North & East Texas County Judges and Commissioners
College Station, Texas
May 16, 2019
Texas Commission on Jail Standards

Commission Members

Judge Bill Stoudt (Chair)
Georgetown County Judge, Longview, Texas
10-2016 to 01-21-2025

Sheriff Dennis Wilson
Limestone County Sheriff, Groesbeck, Texas
05-2013 to 01-31-2021

Sheriff Kelly Rowe
Lubbock County Sheriff, Lubbock, Texas
10-2016 to 01-31-2021

Dr. Ernesto Pera, M.D.
Parker, Texas
10-2016 to 01-31-2023

Melinda Taylor
Austin, Texas
04-2017 to 1-31-2021

Duane Lock
Southlake, Texas
04-2017 to 1-31-2023

Commissioner Ben Perry
McLennan County Commissioner, Waco, Texas
04-2017 to 1-31-2023

Monica H. McBride
Alpine, Texas
04-2019 to 1-21-2025

Patricia M. Anthony
Garland, Texas
04-2019 to 1-21-2025
Inspect/Regulate
Review Construction
Provide Technical Assistance
Training
Just where do those rules come from?

Statute

Case Law

Other Codes

Subject Matter Experts
CURRENT ISSUES

&

PROPOSED LEGISLATION
SB 1849
Changes to Minimum Jail Standards

Also changed 16.22 CCP
magistrate notification w/in 12 hours

Staggered implementation dates

Four phases
Phase I

Serious Incident Report

Death in Custody Investigation

Continuity of Medications
Death In Custody Investigation

When there is a death in your jail, someone other than your sheriff’s office has to investigate it.

They can assist
They can investigate
Continuity of Medications

Requires qualified medical professional **review** ASAP any prescription medication a prisoner is taking when booked.

Qualified medical professionals

1) Doctor
2) Physician’s Assistant
3) Nurse Practitioner
4) Registered Nurse
5) Licensed Vocational Nurse

EMT’s were excluded from list.

What is reasonable? 48 hours? 72 hours? That time frame is left up to each individual county/facility.
Continuity of Medications

From Dr. Porsa (TCJS Commission Member)

In situations in which smaller jails may not have immediate access to a qualified medical professional either in person or via tele-health, the custody staff may consult with the local pharmacy regarding the verification of the medications that a detainee may have on their persons and may allow the continuation of such medications once they are verified by the local pharmacist. This will meet with spirit of Sandra Bland act regarding the continuity of medications. However, to meet the letter of the law as relates to Sandra Bland act, the custody staff must obtain the consultation of a certified health care professional (nurse, PA, NP, or MD) “in a timely manner” for the formal verification of the medications and the appropriateness of their continuation.
Phase II

Jail Administrator Examination
MARCH 1, 2018

Jail Administrator must pass the examination not later than the 180th day

Current jail administrators exempt

If have not passed-immediately removed

Falls back on the Sheriff

323
Phase III

A. 24-Hour Access to Mental Health

B. 24-Hour Access to Medical

C. Electronic Verification of Checks
- Ability to access a mental health professional at the jail through a telemental health service 24 hours a day*

- Ability to access a health professional at the jail or through a telehealth service 24 hours a day

  **OR**

- If a health professional is unavailable at the jail or through a telehealth service, **TRANSPORT**

  Electronic sensors or cameras
  Ensure accurate and timely in-person checks
  At-risk inmates
  Prisoner Safety Fund
  96 beds or less eligible to receive grant funding

**September 1, 2020**
Phase IV

Mental Health Training
8 Hour Course (TCOLE 4900)
Existing Jailers have until Sept 1, 2021
3 mental health trainers with assigned regions

No cost to the county
6,298
Proposed Legislation
Temporary Jailer License (HB2467 and 3775)
Care of Pregnant Inmates (HB1651)
Expanded Population Report (HB1889)
Feminine Hygiene Rules (HB2169)
Free Inmate Phone Calls (HB2580)
Jailer Training for Pregnant Inmates (HB2701)
Housing of Inmates with Dementia (HB2873)
IDD Inmates Task Force (HB3116)
VRSS Check (HB3311)
Release of Inmates between 0600 to 1800 (SB1700)
Pre-Trial Inmate Out of State Housing (SB2191)
HB4468
County Criminal Justice Reform
MH Transport
Additional oversight for private facilities
Temp Jailer Requirements

HB599/600/601
Mental Health Omnibus Bills
Requires county to pay for evaluation ordered by magistrate

SB632
LMHA Board to Include Sheriffs

SB633
Initiative to increase MH services in rural areas
TAX CAPS

Debt to build **not** impacted

Cost to Operate **is**