

Chapter 1026

H.B. No. 1569

AN ACT

relating to the disclosure to public schools of certain records of students placed in residential facilities.

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

SECTION 1. Section 29.012, Education Code, is amended by adding Subsections (f) and (g) to read as follows:

(f) Except as provided by Subsection (g), a residential facility shall provide to a school district or open-enrollment charter school that provides educational services to a student placed in the facility any information retained by the facility relating to:

(1) the student's school records, including records regarding:

(A) special education eligibility or services;

(B) behavioral intervention plans;

(C) school-related disciplinary actions; and

(D) other documents related to the student's educational needs;

(2) any other behavioral history information regarding the student that is not confidential under another provision of law; and

(3) the student's record of convictions or the student's probation, community supervision, or parole status, as provided to the facility by a law enforcement agency, local

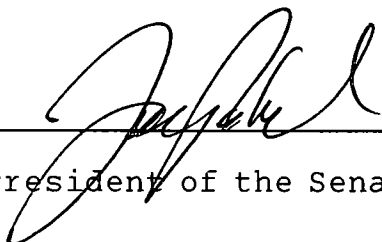
1 juvenile probation department or juvenile parole office, community  
2 supervision and corrections department, or parole office, if the  
3 information is needed to provide educational services to the  
4 student.

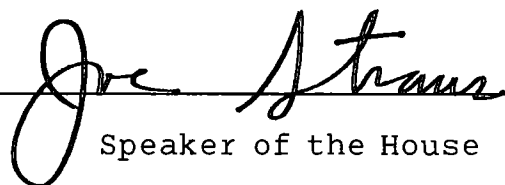
5 (g) Subsection (f) does not apply to a:

6 (1) juvenile pre-adjudication secure detention  
7 facility; or

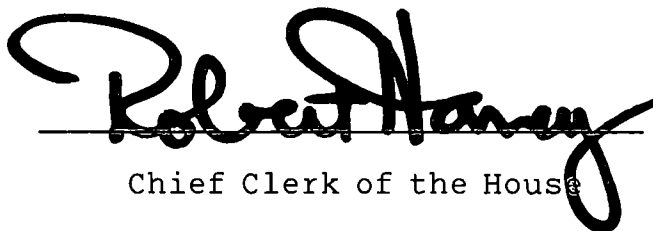
8 (2) juvenile post-adjudication secure correctional  
9 facility.

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


  
\_\_\_\_\_  
President of the Senate

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

I certify that H.B. No. 1569 was passed by the House on May 4, 2017, by the following vote: Yeas 144, Nays 1, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 1569 on May 26, 2017, by the following vote: Yeas 144, Nays 0, 2 present, not voting.

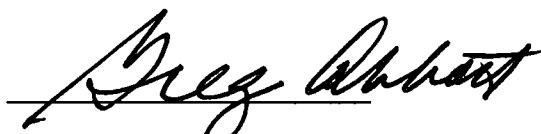
  
\_\_\_\_\_  
Chief Clerk of the House

I certify that H.B. No. 1569 was passed by the Senate, with amendments, on May 24, 2017, by the following vote: Yeas 31, 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 25, 2017**

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

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

**IN RE: HB1569** by Ashby (Relating to the disclosure to public schools of certain records of students placed in residential facilities.), **As Passed 2nd House**

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

This bill would amend the Education Code to require residential facilities to provide to a school district or open-enrollment charter school that provides educational services to a student placed in the facility any information relating to the student's school records. The bill would also require residential facilities to disclose certain behavioral history information, and certain information related to criminal records. The bill would take effect immediately if passed within the necessary voting margins, or September 1, 2017.

The Texas Education Agency and Juvenile Justice Department indicate the bill could be implemented with existing resources.

**Local Government Impact**

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

**Source Agencies:** 644 Juvenile Justice Department, 701 Texas Education Agency

**LBB Staff:** UP, SD, RSt, THo, AM

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

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

**May 18, 2017**

**TO:** Honorable Larry Taylor, Chair, Senate Committee on Education

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

**IN RE: HB1569** by Ashby (Relating to the disclosure to public schools of certain records of students placed in residential facilities.), **Committee Report 2nd House, Substituted**

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

This bill would amend the Education Code to require residential facilities to provide to a school district or open-enrollment charter school that provides educational services to a student placed in the facility any information relating to the student's school records. The bill would also require residential facilities to disclose certain behavioral history information, and certain information related to criminal records. The bill would take effect immediately if passed within the necessary voting margins, or September 1, 2017.

The Texas Education Agency and Juvenile Justice Department indicate the bill could be implemented with existing resources.

**Local Government Impact**

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

**Source Agencies:** 644 Juvenile Justice Department, 701 Texas Education Agency

**LBB Staff:** UP, RSt, THo, AM

**LEGISLATIVE BUDGET BOARD  
Austin, Texas**

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

**May 9, 2017**

**TO:** Honorable Larry Taylor, Chair, Senate Committee on Education

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

**IN RE: HB1569** by Ashby (Relating to the disclosure to public schools of certain records of students placed in residential facilities.), **As Engrossed**

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

This bill would amend the Education Code to require residential facilities to provide to a school district or open-enrollment charter school that provides educational services to a student placed in the facility any information relating to the student's school records, behavioral history, and record of arrests, indictments, or other formal charges and the disposition of such. The bill would also amend the Human Resources Code to require residential treatment facilities to provide the same information to an open-enrollment charter school that provides educational services to a student placed in the residential treatment facility. The bill would take effect immediately if passed within the necessary voting margins, or September 1, 2017.

The Texas Education Agency and Juvenile Justice Department indicate the bill could be implemented with existing resources.

**Local Government Impact**

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

**Source Agencies:** 644 Juvenile Justice Department, 701 Texas Education Agency

**LBB Staff:** UP, THo, AM, RSt

**LEGISLATIVE BUDGET BOARD  
Austin, Texas**

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

**April 17, 2017**

**TO:** Honorable Dan Huberty, Chair, House Committee on Public Education

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

**IN RE: HB1569** by Ashby (Relating to the disclosure to public schools of certain records of students placed in residential facilities.), **As Introduced**

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

This bill would amend the Education Code to require residential facilities to provide to a school district or open-enrollment charter school that provides educational services to a student placed in the facility any information relating to the student's school records, behavioral history, and record of arrests, indictments, or other formal charges and the disposition of such. The bill would also amend the Human Resources Code to require residential treatment facilities to provide the same information to an open-enrollment charter school that provides educational services to a student placed in the residential treatment facility. The bill would take effect immediately if passed within the necessary voting margins, or September 1, 2017.

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