

## Chapter 1021

H.B. No. 1521

### AN ACT

1  
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, Family Code, is amended by  
7 amending Subsection (a) and adding Subsections (b-1) and (b-2) to  
8 read as follows:

9 (a) In this section:

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

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

14 (3) [~~2~~] "Multi-system youth" means a person who:

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

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

18 (4) [~~3~~] "Personal health information" means  
19 personally identifiable information regarding a multi-system  
20 youth's physical or mental health or the provision of or payment for  
21 health care services, including case management services, to a  
22 multi-system youth. The term does not include clinical  
23 psychological notes or substance abuse treatment information.

24 (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;

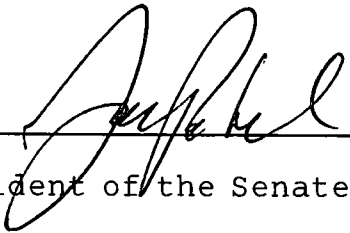
15           (4) is the perpetrator in a case in which the  
16 department investigation concluded that there was a reason to  
17 believe that abuse or neglect occurred; or

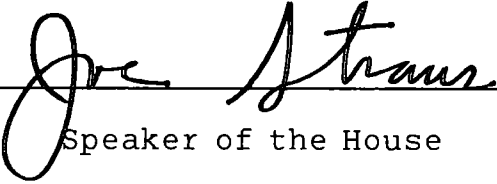
18           (5) is a victim in a case in which the department  
19 investigation concluded that there was a reason to believe that  
20 abuse or neglect occurred.

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

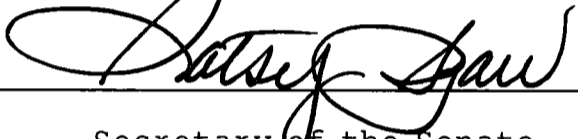
  
\_\_\_\_\_  
Speaker of the House

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.

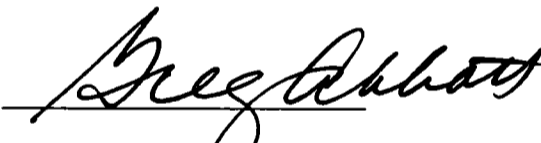
  
\_\_\_\_\_  
Chief Clerk of the House


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: 6-13-2017  
Date

  
Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
3 PM O'CLOCK  
JUN 15 2017  
  
Secretary of State

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**May 27, 2017**

**TO:** Honorable Dan Patrick, Lieutenant Governor, Senate  
Honorable Joe Straus, Speaker of the House, House of Representatives

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB1521** by White (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. ), **Conference Committee Report**

<p><b>No significant fiscal implication to the State is anticipated.</b></p>
--

The bill would amend the Family Code relating to the exchange of certain information between the Department of Family and Protective Services (DFPS) or certain foster care services contractors and a state or local juvenile justice entity. Based on information provided by DFPS, it is assumed that duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

The bill would take effect immediately upon a two-thirds vote of each house, otherwise the bill would take effect September 1, 2017.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 529 Health and Human Services Commission, 530 Family and Protective Services, Department of

**LBB Staff:** UP, FR, EP, JLi, SD, JGA

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**May 25, 2017**

**TO:** Honorable Joe Straus, Speaker of the House, House of Representatives

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE:** HB1521 by White (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.), **As Passed 2nd House**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Family Code relating to the exchange of certain information between the Department of Family and Protective Services (DFPS) or certain foster care services contractors and a state or local juvenile justice entity. Based on information provided by DFPS, it is assumed that duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

The bill would take effect immediately upon a two-thirds vote of each house, otherwise the bill would take effect September 1, 2017.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 529 Health and Human Services Commission, 530 Family and Protective Services, Department of

**LBB Staff:** UP, SD, JLi, JGA

**LEGISLATIVE BUDGET BOARD  
Austin, Texas**

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**May 21, 2017**

**TO:** Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE:** HB1521 by White (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.), **Committee Report 2nd House, Substituted**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Family Code relating to the exchange of certain information between the Department of Family and Protective Services (DFPS) or certain foster care services contractors and a state or local juvenile justice entity. Based on information provided by DFPS, it is assumed that duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

The bill would take effect immediately upon a two-thirds vote of each house, otherwise the bill would take effect September 1, 2017.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 529 Health and Human Services Commission, 530 Family and Protective Services, Department of

**LBB Staff:** UP, JLi, JGA



**LEGISLATIVE BUDGET BOARD  
Austin, Texas**

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**May 11, 2017**

**TO:** Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE:** HB1521 by White (Relating to the exchange of certain information between the Department of Family and Protective Services and the Texas Juvenile Justice Department.), **As Engrossed**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Family Code relating to the exchange of certain information between the Department of Family and Protective Services (DFPS) and the Texas Juvenile Justice Department (TJJD). This analysis assumes that the duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

The bill would take effect September 1, 2017.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 530 Family and Protective Services, Department of, 644 Juvenile Justice Department

**LBB Staff:** UP, KJo, FR, EP, JLi

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**April 17, 2017**

**TO:** Honorable Harold V. Dutton, Jr., Chair, House Committee on Juvenile Justice & Family Issues

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE:** HB1521 by White (Relating to the exchange of certain information between the Department of Family and Protective Services and the Texas Juvenile Justice Department.), **As Introduced**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Family Code relating to the exchange of certain information between the Department of Family and Protective Services (DFPS) and the Texas Juvenile Justice Department (TJJD). This analysis assumes that the duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

The bill would take effect September 1, 2017.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 530 Family and Protective Services, Department of, 644 Juvenile Justice Department

**LBB Staff:** UP, FR, EP, JLi