

1-1 By: Parker, et al. (Senate Sponsor - Huffman) H.B. No. 1206
 1-2 (In the Senate - Received from the House April 29, 2013;
 1-3 April 30, 2013, read first time and referred to Committee on
 1-4 Criminal Justice; May 17, 2013, reported favorably by the
 1-5 following vote: Yeas 7, Nays 0; May 17, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to the duties of a law enforcement agency regarding
 1-18 certain children who are reported to be missing.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Article 63.009, Code of Criminal Procedure, is
 1-21 amended by adding Subsections (a-1) and (a-2) to read as follows:

1-22 (a-1) A local law enforcement agency, on receiving a report
 1-23 of a child missing under the circumstances described by Article
 1-24 63.001(3)(D) for a period of not less than 48 hours, shall
 1-25 immediately make a reasonable effort to locate the child and
 1-26 determine the well-being of the child. On determining the location
 1-27 of the child, if the agency has reason to believe that the child is a
 1-28 victim of abuse or neglect as defined by Section 261.001, Family
 1-29 Code, the agency:

1-30 (1) shall notify the Department of Family and
 1-31 Protective Services; and

1-32 (2) may take possession of the child under Subchapter
 1-33 B, Chapter 262, Family Code.

1-34 (a-2) The Department of Family and Protective Services, on
 1-35 receiving notice under Subsection (a-1), may initiate an
 1-36 investigation into the allegation of abuse or neglect under Section
 1-37 261.301, Family Code, and take possession of the child under
 1-38 Chapter 262, Family Code.

1-39 SECTION 2. The change in law made by this Act applies only
 1-40 to the report of a missing child made to a law enforcement agency on
 1-41 or after the effective date of this Act. The report of a missing
 1-42 child made to a law enforcement agency before the effective date of
 1-43 this Act is governed by the law in effect when the report was made,
 1-44 and the former law is continued in effect for that purpose.

1-45 SECTION 3. This Act takes effect September 1, 2013.

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