ARIZONA HOUSE OF REPRESENTATIVES

Fifty-sixth Legislature
First Regular Session

House: WM W/D | GOV DPA/SE 9-0-0-0 | 3rd Read 31-28-1-0
Senate: JUD DPA 7-0-0-0 | 3rd Read 30-0-0-0
Final Pass: 58-0-1-0-1

HB 2213: ~~TPT; exemption; utilities; residential customers~~
NOW: case management; remote access; requirements
Sponsor: Representative Griffin, LD 19
Transmitted to the Governor

Overview
Requires the Arizona Department of Child Safety (DCS) to provide direct remote access (Access) to its automated case management systems (Systems) to various state agencies. Outlines additional requirements.

History
Currently, to provide oversight of DCS, DCS must provide access to case file information to the following persons if the information is necessary to perform official duties:
1) federal or state auditors;
2) persons conducting any accreditation deemed necessary by DCS;
3) a standing committee of the Arizona Legislature or a committee appointed by the President of the Senate or the Speaker of the House of Representatives;
4) a legislator who requests DCS information in the regular course of the legislator's duties;
5) a Citizen Review Panel, a Child Fatality Review Team and the Office of Ombudsman-Citizens Aid (OOCA);
6) an Independent Oversight Committee; and
7) the Governor (A.R.S. § 8-807).

Provisions
Department of Child Safety
1. Requires DCS to provide the Supreme Court (Court) Access to all Systems that are used by DCS for the Court to use in assisting a local Foster Care Review Board (Board) in performing the Board's duties. (Sec. 1)

2. Stipulates that if the information is not available through DCS' Systems, DCS must provide the Court with a hard copy of all records kept by DCS for the Court to use in assisting a Board in performing its duties. (Sec. 1)

3. Repeals statute that required DCS to provide information necessary for a Board to perform its statutory duties through an automated information exchange. (Sec. 2)

4. Repeals statute that required DCS and the Administrative Office of the Courts, on behalf of the state Board, to enter into a data sharing agreement to govern the parameters of the automated information exchange. (Sec. 2)

5. Requires DCS to provide information necessary for Boards to perform their statutory duties through direct remote online access to all DCS information identified by the Board as necessary for the performance of the board's duties. (Sec. 2)

6. Stipulates that if the information contained in the record is not available in a System used by DCS, DCS must provide a hard copy record to a Board as necessary for the performance of the board's duties. (Sec. 2)

7. Stipulates it is the public policy of Arizona that DCS, unless explicitly prohibited by law, must provide:
   a) All DCS information and Access to DCS' System to the OOCA and the Auditor General; and
   b) Access to DCS' System and any information that is necessary to perform the Board's statutory duties to the Court. (Sec. 4)

9. Repeals statute that states DCS information includes all information it gathers during the course of an investigation conducted from the time a file is opened until it is closed. (Sec. 4)

10. Repeals statute that states DCS information does not include information that is contained in child welfare agency licensing records. (Sec. 4)

11. Defines *DCS Information.* (Sec. 3)

12. Makes technical and conforming changes. (Sec. 2, 3, 4)

☐ Prop 105 (45 votes)   ☐ Prop 108 (40 votes)   ☐ Emergency (40 votes)   ☐ Fiscal Note