

By: Kolkhorst, et al.

S.B. No. 24

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the powers and duties of the Health and Human Services  
3 Commission and the transfer to the commission of certain powers and  
4 duties from the Department of Family and Protective Services.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Chapter 265, Family Code, is transferred to  
7 Title 9, Human Resources Code, redesignated as Chapter 137, Human  
8 Resources Code, and amended to read as follows:

9 CHAPTER 137 [~~265~~]. FAMILY SUPPORT [~~PREVENTION AND EARLY~~  
10 ~~INTERVENTION~~] SERVICES

11 SUBCHAPTER A. FAMILY SUPPORT [~~PREVENTION AND EARLY INTERVENTION~~]  
12 SERVICES

13 Sec. 137.001 [~~265.001~~]. DEFINITIONS. In this chapter:

14 (1) "At-risk family" means a family with at least one  
15 child and at least one of the following:

16 (A) a child in the family has been the subject of  
17 an investigation of abuse, neglect, or exploitation by the  
18 Department of Family and Protective Services;

19 (B) the family is experiencing conditions that  
20 increase the likelihood of involvement with the child welfare  
21 system, the criminal justice system, or the juvenile justice  
22 system; or

23 (C) the family is experiencing other conditions  
24 that threaten the self-sufficiency or stability of the family

1 ~~["Department" means the Department of Family and Protective~~  
2 ~~Services].~~

3 (2) "Commission" means the Health and Human Services  
4 Commission ~~["Division" means the prevention and early intervention~~  
5 ~~services division within the department].~~

6 (3) "Executive commissioner" means the executive  
7 commissioner of the commission.

8 (4) "Family support ~~["Prevention and early~~  
9 ~~intervention] services"~~ means programs intended to provide ~~[early]~~  
10 intervention and promote safety and stability for children and  
11 at-risk families ~~[or prevent at-risk behaviors that lead to child~~  
12 ~~abuse, delinquency, running away, truancy, and dropping out of~~  
13 ~~school].~~

14 Sec. 137.002 ~~[265.002].~~ FAMILY SUPPORT ~~[PREVENTION AND~~  
15 ~~EARLY INTERVENTION] SERVICES~~ ~~[DIVISION].~~ (a) The commission  
16 ~~[department]~~ shall:

17 (1) administer contracts ~~[operate a division]~~ to  
18 provide family support services to to ~~[for]~~ children and ~~[in]~~ at-risk  
19 ~~[situations and for the]~~ families;

20 (2) ~~[of those children and to achieve the~~  
21 ~~consolidation of prevention and early intervention services within~~  
22 ~~the jurisdiction of a single agency in order to avoid fragmentation~~  
23 ~~and duplication of services and to increase the accountability for~~  
24 ~~the delivery and administration of these services. The division~~  
25 ~~shall be called the prevention and early intervention services~~  
26 ~~division and shall have the following duties:~~

27 ~~[(1) to]~~ plan, develop, and administer an integrated

1 continuum of care system of programs providing family support  
2 services to at-risk families [~~a comprehensive and unified delivery~~  
3 ~~system of prevention and early intervention services to children~~  
4 ~~and their families in at-risk situations~~];

5 (3) administer the referral, coordination, and  
6 collaboration of family support services under this chapter with  
7 similar, existing programs the commission operates;

8 (4) [(2) to] improve the responsiveness of family  
9 support services provided to [~~for at-risk~~] children and at-risk  
10 [~~their~~] families by facilitating greater coordination and  
11 flexibility in the use of funds by state and local service  
12 providers;

13 (5) [(3) to] provide greater accountability for  
14 family support [~~prevention and early intervention~~] services in  
15 order to demonstrate the impact or public benefit of a program by  
16 adopting outcome measures; and

17 (6) [(4) to] assist local communities in the  
18 coordination and development of family support [~~prevention and~~  
19 ~~early intervention~~] services in order to maximize federal, state,  
20 and local resources.

21 (b) Family support services under this chapter are intended  
22 to:

23 (1) promote healthy outcomes and strengthen support  
24 systems for children and at-risk families;

25 (2) assist at-risk families in achieving  
26 self-sufficiency and stability;

27 (3) promote workforce participation; and

1           (4) prevent or reduce at-risk behaviors in children  
2 and at-risk families, including behaviors that may lead to:

3                   (A) child abuse or neglect;

4                   (B) delinquency, running away, truancy, dropping  
5 out of school, or substance abuse; or

6                   (C) involvement with the child welfare system,  
7 the juvenile justice system, or the criminal justice system [~~The~~  
8 ~~department's prevention and early intervention services division~~  
9 ~~must be organizationally separate from the department's divisions~~  
10 ~~performing child protective services and adult protective services~~  
11 ~~functions~~].

12           Sec. 137.003 [~~265.003~~]. COORDINATION [~~CONSOLIDATION~~] OF  
13 PROGRAMS. [~~(a)~~] In order to implement the duties provided in  
14 Section 137.002 [~~265.002~~], the commission [~~department~~] shall  
15 identify and coordinate with other [~~consolidate into the division~~]  
16 programs the commission operates with the goal of providing family  
17 support services [~~early intervention or prevention of at-risk~~  
18 ~~behavior that leads to child abuse, delinquency, running away,~~  
19 ~~truancy, and dropping out of school~~].

20           [~~(b) The division may provide additional prevention and~~  
21 ~~early intervention services in accordance with Section 265.002.~~

22           [~~Sec. 265.004. USE OF EVIDENCE-BASED PROGRAMS FOR AT-RISK~~  
23 ~~FAMILIES. (a) To the extent that money is appropriated for the~~  
24 ~~purpose, the department shall fund evidence-based programs,~~  
25 ~~including parenting education, home visitation, family support~~  
26 ~~services, mentoring, positive youth development programs, and~~  
27 ~~crisis counseling, offered by community-based organizations that~~

1 ~~are designed to prevent or ameliorate child abuse and neglect. The~~  
2 ~~programs funded under this subsection may be offered by a child~~  
3 ~~welfare board established under Section 264.005, a local~~  
4 ~~governmental board granted the powers and duties of a child welfare~~  
5 ~~board under state law, a children's advocacy center established~~  
6 ~~under Section 264.402, or other persons determined appropriate by~~  
7 ~~the department.~~

8 ~~[(a-1) The department shall ensure that not less than 75~~  
9 ~~percent of the money appropriated for parenting education programs~~  
10 ~~under Subsection (a) funds evidence-based programs or practices~~  
11 ~~described by Section 265.151(b) and that the remainder of that~~  
12 ~~money funds promising programs or practices described by Section~~  
13 ~~265.151(c) or evidence-informed programs or practices described by~~  
14 ~~Section 265.151(d).~~

15 ~~[(a-2) The department shall actively seek and apply for any~~  
16 ~~available federal funds to support parenting education programs~~  
17 ~~provided under this section.~~

18 ~~[(b) The department shall place priority on programs that~~  
19 ~~target children whose race or ethnicity is disproportionately~~  
20 ~~represented in the child protective services system.~~

21 ~~[(c) The department shall periodically evaluate the~~  
22 ~~evidence-based abuse and neglect prevention programs to determine~~  
23 ~~the continued effectiveness of the programs.~~

24 ~~[Sec. 265.0041. COLLABORATION WITH INSTITUTIONS OF HIGHER~~  
25 ~~EDUCATION. (a) Subject to the availability of funds, the Health~~  
26 ~~and Human Services Commission, on behalf of the department, shall~~  
27 ~~enter into agreements with institutions of higher education to~~

1 ~~conduct efficacy reviews of any prevention and early intervention~~  
2 ~~programs that have not previously been evaluated for effectiveness~~  
3 ~~through a scientific research evaluation process.~~

4 ~~[(b) Subject to the availability of funds, the department~~  
5 ~~shall collaborate with an institution of higher education to create~~  
6 ~~and track indicators of child well-being to determine the~~  
7 ~~effectiveness of prevention and early intervention services.]~~

8 Sec. 137.004 [~~265.005~~]. STRATEGIC PLAN. (a) The  
9 commission [~~department~~] shall develop and implement a five-year  
10 strategic plan for family support [~~prevention and early~~  
11 ~~intervention~~] services. Not later than September 1 of the last  
12 fiscal year in each five-year period, the commission [~~department~~]  
13 shall issue a new strategic plan for the next five fiscal years  
14 beginning with the following fiscal year.

15 (b) A strategic plan required under this section must:

16 (1) identify methods to leverage other sources of  
17 funding or provide support for existing community-based  
18 [~~prevention~~] efforts to provide family support services;

19 (2) include a needs assessment that identifies  
20 programs to best target family support services to the needs of  
21 underserved [~~the highest risk~~] populations and geographic areas;

22 (3) identify [~~the goals and~~] priorities and specific  
23 commission actions to coordinate and provide family support  
24 services to children and at-risk families [~~for the department's~~  
25 ~~overall prevention efforts~~];

26 (4) identify and report on specific outcome  
27 measurements by obtaining and reporting de-identified aggregate

1 data, as permitted by other law, on the number of program  
2 participants who are:

3 (A) involved in the child welfare system, the  
4 juvenile justice system, or the criminal justice system;

5 (B) recipients of other services the commission  
6 offers; or

7 (C) listed in the central registry of the names  
8 of individuals found to have abused or neglected a child maintained  
9 under Section 261.002, Family Code [~~report the results of previous~~  
10 ~~prevention efforts using available information in the plan~~];

11 (5) identify additional methods of measuring program  
12 effectiveness and results or outcomes;

13 (6) identify methods to collaborate with other state  
14 agencies on [~~prevention~~] efforts to provide family support  
15 services;

16 (7) identify specific strategies to implement the plan  
17 and to develop measures for reporting on the overall progress  
18 toward the plan's goals;

19 [~~identify strategies and goals for increasing the~~  
20 ~~number of families receiving prevention and early intervention~~  
21 ~~services each year, subject to the availability of funds, to reach~~  
22 ~~targets set by the department for providing services to families~~  
23 ~~that are eligible to receive services through parental education,~~  
24 ~~family support, and community-based programs financed with~~  
25 ~~federal, state, local, or private resources; and~~

26 [~~9~~] identify specific strategies to increase local  
27 capacity for the delivery of family support [~~prevention and early~~

1 ~~intervention]~~ services through collaboration with communities and  
2 stakeholders; and

3 (9) address methods for coordinating with other  
4 commission programs under Section 137.003.

5 (c) The commission [~~department~~] shall coordinate with  
6 interested parties and communities in developing the strategic plan  
7 under this section.

8 (d) The commission [~~department~~] shall annually review and  
9 appropriately update the strategic plan developed under this  
10 section.

11 (e) The commission [~~department~~] shall post the strategic  
12 plan developed under this section and any update to the plan on its  
13 Internet website.

14 [~~Sec. 265.006. PROHIBITION ON USE OF AGENCY NAME OR LOGO.~~  
15 ~~The department may not allow the use of the department's name or~~  
16 ~~identifying logo or insignia on forms or other materials related to~~  
17 ~~the department's prevention and early intervention services that~~  
18 ~~are:~~

19 ~~[(1) provided by the department's contractors; or~~  
20 ~~[(2) distributed by the department's contractors to~~  
21 ~~the department's clients.~~

22 [~~Sec. 265.007. IMPROVING PROVISION OF PREVENTION AND EARLY~~  
23 ~~INTERVENTION SERVICES. (a) To improve the effectiveness and~~  
24 ~~delivery of prevention and early intervention services, the~~  
25 ~~department shall:~~

26 ~~[(1) identify geographic areas that have a high need~~  
27 ~~for prevention and early intervention services but do not have~~



1 ~~prevention and early intervention services available in the area or~~  
2 ~~have only unevaluated prevention and early intervention services~~  
3 ~~available in the area; and~~

4 ~~[(2) develop strategies for community partners to:~~

5 ~~[(A) improve the early recognition of child abuse~~  
6 ~~or neglect;~~

7 ~~[(B) improve the reporting of child abuse and~~  
8 ~~neglect; and~~

9 ~~[(C) reduce child fatalities.~~

10 ~~[(b) The department may not use data gathered under this~~  
11 ~~section to identify a specific family or individual.~~

12 ~~[Sec. 265.008. EVALUATION OF PREVENTION AND EARLY~~  
13 ~~INTERVENTION SERVICES. (a) The department may enter into~~  
14 ~~agreements with institutions of higher education to conduct~~  
15 ~~efficacy reviews of any prevention and early intervention services~~  
16 ~~provided under this chapter that have not previously been evaluated~~  
17 ~~for effectiveness in a research evaluation. The efficacy review~~  
18 ~~shall include, when possible, a cost-benefit analysis of the~~  
19 ~~program to the state and, when applicable, the return on investment~~  
20 ~~of the program to the state.~~

21 ~~[(b) The department may not enter into an agreement to~~  
22 ~~conduct a program efficacy evaluation under this section unless:~~

23 ~~[(1) the agreement with the institution of higher~~  
24 ~~education is cost neutral; and~~

25 ~~[(2) the department and institution of higher~~  
26 ~~education conducting the evaluation under this section protect the~~  
27 ~~identity of individuals who are receiving services from the~~

1 ~~department that are being evaluated.]~~

2 SUBCHAPTER B. FAMILY SUPPORT SERVICES PROGRAMS FOR CHILD ABUSE AND  
3 NEGLECT [~~PRIMARY~~] PREVENTION [~~PROGRAMS~~]

4 Sec. 137.051 [~~265.051~~]. DEFINITIONS. In this subchapter:

5 (1) "Child abuse and neglect prevention" means family  
6 support services designed to prevent child abuse and neglect before  
7 the abuse or neglect occurs. The term includes child fatality  
8 prevention education programs and other activities directed at the  
9 general public to stop child abuse and neglect.

10 (2) "Children's trust fund" means a child abuse and  
11 neglect [~~primary~~] prevention program.

12 [~~(2) "Primary prevention" means services and~~  
13 ~~activities available to the community at large or to families to~~  
14 ~~prevent child abuse and neglect before it occurs. The term includes~~  
15 ~~infant mortality prevention education programs.]~~

16 (3) "Operating fund" means the commission's  
17 [~~Department of Family and Protective Services~~] child abuse and  
18 neglect prevention operating fund account.

19 (4) "State agency" means a board, commission,  
20 department, office, or other state agency that:

21 (A) is in the executive branch of the state  
22 government;

23 (B) was created by the constitution or a statute  
24 of this state; and

25 (C) has statewide jurisdiction.

26 (5) "Trust fund" means the commission's child abuse  
27 and neglect prevention trust fund account.

1           Sec. 137.052 [~~265.052~~]. CHILD ABUSE AND NEGLECT [~~PRIMARY~~]  
2 PREVENTION PROGRAMS. (a) The commission [~~department~~] shall  
3 operate the children's trust fund to:

4           (1) set policy, offer resources for community  
5 [~~primary~~] prevention programs, and provide information and  
6 education on family support services and prevention of child abuse  
7 and neglect;

8           (2) develop a state plan for expending funds for child  
9 abuse and neglect [~~primary~~] prevention programs that includes an  
10 annual schedule of transfers of trust fund money to the operating  
11 fund;

12           (3) develop eligibility criteria for applicants  
13 requesting funding for child abuse and neglect [~~primary~~] prevention  
14 programs; and

15           (4) establish funding priorities for child abuse and  
16 neglect [~~primary~~] prevention programs.

17           (b) The children's trust fund shall accommodate the  
18 commission's [~~department's~~] existing rules and policies in  
19 procuring, awarding, and monitoring contracts and grants.

20           (c) The commission [~~department~~] may:

21           (1) apply for and receive funds made available by the  
22 federal government or another public or private source for  
23 administering programs under this subchapter and for funding for  
24 child abuse and neglect [~~primary~~] prevention programs; and

25           (2) solicit donations for child abuse and neglect  
26 [~~primary~~] prevention programs.

27           Sec. 137.053 [~~265.053~~]. ADMINISTRATIVE AND OTHER COSTS.

1 (a) Administrative costs under this subchapter during any fiscal  
2 year may not exceed an amount equal to 50 percent of the interest  
3 credited to the trust fund during the preceding fiscal year.

4 (b) Funds expended under a special project grant from a  
5 governmental source or a nongovernmental source for public  
6 education or public awareness may not be counted as administrative  
7 costs for the purposes of this section.

8 Sec. 137.054 [~~265.054~~]. CHILD ABUSE AND NEGLECT PREVENTION  
9 TRUST FUND ACCOUNT. (a) The child abuse and neglect prevention  
10 trust fund account is an account in the general revenue fund. Money  
11 in the trust fund is dedicated to child abuse and neglect [~~primary~~]  
12 prevention programs and family support services programs.

13 (b) The commission [~~department~~] may transfer money  
14 contained in the trust fund to the operating fund at any time.  
15 However, during a fiscal year the commission [~~department~~] may not  
16 transfer more than the amount appropriated for the operating fund  
17 for that fiscal year. Money transferred to the operating fund that  
18 was originally deposited to the credit of the trust fund under  
19 Section 118.022, Local Government Code, may be used only for child  
20 abuse and neglect [~~primary~~] prevention programs.

21 (c) Interest earned on the trust fund shall be credited to  
22 the trust fund.

23 (d) The trust fund is exempt from the application of Section  
24 403.095, Government Code.

25 (e) All marriage license fees and other fees collected for  
26 and deposited in the trust fund and interest earned on the trust  
27 fund balance shall be appropriated each biennium only to the

1 operating fund for child abuse and neglect [~~primary~~] prevention  
2 programs and family support services programs.

3 Sec. 137.055 [~~265.055~~]. COMMISSION [~~DEPARTMENT~~] OPERATING  
4 FUND ACCOUNT. (a) The operating fund is an account in the general  
5 revenue fund.

6 (b) Administrative and other costs allowed in Section  
7 137.053 [~~265.053~~] shall be taken from the operating fund. The  
8 commission [~~department~~] may transfer funds contained in the  
9 operating fund to the trust fund at any time.

10 (c) The legislature may appropriate the money in the  
11 operating fund to carry out the provisions of this subchapter.

12 (d) The operating fund is exempt from the application of  
13 Section 403.095, Government Code.

14 [~~Sec. 265.056. CONTRIBUTIONS. (a) The department may~~  
15 ~~solicit contributions from any appropriate source.~~

16 [~~(b) Any other contributions for child abuse and neglect~~  
17 ~~primary prevention or other prevention and early intervention~~  
18 ~~programs shall be deposited into a separate designated fund in the~~  
19 ~~state treasury and shall be used for that designated purpose.~~

20 [~~(c) A person may contribute funds to either the trust fund,~~  
21 ~~the operating fund, or a fund designated by the department for a~~  
22 ~~specific child abuse and neglect primary prevention or other~~  
23 ~~prevention or early intervention purpose.~~

24 [~~(d) If a person designates that a contribution is intended~~  
25 ~~as a donation to a specific fund, the contribution shall be~~  
26 ~~deposited in the designated fund.]~~

27 Sec. 137.056 [~~265.057~~]. COMMUNITY YOUTH DEVELOPMENT

1 GRANTS. (a) Subject to available funding, the commission  
2 [~~department~~] shall award community youth development grants to  
3 communities identified by incidence of crime. The commission  
4 [~~department~~] shall give priority in awarding grants under this  
5 section to areas of the state in which there is a high incidence of  
6 juvenile crime.

7 (b) The purpose of a grant under this section is to assist a  
8 community in alleviating conditions in the family and community  
9 that lead to juvenile crime.

10 SUBCHAPTER C. NURSE-FAMILY PARTNERSHIP COMPETITIVE GRANT PROGRAM

11 Sec. 137.101 [~~265.101~~]. DEFINITIONS. In this subchapter:

12 (1) "Competitive grant program" means the  
13 nurse-family partnership competitive grant program established  
14 under this subchapter.

15 (2) "Partnership program" means a nurse-family  
16 partnership program.

17 Sec. 137.102 [~~265.102~~]. OPERATION OF NURSE-FAMILY

18 PARTNERSHIP COMPETITIVE GRANT PROGRAM. (a) The commission  
19 [~~department~~] shall operate a nurse-family partnership competitive  
20 grant program for [~~through which~~] the commission to [~~department~~  
21 ~~will~~] award grants for the implementation of nurse-family  
22 partnership programs, or the expansion of existing programs, and  
23 for the operation of those programs for a period of not less than  
24 two years.

25 (b) The commission [~~department~~] shall award grants under  
26 the program to applicants, including applicants operating existing  
27 programs, in a manner that ensures that the partnership programs

1 collectively~~+~~  
2 [~~(1)~~] operate in multiple communities that are  
3 geographically distributed throughout this state~~+, and~~  
4 [~~(2)~~ ~~provide program services to approximately 2,000~~  
5 ~~families~~].

6 Sec. 137.103 [~~265.103~~]. PARTNERSHIP PROGRAM REQUIREMENTS.  
7 A partnership program funded through a grant awarded under this  
8 subchapter must:

9 (1) strictly adhere to the program model developed by  
10 the Nurse-Family Partnership National Service Office, including  
11 any clinical, programmatic, and data collection requirements of  
12 that model;

13 (2) require that registered nurses regularly visit the  
14 homes of low-income, first-time mothers participating in the  
15 program to provide services designed to:

- 16 (A) improve pregnancy outcomes;
- 17 (B) improve child health and development;
- 18 (C) improve family economic self-sufficiency and  
19 stability; ~~and~~
- 20 (D) reduce the incidence of child abuse and  
21 neglect;
- 22 (E) increase workforce participation; and
- 23 (F) reduce reliance on state and federal public  
24 assistance programs;

25 (3) require that nurses who provide services through  
26 the program:

- 27 (A) receive training from the office of the

1 attorney general at least once each year on procedures by which a  
2 person may voluntarily acknowledge the paternity of a child and on  
3 the availability of child support services from the office;

4 (B) provide a mother with information about the  
5 rights, responsibilities, and benefits of establishing the  
6 paternity of her child, if appropriate;

7 (C) provide assistance to a mother and the  
8 alleged father of her child if the mother and alleged father seek to  
9 voluntarily acknowledge paternity of the child, if appropriate; and

10 (D) provide information to a mother about the  
11 availability of child support services from the office of the  
12 attorney general; and

13 (4) require that the regular nurse visits described by  
14 Subdivision (2) begin not later than a mother's 28th week of  
15 gestation and end when her child reaches two years of age.

16 Sec. 137.104 [~~265.104~~]. APPLICATION. (a) A public or  
17 private entity, including a county, municipality, or other  
18 political subdivision of this state, may apply for a grant under  
19 this subchapter.

20 (b) To apply for a grant, an applicant must submit a written  
21 application to the commission [~~department~~] on a form prescribed by  
22 the commission [~~department~~] in consultation with the Nurse-Family  
23 Partnership National Service Office.

24 (c) The application [~~prescribed by the department~~] must:

25 (1) require the applicant to provide data on the  
26 number of low-income, first-time mothers residing in the community  
27 in which the applicant proposes to operate or expand a partnership



1 program and provide a description of existing services available to  
2 those mothers;

3 (2) describe the ongoing monitoring and evaluation  
4 process to which a grant recipient is subject under Section 137.107  
5 [~~265.109~~], including the recipient's obligation to collect and  
6 provide information requested by the commission [~~department~~] under  
7 Section 137.107(c) [~~265.109(c)~~]; and

8 (3) require the applicant to provide other relevant  
9 information as determined by the commission [~~department~~].

10 [~~Sec. 265.105. ADDITIONAL CONSIDERATIONS IN AWARDING~~  
11 ~~GRANTS. In addition to the factors described by Sections~~  
12 ~~265.102(b) and 265.103, in determining whether to award a grant to~~  
13 ~~an applicant under this subchapter, the department shall consider:~~

14 [~~(1) the demonstrated need for a partnership program~~  
15 ~~in the community in which the applicant proposes to operate or~~  
16 ~~expand the program, which may be determined by considering:~~

17 [~~(A) the poverty rate, the crime rate, the number~~  
18 ~~of births to Medicaid recipients, the rate of poor birth outcomes,~~  
19 ~~and the incidence of child abuse and neglect during a prescribed~~  
20 ~~period in the community; and~~

21 [~~(B) the need to enhance school readiness in the~~  
22 ~~community;~~

23 [~~(2) the applicant's ability to participate in ongoing~~  
24 ~~monitoring and performance evaluations under Section 265.109,~~  
25 ~~including the applicant's ability to collect and provide~~  
26 ~~information requested by the department under Section 265.109(c);~~

27 [~~(3) the applicant's ability to adhere to the~~

1 ~~partnership program standards adopted under Section 265.106,~~

2           ~~[(4) the applicant's ability to develop broad-based~~  
3 ~~community support for implementing or expanding a partnership~~  
4 ~~program, as applicable; and~~

5           ~~[(5) the applicant's history of developing and~~  
6 ~~sustaining innovative, high-quality programs that meet the needs of~~  
7 ~~families and communities.]~~

8           Sec. 137.105 [~~265.106~~]. PARTNERSHIP PROGRAM STANDARDS.  
9 The executive commissioner [~~, with the assistance of the~~  
10 ~~Nurse-Family Partnership National Service Office,~~] shall adopt  
11 standards for the partnership programs funded under this  
12 subchapter. The standards must be consistent with [~~adhere to~~] the  
13 Nurse-Family Partnership National Service Office program model  
14 standards and guidelines that were developed in multiple,  
15 randomized clinical trials and have been tested and replicated in  
16 multiple communities.

17           Sec. 137.106 [~~265.107~~]. USE OF AWARDED GRANT FUNDS. The  
18 grant funds awarded under this subchapter may be used only to cover  
19 costs related to implementing or expanding and operating a  
20 partnership program, including costs related to:

- 21           (1) administering the program;
- 22           (2) training and managing registered nurses who  
23 participate in the program;
- 24           (3) paying the salaries and expenses of registered  
25 nurses who participate in the program;
- 26           (4) paying for facilities and equipment for the  
27 program; and

1           (5) paying for services provided by the Nurse-Family  
2 Partnership National Service Office to ensure a grant recipient  
3 adheres to the organization's program model.

4           ~~[Sec. 265.108. STATE NURSE CONSULTANT. Using money~~  
5 ~~appropriated for the competitive grant program, the department~~  
6 ~~shall hire or contract with a state nurse consultant to assist grant~~  
7 ~~recipients with implementing or expanding and operating the~~  
8 ~~partnership programs in the applicable communities.]~~

9           Sec. 137.107 [~~265.109~~]. PROGRAM MONITORING AND EVALUATION;  
10 ANNUAL COMMITTEE REPORTS. (a) The commission [~~department, with~~  
11 ~~the assistance of the Nurse-Family Partnership National Service~~  
12 ~~Office,~~] shall:

13           (1) adopt performance indicators that are designed to  
14 measure a grant recipient's performance with respect to the  
15 partnership program standards adopted by the executive  
16 commissioner under Section 137.105 [~~265.106~~];

17           (2) use the performance indicators to continuously  
18 monitor and formally evaluate on an annual basis the performance of  
19 each grant recipient; and

20           (3) prepare and submit an annual report, not later  
21 than December 1 of each year, to the Senate Health and Human  
22 Services Committee, or its successor, and the House Human Services  
23 Committee, or its successor, regarding the performance of each  
24 grant recipient during the preceding state fiscal year with respect  
25 to providing partnership program services.

26           (b) The report required under Subsection (a)(3) must  
27 include:

1 (1) the number of:

2 (A) low-income, first-time mothers to whom each  
3 grant recipient provided partnership program services and, of that  
4 number, the number of mothers who established the paternity of an  
5 alleged father as a result of services provided under the program;

6 (B) mothers who married the father or reside in  
7 the same household with the father;

8 (C) mothers who have previous involvement with  
9 the child welfare system, the criminal justice system, or the  
10 juvenile justice system; and

11 (D) mothers who receive other services from the  
12 commission;

13 (2) the extent to which each grant recipient made  
14 regular visits to mothers during the period described by Section  
15 137.103(4) [~~265.103(4)~~]; and

16 (3) the extent to which each grant recipient adhered  
17 to the Nurse-Family Partnership National Service Office's program  
18 model, including the extent to which registered nurses:

19 (A) conducted home visitations comparable in  
20 frequency, duration, and content to those delivered in Nurse-Family  
21 Partnership National Service Office clinical trials; and

22 (B) assessed the health and well-being of mothers  
23 and children participating in the partnership programs in  
24 accordance with indicators of maternal, child, and family health  
25 defined by the [~~department in consultation with the~~] Nurse-Family  
26 Partnership National Service Office and required by the commission.

27 (c) On request, each grant recipient shall timely collect

1 and provide data and any other information required by the  
2 commission [~~department~~] to monitor and evaluate the recipient or to  
3 prepare the report required by this section.

4 Sec. 137.108 [~~265.110~~]. COMPETITIVE GRANT PROGRAM FUNDING.

5 (a) The commission [~~department~~] shall actively seek and apply for  
6 any available federal funds, including federal Medicaid and  
7 Temporary Assistance for Needy Families (TANF) funds, to assist in  
8 financing the competitive grant program established under this  
9 subchapter.

10 (b) The commission [~~department~~] may use appropriated funds  
11 from the state government and may accept gifts, donations, and  
12 grants of money from the federal government, local governments,  
13 private corporations, or other persons to assist in financing the  
14 competitive grant program.

15 SUBCHAPTER D. EVIDENCE-BASED PROGRAMS AND PRACTICES

16 Sec. 137.151 [~~265.151~~]. REQUIREMENTS FOR PROGRAMS AND  
17 PRACTICES ON EVIDENCE-BASED SPECTRUM. (a) [~~(b)~~] An evidence-based  
18 program or practice is a program or practice that:

- 19 (1) is research-based and grounded in relevant,  
20 empirical knowledge and program-determined outcomes;
- 21 (2) has comprehensive standards ensuring the highest  
22 quality service delivery with continuous improvement in the quality  
23 of service delivery;
- 24 (3) has demonstrated significant positive outcomes;
- 25 (4) has been evaluated by at least one rigorous,  
26 random, controlled research trial across heterogeneous populations  
27 or communities with research results that have been published in a

1 peer-reviewed journal;

2 (5) substantially complies with a program or practice  
3 manual or design that specifies the purpose, outcomes, duration,  
4 and frequency of the program or practice services;

5 (6) employs well-trained and competent staff and  
6 provides continual relevant professional development opportunities  
7 to the staff; and

8 (7) is associated with an organization in this state,  
9 a national organization, an institution of higher education, or a  
10 national or state public health institute.

11 (b) [~~(c)~~] A promising program or practice is a program or  
12 practice that:

13 (1) has an active impact evaluation of the program or  
14 practice or demonstrates a schedule for implementing an active  
15 impact evaluation of the program or practice;

16 (2) has been evaluated by at least one outcome-based  
17 study demonstrating effectiveness or random, controlled trial in a  
18 homogeneous sample;

19 (3) substantially complies with a program or practice  
20 manual or design that specifies the purpose, outcomes, duration,  
21 and frequency of the program or practice services;

22 (4) employs well-trained and competent staff and  
23 provides continual relevant professional development opportunities  
24 to the staff; and

25 (5) is research-based and grounded in relevant,  
26 empirical knowledge and program- or practice-determined outcomes.

27 (c) [~~(d)~~] An evidence-informed program or practice is a

1 program or practice that:

2 (1) combines well-researched interventions with  
3 clinical experience and ethics, and client preferences and culture,  
4 to guide and inform the delivery of treatments and services;

5 (2) has an active impact evaluation of the program or  
6 practice or demonstrates a schedule for implementing an active  
7 impact evaluation of the program or practice;

8 (3) substantially complies with a program or practice  
9 manual or design that specifies the purpose, outcome, duration, and  
10 frequency of the program or practice services; and

11 (4) employs well-trained and competent staff and  
12 provides continual relevant professional development opportunities  
13 to the staff.

14 Sec. 137.152 [~~265.152~~]. OUTCOMES OF EVIDENCE-BASED FAMILY  
15 SUPPORT SERVICES [~~PREVENTION AND EARLY INTERVENTION~~] PROGRAMS AND  
16 PRACTICES. The commission [~~department~~] shall ensure that a family  
17 support services [~~prevention and early intervention~~] program or  
18 practice provided under this subchapter achieves favorable  
19 behavioral outcomes in at least two of the following areas:

20 (1) improved cognitive development of children;

21 (2) increased readiness for and participation and  
22 performance in school;

23 (3) reduced child abuse, neglect, and injury;

24 (4) improved child safety;

25 (5) improved social-emotional development of children  
26 and youth;

27 (6) increased protective factors, including

1 nurturing, bonding, and other parenting skills;

2 (7) improved family economic self-sufficiency;

3 (8) reduced parental or youth involvement with the  
4 criminal justice system; and

5 (9) increased paternal involvement and support.

6 Sec. 137.153 [~~265.153~~]. EVALUATION OF FAMILY SUPPORT  
7 SERVICES [~~PREVENTION AND EARLY INTERVENTION~~] PROGRAMS AND  
8 PRACTICES. (a) The commission [~~department~~] shall adopt outcome  
9 indicators to measure the effectiveness of family support services  
10 [~~prevention and early intervention~~] programs and practices  
11 provided under this subchapter in achieving desired outcomes.

12 (b) The commission [~~department~~] may work directly with the  
13 model developer of a family support services [~~prevention and early~~  
14 ~~intervention~~] program or practice to identify appropriate outcome  
15 indicators for the program or practice and to ensure that the  
16 program or practice substantially complies with the model.

17 (c) The commission [~~department~~] shall develop internal  
18 processes to share information with family support services  
19 [~~prevention and early intervention service~~] providers to assist the  
20 commission [~~department~~] in analyzing the performance of the  
21 programs or practices.

22 (d) The commission [~~department~~] shall use information  
23 obtained under this section to:

24 (1) monitor family support services [~~prevention and~~  
25 ~~early intervention~~] programs and practices;

26 (2) continually improve the quality of the programs  
27 and practices; and



1           (3) evaluate the effectiveness of the programs and  
2 practices.

3           ~~[Sec. 265.154. REPORTS TO LEGISLATURE. (a) Not later than~~  
4 ~~December 1 of each even-numbered year, the department shall prepare~~  
5 ~~and submit a report on state-funded prevention and early~~  
6 ~~intervention programs and practices to the standing committees of~~  
7 ~~the senate and house of representatives with jurisdiction over~~  
8 ~~child protective services.~~

9           ~~[(b) A report submitted under this section must include:~~

10           ~~[(1) a description of the prevention and early~~  
11 ~~intervention programs and practices implemented and of the models~~  
12 ~~associated with the programs and practices;~~

13           ~~[(2) information on the families served by the~~  
14 ~~programs and practices, including the number of families served and~~  
15 ~~their demographic information;~~

16           ~~[(3) the goals and achieved outcomes of the~~  
17 ~~implemented programs and practices;~~

18           ~~[(4) information on the cost for each family served,~~  
19 ~~including any available third-party return-on-investment analysis;~~  
20 ~~and~~

21           ~~[(5) information explaining the percentage of money~~  
22 ~~spent on evidence-based programs and practices, on promising~~  
23 ~~programs and practices, and on evidence-informed programs and~~  
24 ~~practices.]~~

25           Sec. 137.154 [~~265.155~~]. RULES. The executive commissioner  
26 [~~of the department~~] may adopt rules as necessary to implement this  
27 subchapter.

1 SECTION 2. Subchapter D, Chapter 264, Family Code, is  
2 transferred to Chapter 137, Human Resources Code, as redesignated  
3 by this Act, redesignated as Subchapter E, Chapter 137, Human  
4 Resources Code, and amended to read as follows:

5 SUBCHAPTER E [~~D~~]. SERVICES FOR [~~TO~~] AT-RISK YOUTH

6 Sec. 137.201 [~~264.301~~]. SERVICES FOR AT-RISK YOUTH. (a)  
7 The commission [~~department~~] shall operate a program to provide  
8 family support services for children in at-risk situations and for  
9 the families of those children.

10 (b) The services under this section may include:

- 11 (1) crisis family intervention;
- 12 (2) emergency short-term residential care;
- 13 (3) family counseling;
- 14 (4) parenting skills training;
- 15 (5) youth coping skills training;
- 16 (6) mentoring; and
- 17 (7) advocacy training.

18 Sec. 137.202 [~~264.302~~]. EARLY YOUTH INTERVENTION SERVICES.

19 (a) This section applies to a child who:

- 20 (1) is seven years of age or older and under 17 years  
21 of age; and
- 22 (2) has not had the disabilities of minority for  
23 general purposes removed under Chapter 31, Family Code.

24 (b) The commission [~~department~~] shall operate a program  
25 under this section to provide family support services for children  
26 in at-risk situations and for the families of those children.

27 (c) The commission [~~department~~] may not provide services

1 under this section to a child who has:

2 (1) at any time been referred to juvenile court for  
3 engaging in conduct that violates a penal law of this state of the  
4 grade of felony other than a state jail felony; or

5 (2) been found to have engaged in delinquent conduct  
6 under Title 3, Family Code.

7 (d) The commission [~~department~~] may provide services under  
8 this section to a child who engages in conduct for which the child  
9 may be found by a court to be an at-risk child, without regard to  
10 whether the conduct violates a penal law of this state of the grade  
11 of felony other than a state jail felony, if the child was younger  
12 than 10 years of age at the time the child engaged in the conduct.

13 (e) The commission [~~department~~] shall provide services for  
14 a child and the child's family if a contract to provide services  
15 under this section is available in the county and the child is  
16 referred to the commission [~~department~~] as an at-risk child by:

17 (1) a juvenile court or probation department as part  
18 of a progressive sanctions program under Chapter 59, Family Code;

19 (2) a law enforcement officer or agency under Section  
20 52.03, Family Code; or

21 (3) a justice or municipal court under Article 45.057,  
22 Code of Criminal Procedure.

23 (f) The services under this section may include:

24 (1) crisis family intervention;

25 (2) emergency short-term residential care for  
26 children 10 years of age or older;

27 (3) family counseling;

- (4) parenting skills training;
- (5) youth coping skills training;
- (6) advocacy training; and
- (7) mentoring.

SECTION 3. Chapter 53, Human Resources Code, is transferred to Chapter 137, Human Resources Code, as redesignated by this Act, redesignated as Subchapter F, Chapter 137, Human Resources Code, and amended to read as follows:

SUBCHAPTER F [~~CHAPTER 53~~]. PREVENTIVE SERVICES FOR VETERANS AND MILITARY FAMILIES

Sec. 137.251 [~~53.001~~]. DEFINITIONS. In this subchapter, "veteran" [~~chapter:~~

[~~(1) "Department" means the Department of Family and Protective Services.~~

[~~(2) "Veteran"~~] means a person who has served in:

(1) [~~(A)~~] the army, navy, air force, coast guard, or marine corps of the United States;

(2) [~~(B)~~] the state military forces as defined by Section 431.001, Government Code; or

(3) [~~(C)~~] an auxiliary service of one of those branches of the armed forces.

Sec. 137.252 [~~53.002~~]. VETERANS AND MILITARY FAMILIES PREVENTIVE SERVICES PROGRAM. (a) The commission [~~department~~] shall develop and implement a preventive services program to serve veterans and military families who have committed or experienced or who are at a high risk of:

- (1) family violence; or

1 (2) abuse or neglect.

2 (b) The program must:

3 (1) be designed to coordinate with community-based  
4 organizations to provide prevention services;

5 (2) include a prevention component and an early  
6 intervention component;

7 (3) include collaboration with services for child  
8 welfare, services for early childhood education, and other child  
9 and family services programs; and

10 (4) coordinate with the community collaboration  
11 initiative developed under Subchapter I, Chapter 434, Government  
12 Code, and committees formed by local communities as part of that  
13 initiative.

14 ~~[(c) The program must be established initially as a pilot  
15 program in areas of the state in which the department considers the  
16 implementation practicable. The department shall evaluate the  
17 outcomes of the pilot program and ensure that the program is  
18 producing positive results before implementing the program  
19 throughout the state.]~~

20 ~~[(d) The department shall evaluate the program and prepare  
21 an annual report on the outcomes of the program. The department  
22 shall publish the report on the department's Internet website.]~~

23 SECTION 4. Article 45.057(b), Code of Criminal Procedure,  
24 is amended to read as follows:

25 (b) On a finding by a justice or municipal court that a child  
26 committed an offense that the court has jurisdiction of under  
27 Article 4.11 or 4.14, the court has jurisdiction to enter an order:

1           (1) referring the child or the child's parent for  
2 services under Section 137.202, Human Resources Code [~~264.302,~~  
3 ~~Family Code~~];

4           (2) requiring that the child attend a special program  
5 that the court determines to be in the best interest of the child  
6 and, if the program involves the expenditure of municipal or county  
7 funds, that is approved by the governing body of the municipality or  
8 county commissioners court, as applicable, including a  
9 rehabilitation, counseling, self-esteem and leadership, work and  
10 job skills training, job interviewing and work preparation,  
11 self-improvement, parenting, manners, violence avoidance,  
12 tutoring, sensitivity training, parental responsibility, community  
13 service, restitution, advocacy, or mentoring program; or

14           (3) requiring that the child's parent do any act or  
15 refrain from doing any act that the court determines will increase  
16 the likelihood that the child will comply with the orders of the  
17 court and that is reasonable and necessary for the welfare of the  
18 child, including:

19                   (A) attend a parenting class or parental  
20 responsibility program; and

21                   (B) attend the child's school classes or  
22 functions.

23           SECTION 5. Section 52.03(c), Family Code, is amended to  
24 read as follows:

25           (c) A disposition authorized by this section may involve:

26                   (1) referral of the child to an agency other than the  
27 juvenile court;

1           (2) a brief conference with the child and his parent,  
2 guardian, or custodian; or

3           (3) referral of the child and the child's parent,  
4 guardian, or custodian for services under Section 137.202, Human  
5 Resources Code [~~264.302~~].

6           SECTION 6. Section 59.004(a), Family Code, is amended to  
7 read as follows:

8           (a) For a child at sanction level one, the juvenile court or  
9 probation department may:

10           (1) require counseling for the child regarding the  
11 child's conduct;

12           (2) inform the child of the progressive sanctions that  
13 may be imposed on the child if the child continues to engage in  
14 delinquent conduct or conduct indicating a need for supervision;

15           (3) inform the child's parents or guardians of the  
16 parents' or guardians' responsibility to impose reasonable  
17 restrictions on the child to prevent the conduct from recurring;

18           (4) provide information or other assistance to the  
19 child or the child's parents or guardians in securing needed social  
20 services;

21           (5) require the child or the child's parents or  
22 guardians to participate in a program for services under Section  
23 137.202, Human Resources Code [~~264.302~~], if a program under Section  
24 137.202 [~~264.302~~] is available to the child or the child's parents  
25 or guardians;

26           (6) refer the child to a community-based citizen  
27 intervention program approved by the juvenile court;

1 (7) release the child to the child's parents or  
2 guardians; and

3 (8) require the child to attend and successfully  
4 complete an educational program described by Section 37.218,  
5 Education Code, or another equivalent educational program.

6 SECTION 7. Section 59.005(a), Family Code, is amended to  
7 read as follows:

8 (a) For a child at sanction level two, the juvenile court,  
9 the prosecuting attorney, or the probation department may, as  
10 provided by Section 53.03:

11 (1) place the child on deferred prosecution for not  
12 less than three months or more than six months;

13 (2) require the child to make restitution to the  
14 victim of the child's conduct or perform community service  
15 restitution appropriate to the nature and degree of harm caused and  
16 according to the child's ability;

17 (3) require the child's parents or guardians to  
18 identify restrictions the parents or guardians will impose on the  
19 child's activities and requirements the parents or guardians will  
20 set for the child's behavior;

21 (4) provide the information required under Sections  
22 59.004(a)(2) and (4);

23 (5) require the child or the child's parents or  
24 guardians to participate in a program for services under Section  
25 137.202, Human Resources Code [~~264.302~~], if a program under Section  
26 137.202 [~~264.302~~] is available to the child or the child's parents  
27 or guardians;



1 (6) refer the child to a community-based citizen  
2 intervention program approved by the juvenile court; and

3 (7) if appropriate, impose additional conditions of  
4 probation.

5 SECTION 8. Section 261.002, Family Code, is amended by  
6 adding Subsection (d) to read as follows:

7 (d) The department shall provide the Health and Human  
8 Services Commission with access to the central registry as  
9 necessary for the commission to perform its duties under Section  
10 137.004, Human Resources Code.

11 SECTION 9. Section 40.0025(b), Human Resources Code, is  
12 amended to read as follows:

13 (b) In accordance with Subchapter A-1, Chapter 531,  
14 Government Code, and notwithstanding any other law, the department  
15 performs only functions, including the statewide intake of reports  
16 and other information, related to the following services:

17 (1) child protective services, including services  
18 that are required by federal law to be provided by this state's  
19 child welfare agency;

20 (2) adult protective services, other than  
21 investigations of the alleged abuse, neglect, or exploitation of an  
22 elderly person or person with a disability:

23 (A) in a facility operated, or in a facility or by  
24 a person licensed, certified, or registered, by a state agency; or

25 (B) by a provider that has contracted to provide  
26 home and community-based services; and

27 (3) family support [~~prevention and early~~

1 ~~intervention~~] services functions, including:

2 (A) family support [~~prevention and early~~  
3 ~~intervention~~] services as defined under Section 137.001 [~~265.001,~~  
4 ~~Family Code~~]; and

5 (B) programs that:

6 (i) provide parent education;

7 (ii) promote healthier parent-child  
8 relationships; or

9 (iii) prevent family violence.

10 SECTION 10. Subtitle B, Title 2, Health and Safety Code, is  
11 amended by adding Chapter 54 to read as follows:

12 CHAPTER 54. TEXAS PREGNANCY AND PARENTING SUPPORT NETWORK

13 Sec. 54.001. DEFINITIONS. In this chapter:

14 (1) "Abortion" has the meaning assigned by Section  
15 245.002.

16 (2) "Network contractor" means a person who contracts  
17 with the commission to provide or coordinate the provision of  
18 services under this chapter.

19 Sec. 54.002. ESTABLISHMENT. (a) The commission shall  
20 establish the Texas Pregnancy and Parenting Support Network as a  
21 continuation of the alternatives to abortion program to:

22 (1) promote healthy pregnancy and childbirth;

23 (2) increase access to resources that promote family  
24 and child development;

25 (3) encourage family formation;

26 (4) increase the number of families who achieve  
27 economic self-sufficiency; and

1           (5) provide a local approach and personalized support  
2 to pregnant women to promote childbirth in all instances of  
3 pregnancy.

4           (b) The commission shall contract with network contractors  
5 to establish a statewide network of service providers, including  
6 pregnancy support centers, adoption assistance providers, and  
7 maternity homes, to provide the services described by Section  
8 54.003. The commission may contract with the service providers to  
9 provide the services in accordance with this chapter.

10           (c) In developing the statewide network of service  
11 providers, the commission shall, to the extent practicable,  
12 contract with providers who have a history of working with the  
13 commission in programs similar to the program created by this  
14 chapter.

15           Sec. 54.003. SERVICES. (a) Using the network contractors  
16 described under Section 54.002, the commission shall ensure that  
17 services described by this chapter are available throughout this  
18 state.

19           (b) Services provided through the network include:

20                   (1) counseling and mentoring on pregnancy, education,  
21 parenting skills, adoption services, life skills, and employment  
22 readiness topics;

23                   (2) care coordination for prenatal services,  
24 including connecting participants to health services provided  
25 through the network;

26                   (3) educational materials and information about  
27 pregnancy, parenting, and adoption services;

1           (4) referrals to governmental and social service  
2 programs, including child care, transportation, housing, and state  
3 and federal benefit programs;

4           (5) classes on life skills, personal finance,  
5 parenthood, stress management, job training, job readiness, job  
6 placement, and educational attainment;

7           (6) provision of supplies for infant care and  
8 pregnancy, including car seats, cribs, maternity clothes, infant  
9 diapers, and formula; and

10           (7) housing and support services in maternity homes.

11           (c) The commission or network contractors may not provide  
12 family planning services through the network.

13           Sec. 54.004. ELIGIBILITY. Network services are available  
14 to a resident of this state who is:

15           (1) a pregnant woman;

16           (2) the biological father of an unborn child;

17           (3) the biological parent of a child who is 36 months  
18 of age or younger;

19           (4) an adoptive parent of a child who is 36 months of  
20 age or younger;

21           (5) an approved adoptive parent of an unborn child;

22           (6) a former participant who has experienced the loss  
23 of a child;

24           (7) a parent or legal guardian of a pregnant minor who  
25 is a network client;

26           (8) a network client who is the parent, legal  
27 guardian, or adult caregiver of a child who is 36 months of age or

1 younger; and

2 (9) a parent who experienced a miscarriage or loss of a  
3 child not more than 90 days before the parent begins participation  
4 in the services offered through the network.

5 Sec. 54.005. PROVISION OF SERVICES. The commission and its  
6 network contractors shall contract with service providers to assess  
7 the needs of the participants and implement a plan to provide  
8 services to address the participants' most critical needs.

9 Sec. 54.006. PERFORMANCE OUTCOMES. (a) The commission and  
10 its network contractors may contract only with service providers  
11 whose performance outcomes include:

12 (1) improving healthy pregnancy and childbirth  
13 outcomes;

14 (2) improving child health and psychological  
15 development;

16 (3) assisting families in achieving economic  
17 self-sufficiency and stability;

18 (4) increasing workforce participation;

19 (5) reducing long-term reliance on state and federal  
20 public assistance programs; and

21 (6) promoting marriage and family formation for  
22 participating parents.

23 (b) The commission shall identify indicators to measure the  
24 performance outcomes under Subsection (a) and require periodic  
25 reporting on the outcomes by network contractors and participating  
26 service providers.

27 Sec. 54.007. IMPACT EVALUATION. (a) The commission shall

1 periodically conduct impact evaluations to measure the effects of  
2 services on participants receiving services through the network and  
3 to report on measured performance outcomes.

4 (b) The commission shall contract with an external third  
5 party to perform impact evaluations under this chapter.

6 (c) The commission shall coordinate with network  
7 contractors in selecting the impact evaluator. The evaluator must  
8 have a demonstrated history in evaluating social services programs  
9 using an integrated holistic impact approach and data modeling.

10 (d) The commission may not use more than three percent of  
11 funding allocated to the network to procure the services of an  
12 evaluator under this section.

13 (e) The commission may not enter into an interagency  
14 agreement to conduct an evaluation under this section.

15 Sec. 54.008. REPORTS; AUDITS. (a) The commission shall  
16 compile reports provided by network contractors and service  
17 providers under Section 54.006 and audit a sampling of the reports  
18 to ensure validity.

19 (b) The commission shall annually issue a report that  
20 includes:

21 (1) the total number of network contractors and  
22 service providers, sorted by geographical region served;

23 (2) the total number of individuals served by each  
24 provider, sorted by age and sex;

25 (3) the total amount of expenditures, sorted by method  
26 of finance;

27 (4) the value of the contracts with each network

1 contractor and service provider;

2 (5) any outcome measures reported to the commission by  
3 network contractors and service providers;

4 (6) any performance outcomes reported to the  
5 commission under Section 54.006; and

6 (7) the results of any impact evaluation conducted  
7 under Section 54.007.

8 Sec. 54.009. RULES. (a) The executive commissioner may  
9 adopt rules to implement this chapter.

10 (b) The executive commissioner may not adopt a rule that  
11 violates Chapter 110, Civil Practice and Remedies Code, or Chapter  
12 45, Human Resources Code.

13 Sec. 54.010. FUNDING. (a) The commission shall, to the  
14 greatest extent possible, seek private funding to supplement and  
15 match funding provided through the network.

16 (b) The commission or a service provider may not:

17 (1) use funding provided through the network to  
18 perform, induce, assist, or refer an abortion; or

19 (2) grant funds to an abortion provider or an  
20 affiliate of an abortion provider.

21 SECTION 11. Section 118.022(b), Local Government Code, is  
22 amended to read as follows:

23 (b) The comptroller shall deposit the money received under  
24 Subsection (a)(1) to the credit of the child abuse and neglect  
25 prevention trust fund account established under Section 137.054  
26 [40.105], Human Resources Code.

27 SECTION 12. (a) On September 1, 2024, all powers, duties,

1 functions, programs, employees, administrative support services,  
2 contracts, property, records, and other resources necessary to  
3 comply with this Act are transferred from the Department of Family  
4 and Protective Services to the Health and Human Services  
5 Commission, including the operating fund and trust fund under  
6 Subchapter B, Chapter 137, Human Resources Code, as amended by this  
7 Act.

8 (b) The Health and Human Services Commission shall, not  
9 later than September 1, 2025, develop and implement its initial  
10 five-year strategic plan under Section 137.004, Human Resources  
11 Code, as amended by this Act. The initial plan must additionally  
12 include plans to develop and implement the system of family support  
13 programs under Section 137.002(a)(2), Human Resources Code, as  
14 amended by this Act.

15 SECTION 13. This Act takes effect September 1, 2023.