

By: Perry

S.B. No. 1330

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 immediately~~[, not~~
12 ~~later than the 14th business day after the date of the request,~~
13 share with the juvenile justice agency information in the
14 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 immediately ~~[not later than the 14th day]~~ after receiving a request
12 from a state or local juvenile justice agency, as defined by Section
13 58.101, Family Code ~~[local juvenile probation department]~~, provide
14 the following information regarding a child in the custody of the
15 juvenile justice agency ~~[the probation department]~~:

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

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

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

26 SECTION 4. This Act takes effect immediately if it receives
27 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2023.