

Amend **HB 1113** by adding the following appropriately numbered SECTION to the bill and renumbering the subsequent SECTIONS accordingly:

SECTION __. Subchapter A, Chapter 58, Family Code, is amended by adding Section 58.0052 to read as follows:

Sec. 58.0052. EXCHANGE OF INFORMATION CONCERNING AT-RISK YOUTH. (a) In this section:

(1) "Agency" means any of the following entities, a person with an agency relationship with any of the following entities, or a person who contracts with any of the following entities:

- (A) the Texas Youth Commission;
- (B) the Texas Juvenile Probation Commission;
- (C) the Department of Family and Protective Services;
- (D) the Texas Education Agency;
- (E) a juvenile probation department;
- (F) a school district or open-enrollment charter school;
- (G) a local mental health or mental retardation authority;
- (H) a municipal or county health department;
- (I) a hospital district; or
- (J) a county-funded program for at-risk youth.

(2) "At-risk youth" means a person who is under 18 years of age and:

(A) who has been referred to a juvenile court for allegedly engaging in delinquent conduct or conduct indicating a need for supervision;

(B) who:
(i) has been adjudicated as having engaged in delinquent conduct or conduct indicating a need for supervision; and

(ii) is in the custody of the Texas Youth Commission or a juvenile board or is under any form of juvenile probation or supervision; or

(C) who has a history of active involvement with

the Department of Family and Protective Services or a local mental health or mental retardation authority.

(b) An agency shall:

(1) disclose to another agency information relating to an at-risk youth, including information concerning the at-risk youth's identity, needs, treatment, social, criminal, educational, and vocational history, probation or supervision status and compliance with the conditions of the at-risk youth's probation or supervision, and medical and mental health history, if the disclosure serves the purposes provided under Subsection (c); and

(2) accept information relating to an at-risk youth that is sent to the agency for the purposes provided under Subsection (c), regardless of whether other state law makes that information confidential.

(c) An agency may use information provided to the agency under this section only to assist the agency in:

(1) protecting the community; or

(2) providing services to the at-risk youth who is the subject of the information.

(d) Before sharing information under this section, an agency may enter into a memorandum of understanding with one or more other agencies to specify:

(1) the types of information that may be exchanged among agencies under this section without violating any applicable provisions of federal law, including any federal funding requirements; and

(2) the protocols for information sharing, including methods for ensuring the continued protection of confidential information by the receiving agency.