

1-1 By: Goodman (Senate Sponsor - Harris) H.B. No. 821
1-2 (In the Senate - Received from the House March 31, 2003;
1-3 April 3, 2003, read first time and referred to Committee on
1-4 Jurisprudence; May 8, 2003, reported favorably by the following
1-5 vote: Yeas 6, Nays 0; May 8, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the methods of providing notice of an associate judge's
1-9 report in a suit affecting the parent-child relationship.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Sections 201.011(c) and (d), Family Code, are
1-12 amended to read as follows:

1-13 (c) Notice may be given to the parties:

1-14 (1) in open court, by an oral statement or a copy of
1-15 the associate judge's written report, including any proposed order;
1-16 [~~or~~]

1-17 (2) by certified mail, return receipt requested; or

1-18 (3) by facsimile transmission.

1-19 (d) The associate judge shall certify the date of mailing of
1-20 notice by certified mail or the date of the facsimile transmission.
1-21 There is a rebuttable presumption that notice is received on the
1-22 date stated on:

1-23 (1) the signed return receipt, if notice was provided
1-24 by certified mail; or

1-25 (2) the confirmation page produced by the facsimile
1-26 machine, if notice was provided by facsimile transmission [~~Notice~~
1-27 ~~is considered given on the third day after the date of mailing~~].

1-28 SECTION 2. This Act takes effect September 1, 2003.

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