

1-1 By: Dutton (Senate Sponsor - West) H.C.R. No. 153
1-2 (In the Senate - Received from the House May 16, 2005;
1-3 May 17, 2005, read first time and referred to Committee on
1-4 Jurisprudence; May 21, 2005, reported favorably by the following
1-5 vote: Yeas 5, Nays 0; May 21, 2005, sent to printer.)

1-6 HOUSE CONCURRENT RESOLUTION

1-7 WHEREAS, Title 1 of the Texas Family Code was originally
1-8 enacted by Chapter 888, Acts of the 61st Legislature, Regular
1-9 Session, 1969; subsequently, Titles 2 and 3 were added by the 63rd
1-10 Legislature in 1973, Title 4 was added by the 66th Legislature in
1-11 1979, and Title 5 was added by the 74th Legislature in 1995; and

1-12 WHEREAS, The codification of the Family Code and the
1-13 amendments thereto by successive legislatures have done much to
1-14 advance the interests of Texas families and children; and

1-15 WHEREAS, The 1973 enactments provided for suits affecting the
1-16 parent-child relationship and introduced the terms "managing
1-17 conservator," "possessory conservator," "possession," and "access"
1-18 as they relate to the family; and

1-19 WHEREAS, The legislature has declared it to be a public
1-20 policy of this state, in cases of marital dissolution, to encourage
1-21 parents to have frequent contact with their children, as
1-22 appropriate for the circumstances; and

1-23 WHEREAS, During the past 32 years, significant research in
1-24 family dynamics has led to an emergence of new terms that are more
1-25 commonly used to describe the relationship between parents in a
1-26 dissolution of marriage, including "parenting plans" and
1-27 "parenting time" and other neutral terms; similarly, advances in
1-28 the field have rendered obsolete such terms as "managing
1-29 conservator" and "possessory conservator"; now, therefore, be it

1-30 RESOLVED, That the 79th Legislature of the State of Texas
1-31 hereby request that the Texas Legislative Council schedule a
1-32 revision of the Family Code during the 2005-2006 interim using
1-33 updated terminology as described in this resolution; and, be it
1-34 further

1-35 RESOLVED, That the secretary of state forward an official
1-36 copy of this resolution to the joint chairs of the Texas Legislative
1-37 Council.

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