By:  Kolkhorst S.B. No. 572

(Kitzman)

A BILL TO BE ENTITLED

AN ACT

relating to the authority of a general-law municipality or county to regulate residential child detention facilities.

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

SECTION 1.  Chapter 250, Local Government Code, is amended by adding Section 250.014 to read as follows:

Sec. 250.014.  REGULATION OF CERTAIN RESIDENTIAL CHILD DETENTION FACILITIES. (a) In this section, "residential child detention facility" means a private facility other than a facility licensed by this state that operates under a contract with the United States Immigration and Customs Enforcement, the United States Department of Health and Human Services, or another federal agency to provide 24-hour custody or care to unaccompanied immigrant or refugee children.

(b)  This section applies only to a residential child detention facility.

(c)  A general-law municipality or a county in the unincorporated area of the county may:

(1)  designate an area in which a residential child detention facility may be located; and

(2)  take other measures necessary to protect the health and safety of the individuals residing in a residential child detention facility.

SECTION 2.  This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2023.