

1-1 By: Hughes, Perry S.B. No. 1018
1-2 (In the Senate - Filed February 22, 2017; March 6, 2017,
1-3 read first time and referred to Committee on Veteran Affairs &
1-4 Border Security; May 1, 2017, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 4, Nays 3;
1-6 May 1, 2017, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	Campbell	X		
1-10	Huffines	X		
1-11	Buckingham	X		
1-12	Hall	X		
1-13	Lucio		X	
1-14	Rodríguez		X	
1-15	Uresti		X	

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 1018 By: Hall

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to the licensing of family residential centers by the
1-20 Department of Family and Protective Services and the detention of
1-21 certain juveniles.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Subchapter C, Chapter 42, Human Resources Code,
1-24 is amended by adding Section 42.0538 to read as follows:

1-25 Sec. 42.0538. FAMILY RESIDENTIAL CENTERS. (a) In this
1-26 section, "family residential center" means a facility that:

1-27 (1) is operated by or under a contract with United
1-28 States Immigration and Customs Enforcement to enforce federal
1-29 immigration laws;

1-30 (2) houses children with a parent or other adult
1-31 family member who remains with the child at the center or children
1-32 who are not accompanied by a parent or other adult family member;
1-33 and

1-34 (3) provides care for children for at least part of a
1-35 day.

1-36 (b) Except as provided by Subsection (c), the department
1-37 shall license a family residential center in the same manner as the
1-38 department licenses a general residential operation under this
1-39 chapter.

1-40 (c) The executive commissioner by rule may exempt a family
1-41 residential center from any minimum standard or rule applicable to
1-42 a general residential operation as the executive commissioner
1-43 determines necessary to:

1-44 (1) allow members of a family to remain together in the
1-45 same living space;

1-46 (2) allow a child's parent or other adult family member
1-47 who is housed with the child to supervise and care for the child at
1-48 the family residential center; or

1-49 (3) operate the family residential center.

1-50 (d) Subsection (c) does not prohibit the department from
1-51 granting a waiver or variance on a case-by-case basis as authorized
1-52 by other law.

1-53 (e) This section does not waive sovereign immunity or create
1-54 a cause of action.

1-55 (f) This section expires September 1, 2019.

1-56 SECTION 2. This Act takes effect immediately if it receives
1-57 a vote of two-thirds of all the members elected to each house, as
1-58 provided by Section 39, Article III, Texas Constitution. If this
1-59 Act does not receive the vote necessary for immediate effect, this
1-60 Act takes effect September 1, 2017.

1-61 * * * * *