELLNESS PROGRAM 1-39 Sec. 425.051. ESTABLISHMENT OF PROGRAM. A law enforcement 1-40 agency may establish and maintain a wellness program for the agency's peace officers.

Sec. 425.052. PROGRAM REQUIREMENTS. A law enforcement 1-41 1-42 1-43 agency that establishes a wellness program must ensure the program 1-44 1-45 complies with any requirements established by the commission and is 1-46 available to each peace officer who has routinely responded to and have been affected by a violent incident. 1-47 The program at 1-48 minimum must provide: 1-49 (1) an initial telephone call or other form of contact 1-50 from an agency representative to monitor the mental and physical well-being of a peace officer who may have been affected by a 1-51 violent incident; and

(2) information regarding mental health resources, 1-52 1-53 1-54 counseling and therapy services, to a peace officer who 1-55 is struggling to cope with the effect on the officer of responding to a violent incident. 1-56 1-57 SUBCHAPTER C. PEACE OFFICER WELLNESS FUND AND GRANT PROGRAM

an account in the general revenue fund.

(b)

The fund is composed of:

Sec. 425.101. FUND. (a) The peace officer wellness fund is

(1) money appropriated to the fund by the legislature;

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(2) gifts and grants contributed to the fund; and

(3) the earnings of the fund.

(c) Money in the fund may be appropriated only to the commission. The commission may use the money only for making grants under Section 425.102.

Sec. 425.102. PEACE OFFICER WELLNESS GRANT PROGRAM. (a) The commission shall establish and administer a grant program to assist law enforcement agencies in establishing and maintaining peace officer wellness programs as required under Subchapter B.

(b) The commission shall establish:

(1) eligibility criteria for grant applicants;

(2) grant application procedures;

(3) quidelines relating to grant amounts;

(4) procedures for evaluating grant applications;

(5) guidelines relating to the use of a grant awarded under the program, including the reimbursement of costs associated with the provision of counseling and therapy services to peace officers participating in a wellness program; and

(6) procedures for monitoring the use of a grant awarded under the program and ensuring compliance with any condition of a grant.

condition of a grant.

SECTION 2. Not later than January 1, 2024, the executive commissioner of the Health and Human Services Commission shall prescribe any necessary requirements for peace officer wellness programs established under Chapter 425, Government Code, as added by this Act.

SECTION 3. This Act takes effect September 1, 2023.

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