

1-1 By: Wu, et al. (Senate Sponsor - Whitmire) H.B. No. 3195
1-2 (In the Senate - Received from the House April 26, 2019;
1-3 April 29, 2019, read first time and referred to Committee on
1-4 Criminal Justice; May 9, 2019, reported favorably by the following
1-5 vote: Yeas 5, Nays 0; May 9, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	Whitmire	X		
1-9	Huffman	X		
1-10	Buckingham	X		
1-11	Flores		X	
1-12	Hughes		X	
1-13	Miles	X		
1-14	Perry	X		

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to juveniles committed to the Texas Juvenile Justice
1-18 Department.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Section 59.009(a), Family Code, is amended to
1-21 read as follows:

1-22 (a) For a child at sanction level six, the juvenile court
1-23 may commit the child to the custody of the Texas Juvenile Justice
1-24 Department ~~[or a post-adjudication secure correctional facility~~
1-25 ~~under Section 54.04011(c)(1)].~~ The department ~~[, juvenile board, or~~
1-26 ~~local juvenile probation department, as applicable,]~~ may:

1-27 (1) require the child to participate in a highly
1-28 structured residential program that emphasizes discipline,
1-29 accountability, fitness, training, and productive work for not less
1-30 than nine months or more than 24 months unless the department
1-31 reduces or ~~[, board, or probation department]~~ extends the period and
1-32 the reason for the reduction or ~~[an]~~ extension is documented;

1-33 (2) require the child to make restitution to the
1-34 victim of the child's conduct or perform community service
1-35 restitution appropriate to the nature and degree of the harm caused
1-36 and according to the child's ability, if there is a victim of the
1-37 child's conduct;

1-38 (3) require the child and the child's parents or
1-39 guardians to participate in programs and services for their
1-40 particular needs and circumstances; and

1-41 (4) if appropriate, impose additional sanctions.

1-42 SECTION 2. Section 244.003(b), Human Resources Code, is
1-43 amended to read as follows:

1-44 (b) Except as provided by Section 243.051(c), these records
1-45 and all other information concerning a child, including personally
1-46 identifiable information, are not public and are available only:

1-47 (1) according to the provisions of Section 58.005,
1-48 Family Code, Section 244.051 of this code, and Chapter 67, Code of
1-49 Criminal Procedure; or

1-50 (2) to an individual or entity assisting the
1-51 department in providing transition planning and reentry services to
1-52 the child, as determined by the department.

1-53 SECTION 3. Section 245.054(a), Human Resources Code, is
1-54 amended to read as follows:

1-55 (a) In addition to providing the court with notice of
1-56 release of a child under Section 245.051(b), as soon as possible but
1-57 not later than the 10th ~~[30th]~~ day before the date the department
1-58 releases the child, the department shall provide the court that
1-59 committed the child to the department:

1-60 (1) a copy of the child's reentry and reintegration
1-61 plan developed under Section 245.0535; and

2-1 (2) a report concerning the progress the child has
2-2 made while committed to the department.

2-3 SECTION 4. Section 30.106(e), Education Code, is repealed.

2-4 SECTION 5. The changes in law made by this Act to Section
2-5 59.009(a), Family Code, do not apply to a child committed to a
2-6 post-adjudication secure correctional facility under former
2-7 Section 54.04011(c)(1), Family Code, and the former law is
2-8 continued in effect for a child committed to the facility.

2-9 SECTION 6. This Act takes effect September 1, 2019.

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