

TITLE 1                   ADMINISTRATION  
PART 15                   TEXAS HEALTH AND HUMAN SERVICES COMMISSION  
CHAPTER 351            COORDINATED PLANNING AND DELIVERY OF HEALTH AND  
                                  HUMAN SERVICES  
SUBCHAPTER B          ADVISORY COMMITTEES  
DIVISION 1             COMMITTEES

§351.841. Joint Committee on Access and Forensic Services.

(a) Definitions. The following words and terms, when used in this section, have the following meanings unless the context clearly indicates otherwise.

(1) Executive Commissioner--The Executive Commissioner of the Texas Health and Human Services Commission or the Executive Commissioner's designee.

(2) Forensic patient--The term has the meaning described in Texas Health and Safety Code Chapter 532.013.

(3) Forensic services--A competency examination, competency restoration service, or mental health service provided to a current or former forensic patient in the community or at a facility that receives state funds for providing mental health services for forensic patients.

(4) HHSC--The Texas Health and Human Services Commission.

(5) JCAFS--The Joint Committee on Access and Forensic Services.

(b) Statutory authority. JCAFS is authorized by:

(1) Texas Health and Safety Code §533.051(c), which defines membership requirements and prescribes the duties of the JCAFS; and

(2) Texas Health and Safety Code §533.0515, which authorizes the Executive Commissioner to adopt rules as necessary to implement its provisions.

(c) Purpose. The purpose of the JCAFS is to:

(1) make recommendations and monitor implementation of updates to a bed day allocation methodology;

(2) make recommendations and monitor implementation of a utilization review protocol for state funded beds in hospitals and other inpatient mental health facilities; and

(3) make recommendations to improve access to mental health services for both civil and forensic patients throughout the full continuum of care from institution to community-based settings.

(d) Tasks. The JCAFS considers and makes recommendations to the Executive Commissioner consistent with the committee's purpose as stated in subsection (c) of this section.

(e) Reporting requirements. The JCAFS submits:

(1) a written report to the Executive Commissioner, the Governor, the

Lieutenant Governor, the Speaker of the House of Representatives, the Senate Finance Committee, the House Appropriations Committee and the standing committees of the legislature having jurisdiction over mental health and human services by December 1 of each even-numbered year, in accordance with Texas Health and Safety Code §533.0515(e); and

(2) a proposal for an updated bed day allocation methodology and bed day utilization review protocol to the Executive Commissioner no later than December 1 of each even-numbered year, in accordance with Texas Health and Safety Code §533.015.

(f) Open meetings. The JCAFS complies with the requirements for open meetings under Texas Government Code Chapter 551.

(g) Membership. The JCAFS is composed of 17 members nominated by the designating organization and appointed by the Executive Commissioner. A majority of the voting members of the JCAFS constitutes a quorum. Each member serves until a replacement is nominated by the designating organization and appointed by the Executive Commissioner.

(1) The membership consists of:

(A) one Texas Department of Criminal Justice-designated representative;

(B) one Texas Association of Counties-designated representative;

(C) two Texas Council of Community Centers-designated representatives, including one representative of an urban local service area and one representative of a rural local service area;

(D) two County Judges and Commissioners Association of Texas-designated representatives, one of which is the presiding judge of a court with jurisdiction over mental health matters;

(E) one Sheriffs' Association of Texas-designated representative;

(F) two Texas Municipal League-designated representatives, one of which is a municipal law enforcement official;

(G) one Texas Conference of Urban Counties-designated representative;

(H) two Texas Hospital Association-designated representatives, one of which is a physician;

(I) one representative designated by an organization identified by HHSC representing individuals with lived experience receiving publicly funded mental health services; and

(J) four representatives designated by the HHSC Behavioral Health Advisory Committee (BHAC), or its successor:

(i) including the chair of the BHAC;

(ii) one representative of the BHAC's members who is a consumer of or advocate for mental health services;

(iii) one representative of the BHAC's members who is a consumer of or advocate for substance abuse treatment; and

(iv) one representative of the BHAC's members who is a family member of or advocate for persons with mental health and substance abuse disorders.

(2) The HHSC Forensic Director and the State Hospital Chief of Forensic Medicine serve as non-voting ex officio members of the JCAFS.

(h) Officers. The JCAFS selects from among its members, a presiding chair and vice-chair. Unless re-elected, the term of the presiding chair and vice-chair is one year. The chair and vice-chair will each serve no more than three one-year terms in each position.

(i) Required training. Each member shall complete all training on relevant statutes and rules, including this section, §351.801 of this subchapter (relating to Authority and General Provisions), Texas Government Code §531.012, and Texas Government Code Chapters 551 and 2110. Training will be provided by HHSC.

(j) Date of abolition. The JCAFS will not be abolished as long as the Texas Health and Safety Code §533.051 and §533.0515 remain in effect because the JCAFS is established by statute.

## JCAFS - Member Organizational Information

Agency/Organization	Number of Representatives Required for Joint Committee	Member
<b>Texas Department of Criminal Justice</b>	1 Representative	Sherri Cogbill, TDCJ Reentry and Integration Division Deputy Director over TCOOMMI
<b>Texas Association of Counties</b>	1 Representative	Judge J.D. (Butch) Wagner, Terry County Judge
<b>County Judges and Commissioners Association of Texas</b>	2 Representatives - (1) Must be a presiding judge of a court with jurisdiction over mental health matters	Judge Robert Johnston, Anderson County Judge and Jim Allison, General Counsel for the County Judges and Commissioners Association of Texas
<b>Sheriffs' Association of Texas</b>	1 Representative	Sheriff Dennis Wilson
<b>Texas Municipal League</b>	2 Representatives - (1) Must be a municipal law enforcement official	Darlene W. McLaughlin, MD, an Associate Professor of Medicine at Texas A&M School of Medicine and Board Certified in Psychiatry and Bill Alsup, Director of Health, Richardson, Tx.
<b>Texas Conference of Urban Counties</b>	1 Representative	Windy Johnson, Program Manager for the Texas Conference of Urban Counties
<b>Texas Hospital Association</b>	2 Representatives - (1) Must be a physician.	Sally Taylor, M.D. Senior Vice President and Chief of Behavioral Medicine at University Health System, San Antonio and Steve Glazier, FACHE
<b>Texas Council of Community Centers</b>	2 Representatives - (1) Urban Service Area; (1) Rural Service Area	David Evans, Executive Director, Integral Care and Shelley Smith, CEO, West Texas Centers
<b>DSHS' Council for Advising and Planning for the Prevention and Treatment for Mental and Substance Use Disorders.</b>	4 Representatives - (1) Chair of the Council; (1) Representative who is a consumer of or advocate for mental health services; (1) Representative who is a consumer of or advocate for substance abuse treatment; (1) Representative who is a family member of or advocate for persons w/MI & SA	Doug Beach, BHAC Chair, Donna Fagan, Family for persons with mental health and substance use disorders, Anna Gray, Advocate for substance abuse treatment, and Vanessa Saenz, Advocate for mental health services
<b>Austin Area Mental Consumers, Inc.</b>	1 Representative	Shannon Carr, Executive Director, Austin Mental Health Consumers, Inc.