

1-1 By: Whitmire S.B. No. 1977
 1-2 (In the Senate - Filed March 10, 2017; March 27, 2017, read
 1-3 first time and referred to Committee on Criminal Justice;
 1-4 April 18, 2017, reported favorably by the following vote: Yeas 7,
 1-5 Nays 0; April 18, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7	X			
1-8	X			
1-9				
1-10			X	
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16			X	

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the authority of the independent ombudsman for the
 1-20 Texas Juvenile Justice Department to investigate and evaluate
 1-21 certain juvenile facilities.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Section 261.101(e), Human Resources Code, as
 1-24 amended by Section 11(a), Chapter 854 (S.B. 1149), and Chapter 962
 1-25 (S.B. 1630), Acts of the 84th Legislature, Regular Session, 2015,
 1-26 is reenacted and amended to read as follows:

1-27 (e) Notwithstanding any other provision of this chapter,
 1-28 the powers of the office include:

1-29 (1) evaluating the effective delivery of services in:

1-30 (A) facilities operated and services provided by
 1-31 the department under Subtitle C;

1-32 (B) ~~[(2)]~~ post-adjudication correctional
 1-33 facilities under Section 51.125, Family Code, or Section 152.0016
 1-34 of this code; and

1-35 (C) ~~[(3)]~~ any other residential facility in
 1-36 which a child adjudicated as having engaged in conduct indicating a
 1-37 need for supervision or delinquent conduct is placed by court
 1-38 order; and

1-39 (2) ~~[(4)]~~ the investigation of complaints alleging a
 1-40 violation of the rights of the children placed in a facility
 1-41 described by Subdivision (1) ~~[(2) or (3)].~~

1-42 SECTION 2. Section 261.101(f), Human Resources Code, is
 1-43 amended to read as follows:

1-44 (f) This subsection and Subsection ~~Subsections~~ (a-1) ~~and~~
 1-45 ~~(e)~~ expire December 31, 2018.

1-46 SECTION 3. Section 261.151, Human Resources Code, is
 1-47 amended by adding Subsection (d) to read as follows:

1-48 (d) A facility described by Section 261.101(e)(1)(B) or (C)
 1-49 shall allow the independent ombudsman access to the facility's
 1-50 records relating to any child in the care or custody of the
 1-51 facility.

1-52 SECTION 4. Section 11(b), Chapter 854 (S.B. 1149), Acts of
 1-53 the 84th Legislature, Regular Session, 2015, which added Section
 1-54 261.101(e), Human Resources Code, is repealed.

1-55 SECTION 5. This Act takes effect immediately if it receives
 1-56 a vote of two-thirds of all the members elected to each house, as
 1-57 provided by Section 39, Article III, Texas Constitution. If this
 1-58 Act does not receive the vote necessary for immediate effect, this
 1-59 Act takes effect September 1, 2017.

1-60 * * * * *