

BILL ANALYSIS

Senate Research Center

S.B. 1093
By: Creighton
Veteran Affairs & Border Security
5/24/2021
Enrolled

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

It has been noted that a veteran participating in a veterans treatment court program does not necessarily receive treatment near the veteran's home because the underlying criminal charges are not always incurred in a veteran's home county. There are concerns that a veteran's participation in the program may be adversely affected when the veteran is not near the veteran's residence or workplace. S.B. 1093 seeks to address this problem by authorizing a veterans treatment court program to transfer responsibility for supervising a defendant's participation in the program to another program closer to the defendant's residence or workplace.

S.B. 1093 amends current law relating to the administration of a veterans treatment court program.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 124.003(b), Government Code, as follows:

(b) Requires that a veterans treatment court program established under Chapter 124 (Veterans Treatment Court Program) make, establish, and publish local procedures to ensure maximum participation of eligible defendants in the program, rather than in the county or counties in which those defendants reside.

SECTION 2. Amends Sections 124.006(a) and (d), Government Code, as follows:

(a) Authorizes a veterans treatment court program that accepts placement of a defendant to transfer responsibility for supervising the defendant's participation in the program to another veterans treatment court program that is located in the county where the defendant works or resides or in a county adjacent to the county where the defendant works or resides, rather than in the county where the defendant works or resides.

(d) Authorizes the court in which the criminal case is pending, if a defendant is charged with an offense in a county that does not operate a veterans treatment court program, to place the defendant in a veterans treatment court program located in the county where the defendant works or resides or in a county adjacent to the county where the defendant works or resides, rather than in the county where the defendant works or resides, provided that a program is operated in that county and the defendant agrees to the placement.

SECTION 3. Effective date: upon passage or September 1, 2021.