

AN ACT

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

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

SECTION 1. Section 58.0052, Family Code, is amended by amending Subsection (a) and adding Subsections (b-1) and (b-2) to read as follows:

(a) In this section:

(1) "Juvenile justice agency" has the meaning assigned by Section 58.101.

(2) "Juvenile service provider" has the meaning assigned by Section 58.0051.

(3) [~~(2)~~] "Multi-system youth" means a person who:

(A) is younger than 19 years of age; and

(B) has received services from two or more juvenile service providers.

(4) [~~(3)~~] "Personal health information" means personally identifiable information regarding a multi-system youth's physical or mental health or the provision of or payment for health care services, including case management services, to a multi-system youth. The term does not include clinical psychological notes or substance abuse treatment information.

(b-1) At the request of a state or local juvenile justice

1 agency, the Department of Family and Protective Services or a
2 single source continuum contractor who contracts with the
3 department to provide foster care services shall, not later than
4 the 14th business day after the date of the request, share with the
5 juvenile justice agency information in the possession of the
6 department or contractor that is necessary to improve and maintain
7 community safety or that assists the agency in the continuation of
8 services for or providing services to a multi-system youth who:

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

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

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

15 (4) is the perpetrator in a case in which the
16 department investigation concluded that there was a reason to
17 believe that abuse or neglect occurred; or

18 (5) is a victim in a case in which the department
19 investigation concluded that there was a reason to believe that
20 abuse or neglect occurred.

21 (b-2) At the request of the Department of Family and
22 Protective Services or a single source continuum contractor who
23 contracts with the department to provide foster care services, a
24 state or local juvenile justice agency shall share with the
25 department or contractor information in the possession of the
26 juvenile justice agency that is necessary to improve and maintain
27 community safety or that assists the department or contractor in

1 the continuation of services for or providing services to a
2 multi-system youth who is or has been in the custody or control of
3 the juvenile justice agency.

4 SECTION 2. This Act takes effect immediately if it receives
5 a vote of two-thirds of all the members elected to each house, as
6 provided by Section 39, Article III, Texas Constitution. If this
7 Act does not receive the vote necessary for immediate effect, this
8 Act takes effect September 1, 2017.

President of the Senate

Speaker of the House

I certify that H.B. No. 1521 was passed by the House on May 4, 2017, by the following vote: Yeas 143, Nays 0, 2 present, not voting; that the House refused to concur in Senate amendments to H.B. No. 1521 on May 26, 2017, and requested the appointment of a conference committee to consider the differences between the two houses; and that the House adopted the conference committee report on H.B. No. 1521 on May 28, 2017, by the following vote: Yeas 146, Nays 0, 2 present, not voting.

Chief Clerk of the House

H.B. No. 1521

I certify that H.B. No. 1521 was passed by the Senate, with amendments, on May 24, 2017, by the following vote: Yeas 31, Nays 0; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; and that the Senate adopted the conference committee report on H.B. No. 1521 on May 28, 2017, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor