

By: Campos

H.B. No. 1529

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to procedures in certain suits affecting the parent-child  
3 relationship filed by the Department of Family and Protective  
4 Services.

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

6 SECTION 1. Subchapter C, Chapter 262, Family Code, is  
7 amended by adding Section 262.2011 to read as follows:

8 Sec. 262.2011. CONFIRMATION OF REQUIRED NOTICE PROVIDED.

9 (a) Before commencement of the full adversary hearing, the court  
10 shall, in writing and in open court, confirm that:

11 (1) before interviewing an alleged perpetrator, the  
12 Department of Family and Protective Services informed the person of  
13 the person's right to:

14 (A) create an audio or video recording of the  
15 interview under Section 261.3027; and

16 (B) request an administrative review of the  
17 Department of Family and Protective Services' findings under  
18 Section 261.3091; and

19 (2) as soon as possible after initiating an  
20 investigation of a parent or other person having legal custody of a  
21 child, the Department of Family and Protective Services provided  
22 the person with the information required by Section 261.307.

23 (b) If the court determines that a person was not fully  
24 informed of the person's rights described by Subsection (a)(1) or

1 provided the information described by Subsection (a)(2), the court  
2 may not consider any evidence gathered from the investigation or  
3 interview in the full adversary hearing.

4         SECTION 2. The changes in law made by this Act apply to a  
5 suit affecting the parent-child relationship that is filed on or  
6 after the effective date of this Act. A suit filed before the  
7 effective date of this Act is governed by the law in effect on the  
8 date that the suit is filed, and the former law is continued in  
9 effect for that purpose.

10         SECTION 3. This Act takes effect September 1, 2023.