

1-1 By: Grusendorf (Senate Sponsor - Harris) H.B. No. 3010
1-2 (In the Senate - Received from the House April 29, 2005;
1-3 May 2, 2005, read first time and referred to Committee on
1-4 Jurisprudence; May 13, 2005, reported favorably by the following
1-5 vote: Yeas 5, Nays 0; May 13, 2005, sent to printer.)

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

1-8 relating to the transfer of a failure to attend school proceeding to
1-9 juvenile court.

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

1-11 SECTION 1. Section 51.08, Family Code, is amended by adding
1-12 Subsection (e) to read as follows:

1-13 (e) A juvenile court may not refuse to accept the transfer
1-14 of a case brought under Section 25.094, Education Code, for a child
1-15 described by Subsection (b)(1) if a prosecuting attorney for the
1-16 court determines under Section 53.012 that the case is legally
1-17 sufficient under Section 53.01 for adjudication in juvenile court.

1-18 SECTION 2. Section 51.08, Family Code, as amended by this
1-19 Act, applies only to the transfer of a case to juvenile court that
1-20 occurs on or after the effective date of this Act. A transfer that
1-21 occurs before the effective date of this Act is governed by the law
1-22 in effect when the transfer occurred, and the former law is
1-23 continued in effect for that purpose.

1-24 SECTION 3. This Act takes effect September 1, 2005.

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