

Amend SB 200 (house committee printing) by adding the following appropriately numbered ARTICLE to the bill and renumbering the remaining ARTICLES of the bill as appropriate:

ARTICLE _____. DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES

SECTION _____.01. Subchapter D, Chapter 261, Family Code, is amended by adding Section 261.317 to read as follows:

Sec. 261.317. LIMIT ON USE AND TRANSMISSION OF CERTAIN PHOTOGRAPHIC EVIDENCE. Except as provided by Subsection (b), the department may not request, use, or transmit by electronic means any photograph of a child that depicts the child in any state of undress.

SECTION _____.02. Section 262.104, Family Code, as amended by SB 219, Acts of the 84th Legislature, Regular Session, 2015, is amended by adding Subsection (c) to read as follows:

(c) Notwithstanding Subsections (a) and (b), the Department of Family and Protective Services may not request or accept the assistance of a law enforcement officer when taking possession of a child without obtaining a temporary order, temporary restraining order, or attachment under Section 262.102(a).

SECTION _____.03. Subchapter B, Chapter 264, Family Code, is amended by adding Section 264.1073 to read as follows:

Sec. 264.1073. OUT-OF-STATE PLACEMENTS. The department may not place a child with a person who lives in another state unless the person is the child's biological parent, brother, sister, aunt, uncle, grandparent, or great-grandparent.

SECTION _____.04. Subchapter B, Chapter 40, Human Resources Code, is amended by adding Sections 40.038 and 40.039 to read as follows:

Sec. 40.038. DISCIPLINARY ACTION; FALSE REPORTS. The department's rules and procedures relating to disciplinary action taken against department employees must provide for the immediate dismissal of an employee who intentionally falsifies a department document or places false or misleading information in a department report.

Sec. 40.039. PROHIBITED ACTIONS. The department may not:

(1) retaliate or take any other adverse action against a person who requests assistance from an elected official relating

to an action taken by the department;

(2) through the actions of a department employee,
intimidate a person;

(3) take an action against a person with the intent to
intimidate the person;

(4) through the actions of a department employee,
unreasonably delay or discourage a request for adoption; or

(5) take an action against a person with the intent to
unreasonably delay or discourage a request for adoption.