

## **BILL ANALYSIS**

Senate Research Center  
77R6015 CBH-D

S.B. 1588  
By: Moncrief  
Health & Human Services  
3/30/2001  
As Filed

### **DIGEST AND PURPOSE**

Currently, a person taken into police custody is only retained for 24 hours. During that time, the person is required to receive both a medical and psychiatric evaluation. Often, the medical evaluation and treatment takes up a considerable portion of the time, leaving insufficient time for the psychiatric evaluation. As proposed, S.B. 1588 extends the period of time in which an individual in police custody can obtain a psychiatric evaluation.

### **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 573.021(b), Health and Safety Code, to provide that the 24-hour period allowed by this section includes any time the patient spends waiting in the facility for medical care before the person receives the preliminary examination. Provides that the period does not include any time during which the person is actually receiving necessary medical care in the facility's emergency room or in another area of the facility.

SECTION 2. Effective date: upon passage or September 1, 2001.