

By: Wu

H.B. No. 1342

Substitute the following for H.B. No. 1342:

By: Dutton

C.S.H.B. No. 1342

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the exchange of certain information between the  
3 Department of Family and Protective Services or certain foster care  
4 services contractors and a state or local juvenile justice agency.

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

6 SECTION 1. Section 58.0052(b-3), Family Code, is amended to  
7 read as follows:

8 (b-3) At the request of a state or local juvenile justice  
9 agency, the Department of Family and Protective Services or a  
10 single source continuum contractor who contracts with the  
11 department to provide foster care services shall, as soon as  
12 practicable [~~not later than the 14th business day after the date of~~  
13 ~~the request~~], share with the juvenile justice agency information in  
14 the possession of the department or contractor that is necessary to  
15 improve and maintain community safety or that assists the agency in  
16 the continuation of services for or providing services to a  
17 multi-system youth who:

18 (1) is or has been in the temporary or permanent  
19 managing conservatorship of the department;

20 (2) is or was the subject of a family-based safety  
21 services case with the department;

22 (3) has been reported as an alleged victim of abuse or  
23 neglect to the department;

24 (4) is the perpetrator in a case in which the

1 department investigation concluded that there was a reason to  
2 believe that abuse or neglect occurred; ~~[or]~~

3 (5) is a victim in a case in which the department  
4 investigation concluded that there was a reason to believe that  
5 abuse or neglect occurred; or

6 (6) is a child for whom parental rights have been  
7 terminated with respect to one or both parents.

8 SECTION 2. Section 243.008(c), Human Resources Code, is  
9 amended to read as follows:

10 (c) The Department of Family and Protective Services shall,  
11 as soon as practicable ~~[not later than the 14th day]~~ after receiving  
12 a request from a state or local juvenile justice agency, as defined  
13 by Section 58.101, Family Code ~~[local juvenile probation~~  
14 ~~department]~~, provide the following information regarding a child in  
15 the custody of the juvenile justice agency ~~[the probation~~  
16 ~~department]~~:

17 (1) whether the child is currently or has been in  
18 foster care; and

19 (2) if applicable, the number of times the child has  
20 previously been placed in foster care.

21 SECTION 3. The changes in law made by this Act apply only to  
22 a request for information made by a state or local juvenile justice  
23 agency on or after the effective date of this Act. A request for  
24 information made before that date is governed by the law in effect  
25 immediately before the effective date of this Act, and the former  
26 law is continued in effect for that purpose.

27 SECTION 4. This Act takes effect immediately if it receives

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