

Amend CSHB 260 as follows:

(1) On page 1, between lines 3 and 4, add the following appropriately numbered SECTION and renumber subsequent SECTIONS of the bill accordingly:

SECTION \_\_. Chapter 81, Family Code, is amended by adding Section 81.009 to read as follows:

Sec. 81.009. APPEAL. (a) A protective order rendered under this subtitle is a final, appealable order.

(b) An appeal of a protective order rendered under this subtitle, with or without a supersedeas bond, does not suspend the order. The court that rendered the protective order retains jurisdiction to enforce the order until the appellate court supersedes the order.

(c) On the motion of a party or on the court's own motion, the appellate court in its opinion may identify the parties by fictitious names or by the parties' initials only.

(2) On page 3, between lines 22 and 23, add the following appropriately numbered SECTION and renumber subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 153.0071, Family Code, is amended by adding Subsection (e-1) to read as follows:

(e-1) Notwithstanding Subsections (d) and (e), a court may decline to enter a judgment on a mediated settlement agreement if the court finds that:

(1) a party to the agreement was a victim of family violence, and that circumstance impaired the party's ability to make decisions; and

(2) the agreement is not in the child's best interest.

(3) On page 12, between lines 17 and 18, add the following appropriately numbered SECTIONS and renumber subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Sections 156.401(a) and (d), Family Code, are amended to read as follows:

(a) Except as provided by Subsection (b), the court may modify an order that provides for the support of a child if[+

~~(1)]~~ the circumstances of the child or a person affected by the order have materially and substantially changed

since the earlier of:

(1) [~~(A)~~] the date of the order's rendition; or

(2) [~~(B)~~] the date of the signing of a mediated or collaborative law settlement agreement on which the order is based[~~, or~~

~~[(2) it has been three years since the order was rendered or last modified and the monthly amount of the child support award under the order differs by either 20 percent or \$100 from the amount that would be awarded in accordance with the child support guidelines].~~

(d) Release of a child support obligor from incarceration is a material and substantial change in circumstances for purposes of Subsection (a) [~~(a)(1)~~] if the obligor's child support obligation was abated, reduced, or suspended during the period of the obligor's incarceration.

SECTION \_\_\_\_\_. Sections 156.410(a) and (c), Family Code, are amended to read as follows:

(a) For purposes of Section 156.401(a) [~~156.401(a)(1)~~], the fact that an obligor has been called into active military service in any branch of the United States armed forces is a material and substantial change in circumstances if that active military service:

(1) is for at least 30 consecutive days; and

(2) results in a decrease in the obligor's net resources during the period of service.

(c) Return of the obligor from the active military service described by Subsection (a) is a material and substantial change in circumstances for purposes of Section 156.401(a) [~~156.401(a)(1)~~] for which an obligee may file a motion for modification of a child support order if the court previously modified the order on the grounds described by Subsection (a).

(4) On page 13, between lines 16 and 17, add the following appropriately numbered SECTION and renumber subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 81.009, Family Code, as added by this Act, applies only to a protective order rendered on or after the effective date of this Act. A protective order rendered before the

effective date of this Act is governed by the law in effect on the date the order was rendered, and the former law is continued in effect for that purpose.

(5) On page 13, line 24, strike "Section" and substitute "Sections 153.0071 and".

(6) On page 14, lines 17 and 18, strike "Section 156.006" and substitute "Sections 156.006 and 156.401".