

By: Whitmire

S.B. No. 1857

A BILL TO BE ENTITLED

AN ACT

relating to the exchange of certain information between the Department of Family and Protective Services and other juvenile service providers.

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

SECTION 1. Section 58.0052, Family Code, is amended by adding Subsection (b-1) to read as follows:

(b-1) On request, the Department of Family and Protective Services, or a single source continuum contractor who contracts with the Department of Family and Protective Services to provide foster care services shall, not later than 14 business days after the date of the request, share with a state or local juvenile justice agency as defined by Section 58.101 information that assists in the continuation of services or in providing services to a multi-system youth who:

(i) currently is or has been in the temporary or permanent managing conservatorship of the department;

(ii) currently is or has been a child who is or was the subject of a department's family based safety services case;

(iii) currently is or has been a victim in a department's investigation case;

(iv) any CPS involved youth with a validated disposition of abuse or neglect; or

(v) any CPS involved youth who are victims on a case in which

1 there is a validated disposition of abuse or neglect.

2 (b-2) On, request a state or local juvenile justice agency  
3 as defined by Section 58.101, will share with the Department of  
4 Family and Protective Services or a single source continuum  
5 contractor who contracts with the Department of Family and  
6 Protective Services to provide foster care services information  
7 that assists in the continuation of services or in providing  
8 services for a multi-system youth that is or has been in the custody  
9 of the state or local juvenile justice agency, on probation, or  
10 otherwise under their authority.

11 (b-3) Any re-release by either the department or the state  
12 or local juvenile justice agency to a third party or other juvenile  
13 service provider shall only be to assist in the continuation of  
14 services to the multi-system youth or in providing services to the  
15 youth and shall be in compliance with applicable federal law.

16 SECTION 2. This Act takes effect immediately if it receives  
17 a vote of two-thirds of all the members elected to each house, as  
18 provided by Section 39, Article III, Texas Constitution. If this  
19 Act does not receive the vote necessary for immediate effect, this  
20 Act takes effect September 1, 2017.