

By: Neave

H.B. No. 3994

A BILL TO BE ENTITLED

AN ACT

relating to the modification of a disposition by a juvenile court after a child's violation of a condition of probation.

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

SECTION 1. Section 54.05, Family Code, is amended by adding Subsection (n) to read as follows:

(n) If a court finds after a hearing to modify disposition that a child violated a condition of probation by engaging in conduct that does not violate a penal law of this state, the court may not modify the disposition by ordering the placement of the child in a juvenile facility solely because of the violation unless the conduct indicates that the child may be dangerous to the child's self or may threaten the safety of the public.

SECTION 2. Section 54.05(n), Family Code, as added by this Act, applies only to conduct that occurs on or after September 1, 2021. Conduct that occurred before September 1, 2021, is governed by the law in effect on the date the conduct occurred, and the former law is continued in effect for that purpose. For purposes of this section, conduct occurred before September 1, 2021, if any element of the conduct occurred before that date.

SECTION 3. This Act takes effect September 1, 2021.