

By: Perry, et al.
(White)

S.B. No. 185

Substitute the following for S.B. No. 185:

By: Cook

C.S.S.B. No. 185

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the time for entering a final order in certain suits
3 affecting the parent-child relationship involving the Department
4 of Family and Protective Services.

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

6 SECTION 1. Subchapter E, Chapter 263, Family Code, is
7 amended by adding Section 263.4011 to read as follows:

8 Sec. 263.4011. RENDERING FINAL ORDER; EXTENSION. (a) On
9 timely commencement of the trial on the merits under Section
10 263.401, the court shall render a final order not later than the
11 90th day after the date the trial commences.

12 (b) The 90-day period for rendering a final order under
13 Subsection (a) is not tolled for any recess during the trial.

14 (c) The court may extend the 90-day period under Subsection
15 (a) for the period the court determines necessary if, after a
16 hearing, the court finds good cause for the extension. If the court
17 grants a good cause extension under this subsection, the court
18 shall render a written order specifying:

19 (1) the grounds on which the extension is granted; and

20 (2) the length of the extension.

21 (d) A party may file a mandamus proceeding if the court
22 fails to render a final order within the time required by this
23 section.

24 SECTION 2. Section 263.4011, Family Code, as added by this

1 Act, applies only to a suit affecting the parent-child relationship
2 filed on or after the effective date of this Act. A suit affecting
3 the parent-child relationship filed before that date is governed by
4 the law in effect on the date the suit was filed, and that law is
5 continued in effect for that purpose.

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