

By: Perry

S.B. No. 889

A BILL TO BE ENTITLED

AN ACT

relating to collecting and reporting certain information by the Department of Family and Protective Services relating to certain alcohol and controlled substance use.

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

SECTION 1. Section 162.007, Family Code, is amended by amending Subsection (a) and adding Subsection (g) to read as follows:

(a) The health history of the child must include information about:

(1) the child's health status at the time of placement;

(2) the child's birth, neonatal, and other medical, psychological, psychiatric, and dental history information, including to the extent known by the Department of Family and Protective Services based on the information collected under Section 264.019:

(A) whether the child's birth mother consumed alcohol during pregnancy; and

(B) whether the child has been diagnosed with fetal alcohol spectrum disorder;

(3) a record of immunizations for the child; and

(4) the available results of medical, psychological, psychiatric, and dental examinations of the child.

(g) In this section, "fetal alcohol spectrum disorder"

1 means any of a group of conditions that can occur in a person whose
2 mother consumed alcohol during pregnancy.

3 SECTION 2. Subchapter A, Chapter 264, Family Code, is
4 amended by adding Section 264.019 to read as follows:

5 Sec. 264.019. COLLECTION AND REPORTING OF ALCOHOL AND
6 CONTROLLED SUBSTANCE STATISTICS. (a) The department shall collect
7 the following information and update the department's case tracking
8 and information management system to allow caseworkers to record:

9 (1) the number of children reported to the department
10 who at birth tested positive for the presence of alcohol or a
11 controlled substance;

12 (2) the controlled substances for which the children
13 described by Subdivision (1) tested positive;

14 (3) the number of children described by Subdivision
15 (1) who were removed from their homes and have been diagnosed as
16 having a disability or chronic medical condition resulting from the
17 presence of alcohol or controlled substances; and

18 (4) the number of parents who test positive for the
19 presence of a controlled substance during a department
20 investigation of a report of abuse or neglect of the parent's child.

21 (b) Not later than November 1 of each year, the department
22 shall:

23 (1) prepare for the preceding year a report containing
24 the information collected under Subsection (a);

25 (2) post a copy of the report prepared under
26 Subdivision (1) on the department's Internet website; and

27 (3) electronically submit to the legislature a copy of

1 the report.

2 (c) The executive commissioner shall adopt rules necessary
3 to implement this section.

4 SECTION 3. The Department of Family and Protective Services
5 shall submit the first report required by Section 264.019(b),
6 Family Code, as added by this Act, not later than November 1, 2018.

7 SECTION 4. Section 264.019, Family Code, as added by this
8 Act, applies to information collected by the Department of Family
9 and Protective Services on and after the effective date of this Act.

10 SECTION 5. This Act takes effect September 1, 2017.