

CONFERENCE COMMITTEE REPORT FORM

Austin, Texas

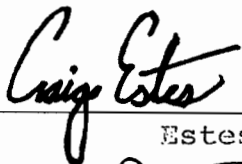
5-27-11
Date

Honorable David Dewhurst
President of the Senate

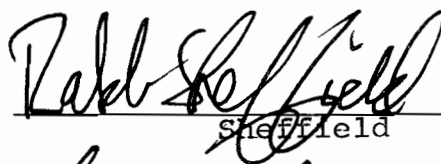
Honorable Joe Straus
Speaker of the House of Representatives

Sirs:

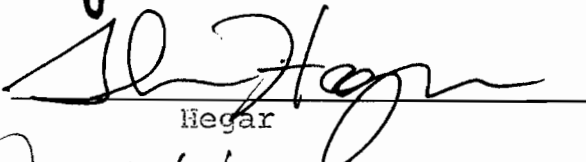
We, Your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on House Bill 2560 have had the same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.



Estes



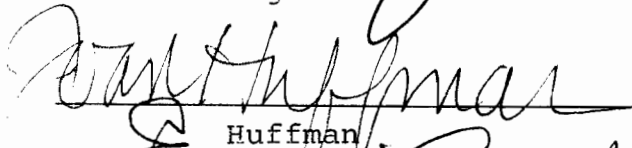
Sheffield



Hegar



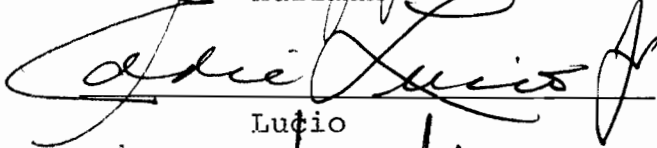
Lavender



Huffman



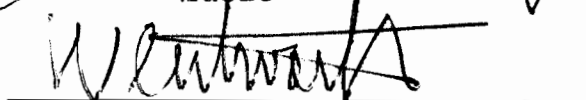
Lozano



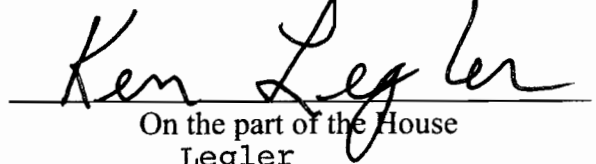
Lucio



Fletcher



On the part of the Senate
Wentworth



On the part of the House
Legler

Note to Conference Committee Clerk:

Please type the names of the members of the Conference Committee under the lines provided for signature. Those members desiring to sign the report should sign each of the six copies. Attach a copy of the Conference Committee Report and a Section by Section side by side comparison to each of the six reporting forms. The original and two copies are filed in house of origin of the bill, and three copies in the other house.

CONFERENCE COMMITTEE REPORT

3rd Printing

H.B. No. 2560

A BILL TO BE ENTITLED

AN ACT

1

2 relating to transporting a foster child in a vehicle where a handgun
3 is in the possession of a foster parent licensed to carry a
4 concealed handgun.

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

6 SECTION 1. Section 42.042, Human Resources Code, is amended
7 by adding Subsection (e-2) to read as follows:

8 (e-2) The department may not prohibit the foster parent of a
9 child who resides in the foster family's home from transporting the
10 child in a vehicle where a handgun is present if the handgun is in
11 the possession and control of the foster parent and the foster
12 parent is licensed to carry the handgun under Subchapter H, Chapter
13 411, Government Code.

14 SECTION 2. This Act takes effect immediately if it receives
15 a vote of two-thirds of all the members elected to each house, as
16 provided by Section 39, Article III, Texas Constitution. If this
17 Act does not receive the vote necessary for immediate effect, this
18 Act takes effect September 1, 2011.

House Bill 2560
Conference Committee Report
Section-by-Section Analysis

HOUSE VERSION

SECTION 1. Section 42.042, Human Resources Code, is amended by adding Subsection (e-2) to prohibit the Department of Family and Protective Services from prohibiting the foster parent of a child who resides in the foster family's home from transporting the child in a vehicle where a handgun is present if the handgun is *in the possession and control* of the foster parent and the foster parent is licensed to carry the handgun under Subchapter H, Chapter 411, Government Code.

SECTION 2. Effective date.

SENATE VERSION (IE)

SECTION 1. Same as House version except makes the provision applicable to the transport of a child in a vehicle where a handgun is present if the handgun is *concealed on the person* of the foster parent and the foster parent is licensed to carry the handgun under Subchapter H, Chapter 411, Government Code. [FA1(1)]

SECTION 2. Same as House version.

CONFERENCE

SECTION 1. Same as House version.

SECTION 2. Same as House version.

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

May 27, 2011

TO: Honorable David Dewhurst, Lieutenant Governor, Senate
Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: John S O'Brien, Director, Legislative Budget Board

IN RE: HB2560 by Sheffield (Relating to transporting a foster child in a vehicle where a handgun is in the possession of a foster parent licensed to carry a concealed handgun.), **Conference Committee Report**

No significant fiscal implication to the State is anticipated.

The bill would prohibit the Department of Family and Protective Services from prohibiting the foster parent of a child who resides in the foster family's home from transporting the child in a vehicle where a handgun is present under certain circumstances. The agency indicates any cost to implement provisions of the bill would be minimal and can be absorbed within available resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 530 Family and Protective Services, Department of
LBB Staff: JOB, ESi, MB, NM, VJC

Certification of Compliance with Rule 13, Section 6(b), House Rules of Procedure

Rule 13, Section 6(b), House Rules of Procedure, requires that a copy of a conference committee report signed by a majority of each committee of the conference must be furnished to each member of the committee in person or if unable to deliver in person by placing a copy in the member's newspaper mailbox at least one hour before the report is furnished to each member of the house under Section 10(a) of this rule. The paper copies of the report submitted to the chief clerk under Section 10(b) of this rule must contain a certificate that the requirement of this subsection has been satisfied, and that certificate must be attached to the printed copy of the report furnished to each member under Section 10(d) of this rule. Failure to comply with this subsection is not a sustainable point of order under this rule.

I certify that a copy of the conference committee report on H. B. 2560 was furnished to each member of the conference committee in compliance with Rule 13, Section 6(b), House Rules of Procedure, before submission of the paper copies of the report to the chief clerk under Section 10(b), Rule 13, House Rules of Procedure.

(name)

5-27-2011
(date)