

1-1 By: Laubenberg (Senate Sponsor - Deuell) H.B. No. 585
1-2 (In the Senate - Received from the House March 26, 2007;
1-3 March 29, 2007, read first time and referred to Committee on
1-4 Jurisprudence; May 3, 2007, reported favorably by the following
1-5 vote: Yeas 4, Nays 0; May 3, 2007, sent to printer.)

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

1-8 relating to the jurisdiction of a probate court in certain
1-9 guardianship proceedings.

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

1-11 SECTION 1. Section 154.309(c), Family Code, is amended to
1-12 read as follows:

1-13 (c) A court that obtains continuing, exclusive jurisdiction
1-14 of a suit affecting the parent-child relationship involving a
1-15 disabled person who is a child retains continuing, exclusive
1-16 jurisdiction of subsequent proceedings involving the person,
1-17 including proceedings after the person is an adult.
1-18 Notwithstanding this subsection and any other law, a probate court
1-19 may exercise jurisdiction in a guardianship proceeding for the
1-20 person after the person is an adult.

1-21 SECTION 2. Section 606, Texas Probate Code, is amended by
1-22 adding Subsection (k) to read as follows:

1-23 (k) A statutory probate court or other court exercising the
1-24 jurisdiction of a probate court has jurisdiction in a guardianship
1-25 proceeding involving a disabled adult for whom another court
1-26 obtained continuing, exclusive jurisdiction in a suit affecting the
1-27 parent-child relationship when the person was a child.

1-28 SECTION 3. The change in law made by this Act applies to a
1-29 guardianship proceeding pending in a trial court on or filed on or
1-30 after the effective date of this Act.

1-31 SECTION 4. This Act takes effect immediately if it receives
1-32 a vote of two-thirds of all the members elected to each house, as
1-33 provided by Section 39, Article III, Texas Constitution. If this
1-34 Act does not receive the vote necessary for immediate effect, this
1-35 Act takes effect September 1, 2007.

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