

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

May 18, 2019

TO: Honorable Lois W. Kolkhorst, Chair, Senate Committee on Health & Human Services

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: **HB3390** by Sanford (Relating to caregivers for certain children, including the identification of caregivers for children in the conservatorship of the Department of Family and Protective Services and an exception from licensing requirements for certain caretakers.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend Family Code to require a guardian ad litem and an attorney ad litem to identify adults who could be relative or designated caregivers for a child in the conservatorship of the Department of Family and Protective Services (DFPS) to the department.

The bill would require DFPS during an investigation, temporary or permanent managing placement and court hearings, to ask a child to identify any adult, who could be a relative or designative caregiver for the child.

The executive commissioner of the Health and Human Services Commission (HHSC) would be able to adopt rules necessary to implement the bill.

The bill would take effect immediately if it receives two thirds vote in each house; otherwise effective on September 1, 2019.

DFPS, HHSC and the Office of Court Administration indicate they could absorb the costs associated with the bill within current resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 530 Family and Protective Services, Department of, 529 Health and Human Services Commission, 644 Juvenile Justice Department

LBB Staff: WP, AN, AKi, EP, NA