

1 AN ACT

2 relating to the confidentiality of certain records maintained by a
3 victims of trafficking shelter center and the creation of minimum
4 standards for certain facilities that provide services to victims
5 of trafficking.

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

7 SECTION 1. The heading to Section 552.138, Government Code,
8 is amended to read as follows:

9 Sec. 552.138. EXCEPTION: CONFIDENTIALITY OF FAMILY
10 VIOLENCE SHELTER CENTER, VICTIMS OF TRAFFICKING SHELTER CENTER, AND
11 SEXUAL ASSAULT PROGRAM INFORMATION.

12 SECTION 2. Section 552.138(a), Government Code, is amended
13 by adding Subdivision (3) to read as follows:

14 (3) "Victims of trafficking shelter center" means:

15 (A) a program that:

16 (i) is operated by a public or private
17 nonprofit organization; and

18 (ii) provides comprehensive residential
19 and nonresidential services to persons who are victims of
20 trafficking under Section 20A.02, Penal Code; or

21 (B) a child-placing agency, as defined by Section
22 42.002, Human Resources Code, that provides services to persons who
23 are victims of trafficking under Section 20A.02, Penal Code.

24 SECTION 3. Sections 552.138(b) and (c), Government Code,

1 are amended to read as follows:

2 (b) Information maintained by a family violence shelter
3 center, victims of trafficking shelter center, or sexual assault
4 program is excepted from the requirements of Section 552.021 if it
5 is information that relates to:

6 (1) the home address, home telephone number, or social
7 security number of an employee or a volunteer worker of a family
8 violence shelter center, victims of trafficking shelter center, or
9 [a] sexual assault program, regardless of whether the employee or
10 worker complies with Section 552.024;

11 (2) the location or physical layout of a family
12 violence shelter center or victims of trafficking shelter center;

13 (3) the name, home address, home telephone number, or
14 numeric identifier of a current or former client of a family
15 violence shelter center, victims of trafficking shelter center, or
16 sexual assault program;

17 (4) the provision of services, including counseling
18 and sheltering, to a current or former client of a family violence
19 shelter center, victims of trafficking shelter center, or sexual
20 assault program;

21 (5) the name, home address, or home telephone number
22 of a private donor to a family violence shelter center, victims of
23 trafficking shelter center, or sexual assault program; or

24 (6) the home address or home telephone number of a
25 member of the board of directors or the board of trustees of a
26 family violence shelter center, victims of trafficking shelter
27 center, or sexual assault program, regardless of whether the board

1 member complies with Section 552.024.

2 (c) A governmental body may redact information maintained
3 by a family violence shelter center, victims of trafficking shelter
4 center, or sexual assault program that may be withheld under
5 Subsection (b)(1) or (6) from any information the governmental body
6 discloses under Section 552.021 without the necessity of requesting
7 a decision from the attorney general under Subchapter G.

8 SECTION 4. Section 42.042, Human Resources Code, is amended
9 by adding Subsection (g-2) to read as follows:

10 (g-2) The executive commissioner by rule shall adopt
11 minimum standards that apply to general residential operations that
12 provide comprehensive residential and nonresidential services to
13 persons who are victims of trafficking under Section 20A.02, Penal
14 Code. In adopting the minimum standards under this subsection, the
15 executive commissioner shall consider:

16 (1) the special circumstances and needs of victims of
17 trafficking of persons; and

18 (2) the role of the general residential operations in
19 assisting and supporting victims of trafficking of persons.

20 SECTION 5. This Act takes effect immediately if it receives
21 a vote of two-thirds of all the members elected to each house, as
22 provided by Section 39, Article III, Texas Constitution. If this
23 Act does not receive the vote necessary for immediate effect, this
24 Act takes effect September 1, 2013.

President of the Senate

Speaker of the House

I certify that H.B. No. 2725 was passed by the House on April 25, 2013, by the following vote: Yeas 136, Nays 0, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 2725 on May 20, 2013, by the following vote: Yeas 147, Nays 0, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 2725 was passed by the Senate, with amendments, on May 17, 2013, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor