

**RESOLUTION on Mental Health Assessments / Behavioral Assessments of Our Minor Children  
Under the guise of “school safety”**

(With footnoted references)

Whereas, under the guise of “school safety” the 86<sup>th</sup> Texas Legislature inappropriately passed bills in 2019 to “...*identify and remove students who pose a potential threat*”<sup>i</sup>, and

Whereas, SB11 (86<sup>th</sup>-R) requires Texas public school staff to be trained to identify and report potentially dangerous minor children, with such reports becoming a permanent mark on that child’s school-to-work record regardless of careless, false, or erroneous statements having the effect of a Red Flag law for the child **and** their family; and

Whereas; SB11 infringes on the rights and responsibilities of the traditional family by creating the “TEXAS CHILD MENTAL HEALTH CARE CONSORTIUM”<sup>ii</sup>, to “*expand the amount and availability of mental health care resources by developing training opportunities for residents and supervising residents*”<sup>iii</sup> by granting 13 Texas university departments of psychiatry access to our youth<sup>iv</sup> through the “CHILD PSYCHIATRY ACCESS NETWORK AND TELEMEDICINE AND TELEHEALTH PROGRAMS”<sup>v</sup> like TWITR (Telemedicine Wellness Intervention Triage and Referral)<sup>vi</sup>; and

Whereas, Dr. Moira Dolan, Internal Medicine Physician, stated in the Texas Senate Committee hearing on SB 10... “*SB 10 [SB 10 was passed as an amendment to SB11] offers a medical approach with medical solutions, not social, not economic, not skill enhancement or character development. The medical solution for mental health is one thing – that’s medication....Medical schools are where most of the drug research gets done.*”<sup>vii</sup>, and

Whereas, colleges of psychiatry are funded by pharmaceutical companies to render salesmen for their products known as psychiatrists (good return-on-investment); and

Whereas, a Congressional hearing in 1992 examined fraud perpetrated by some of our nation’s largest psychiatric hospital chains and found that in some cases, “*Hospitals would go into schools and initiate kickbacks to counselors who could find students that had mental health insurance and would then be put into that hospital.*”<sup>viii</sup>; and

Whereas, the large body of research in this area indicates that, even under the best of conditions, psychiatric predictions of long-term future dangerousness are wrong in at least two out of every three cases.<sup>ix</sup>, and

Whereas, if the majority of school-shooters have a history of psychotic drug use, then support of increased drug use is the wrong solution; and

WHEREAS, Informed-parental consent is not merely a response of “yes” on a piece of paper but rather in the case of SB11, is the un-informed understanding that the privacy and freedom of the family could be at risk through a subjective psychiatric assessment performed on a child at a local public school, which under the Family Educational Rights and Privacy Act (FERPA) allows the sharing of personal data from children’s psychiatric mental health assessments, if that entity can show a “legitimate educational interest”, such as a person or company with whom the district has contracted or allowed to provide a particular institutional service or function, including international entities (such as a consultant, third-party vendor that offers online programs or software, auditor, medical consultant, therapist, school resource officer, or volunteer); a parent or student serving on a school committee; or a parent or student assisting a school official in the performance of his or her duties; authorized representatives of various governmental agencies, including juvenile service providers, the U.S. Comptroller General’s office, the U.S. Attorney General’s office, the U.S. Secretary of Education, TEA, the U.S. Secretary of Agriculture’s office, and Child Protective Services (CPS) caseworkers or other child welfare representatives, in certain cases; and individuals or entities granted access in response to a subpoena or court order; and

Whereas, SB11 exempts school counselors from parental consent prior to providing mental health care services to a child;<sup>x</sup> and

Whereas, parental non-compliance with suggested medical interventions can result in a home visit from Child Protective Services.

**THEREFORE BE IT RESOLVED**, the following amendments should be made to the 2018 Texas Republican Platform:

141. Healthcare in Public Schools: We support parents' right to their informed-consent to choose, without penalty, which medications and mental health assessments are administered to their minor children. We support abolishing the "TEXAS CHILD MENTAL HEALTH CARE CONSORTIUM", the "TRAUMA-INFORMED CARE POLICY", "school-based mental health providers", "school-based or school-connected mental health interventions", and other public school programs which serve to expand access to minor children for development and training of 13 university colleges of psychiatry and their residents.

235. Mental Health: We request that the Texas Legislature provide appropriate funding for the improvement of mental health services for children and adolescents. This does not include mental health or behavioral assessments conducted without prior informed-parental-consent. includes funding for training everyone who touches the life of a child in the foster care system in trauma and trauma-informed care.

243. Healthcare Decisions: Healthcare decisions, including routine preventative care such as immunizations, should be between a patient and healthcare professional and should be protected from government intrusion. Texas public schools have a duty to inform parents they can opt out of CDC recommended vaccinations for their children. Abortion is not healthcare. Government has no right to mandate specific medical procedures or methods of healthcare. including mental health or behavioral assessments.

258. Parental Consent: We support informed-parental consent for all medical care, counseling, etc., for all minors.

**BE IT FINALLY RESOLVED**, that a copy of this resolution be sent to the \_\_\_\_\_ County Senate District # \_\_\_\_\_ Convention Resolutions Committee from Precinct \_\_\_\_\_ with the recommendation that it be passed and sent to the State Convention Platform Committee of the \_\_\_\_\_ Party of Texas.

iGov. Abbott; February 5, 2019 <https://gov.texas.gov/news/post/governor-greg-abbott-delivers-state-of-the-state-address>

iiSB11, Sec. 113.0051 <https://capitol.texas.gov/tlodocs/86R/billtext/html/SB00011F.htm>

iiiSB11, Sec. 113.0201 <https://capitol.texas.gov/tlodocs/86R/billtext/html/SB00011F.htm>

ivSB 11, Sec. 113.0052 <https://capitol.texas.gov/tlodocs/86R/billtext/html/SB00011F.htm>

vSB11, Sec. 113.0151 <https://capitol.texas.gov/tlodocs/86R/billtext/html/SB00011F.htm>

viTWITR <https://capitol.texas.gov/tlodocs/85R/handouts/C4102018062809001/2f38b1a4-5ff1-4fef-b803-2d8b91336d39.PDF>

viiDr. Dolan testifying: <https://www.youtube.com/watch?v=1V9qwDpDbPE&>

viiiThe profits of misery: how inpatient psychiatric treatment bilks the system and betrays our trust  
<https://babel.hathitrust.org/cgi/pt?id=umn.31951d00282733c&view=1up&seq=9>

ixAmerican Psychiatric Association, Amicus Brief- Barefoot v. Estelle, 1982  
<https://www.psychiatry.org/psychiatrists/search-directories-databases/library-and-archive/amicus-briefs>

xSB11, Sec. 113.0152 <https://capitol.texas.gov/tlodocs/86R/billtext/html/SB00011F.htm>