

# SENATE AMENDMENTS

## 2<sup>nd</sup> Printing

By: Harris, Noble, Hefner, Longoria, Canales,  
et al.

H.B. No. 2363

A BILL TO BE ENTITLED

AN ACT

relating to permitting certain foster homes to store firearms and  
ammunition in the same locked location.

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

SECTION 1. Section 42.042(e-1), Human Resources Code, is  
amended to read as follows:

(e-1) The commission [~~department~~] may not prohibit  
possession of lawfully permitted firearms and ammunition in an  
agency foster home. Minimum standards may be adopted under this  
section relating to safety and proper storage of firearms and  
ammunition. The minimum standards must allow [~~, including~~  
~~standards requiring~~] firearms and ammunition to be stored together  
[~~separately~~] in the same locked location [~~locations~~].

SECTION 2. This Act takes effect September 1, 2019.

ADOPTED

MAY 21 2019

*Letay Spauld*  
Secretary of the Senate

By: Birdwell

H.B. No. 2363

Substitute the following for \_\_.B. No. \_\_\_\_:

By: Birdwell

C.S. A.B. No. 2363

A BILL TO BE ENTITLED

1 AN ACT

2 relating to permitting certain foster homes to store firearms and  
3 ammunition in the same locked location.

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

5 SECTION 1. Section 42.042(e-1), Human Resources Code, is  
6 amended to read as follows:

7 (e-1) The commission [~~department~~] may not prohibit  
8 possession of lawfully permitted firearms and ammunition in an  
9 agency foster home. Minimum standards may be adopted under this  
10 section relating to safety and proper storage of firearms and  
11 ammunition. The minimum standards must allow [~~including~~  
12 ~~standards requiring~~] firearms and ammunition to be stored  
13 separately or stored together in the same locked location if the  
14 firearms are stored with a trigger locking device attached to the  
15 firearms [~~locations~~].

16 SECTION 2. This Act takes effect September 1, 2019.

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION**

**May 22, 2019**

**TO:** Honorable Dennis Bonnen, Speaker of the House, House of Representatives

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

**IN RE: HB2363** by Harris (Relating to permitting certain foster homes to store firearms and ammunition in the same locked location.), **As Passed 2nd House**

<b>No significant fiscal implication to the State is anticipated.</b>
---

The bill would amend the requirements for the Health and Human Services Commission's minimum standards relating to the safety and proper storage of firearms and ammunition in an agency foster home.

The Department of Family and Protective Services (DFPS) indicates that the bill would require the agency to amend policies and forms for agency foster homes, including instructions regarding firearm security. DFPS indicates it could absorb the costs associated with the bill within its current resources.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:**        529 Health and Human Services Commission, 530 Family and Protective Services, Department of

**LBB Staff:** WP, SD, CMa, AKi, JQ, MNa

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION**

**May 18, 2019**

**TO:** Honorable Joan Huffman, Chair, Senate Committee on State Affairs

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

**IN RE: HB2363** by Harris (relating to permitting certain foster homes to store firearms and ammunition in the same locked location.), **Committee Report 2nd House, Substituted**

<b>No significant fiscal implication to the State is anticipated.</b>
---

The bill would amend the requirements for the Health and Human Services Commission's minimum standards relating to the safety and proper storage of firearms and ammunition in an agency foster home.

The Department of Family and Protective Services (DFPS) indicates that the bill would require the agency to amend policies and forms for agency foster homes, including instructions regarding firearm security. DFPS indicates it could absorb the costs associated with the bill within its current resources.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:**        529 Health and Human Services Commission, 530 Family and Protective Services, Department of

**LBB Staff:** WP, CMa, AKi, JQ, MNa

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION**

**May 16, 2019**

**TO:** Honorable Joan Huffman, Chair, Senate Committee on State Affairs

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

**IN RE: HB2363** by Harris (Relating to permitting certain foster homes to store firearms and ammunition in the same locked location.), **As Engrossed**

<b>No significant fiscal implication to the State is anticipated.</b>
---

The bill would amend the requirements for the Health and Human Services Commission's minimum standards relating to the safety and proper storage of firearms and ammunition in an agency foster home.

The Department of Family and Protective Services (DFPS) indicates that the bill would require the agency to amend policies and forms for agency foster homes, including instructions regarding firearm security. DFPS indicates it could absorb the costs associated with the bill within its current resources.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:**        529 Health and Human Services Commission, 530 Family and Protective Services, Department of

**LBB Staff:** WP, CMa, AKi, JQ, MNa

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION**

**April 11, 2019**

**TO:** Honorable James B. Frank, Chair, House Committee on Human Services

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

**IN RE: HB2363** by Harris (Relating to permitting certain foster homes to store firearms and ammunition in the same locked location.), **Committee Report 1st House, Substituted**

<b>No significant fiscal implication to the State is anticipated.</b>
---

The bill would amend the requirements for the Health and Human Services Commission's minimum standards relating to the safety and proper storage of firearms and ammunition in an agency foster home.

The Department of Family and Protective Services (DFPS) indicates that the bill would require the agency to amend policies and forms for agency foster homes, including instructions regarding firearm security. DFPS indicates it could absorb the costs associated with the bill within its current resources.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:**     529 Health and Human Services Commission, 530 Family and Protective Services, Department of

**LBB Staff:** WP, AKi, JQ, MNa

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION**

**March 22, 2019**

**TO:** Honorable James B. Frank, Chair, House Committee on Human Services

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

**IN RE: HB2363** by Harris (Relating to possession of firearms and ammunition in certain foster homes.), **As Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
---

The bill would amend the requirements for the Health and Human Services Commission's minimum standards relating to the safety and proper storage of firearms and ammunition in an agency foster home.

The Department of Family and Protective Services (DFPS) indicates that the bill would require the agency to amend policies and forms for agency foster homes, including instructions regarding firearm security. DFPS indicates it could absorb the costs associated with the bill within its current resources.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:**     529 Health and Human Services Commission, 530 Family and Protective Services, Department of

**LBB Staff:** WP, AKi, JQ, MNa