

By: Uresti

S.B. No. 2034

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the standing requirements for certain suits affecting
3 the parent-child relationship.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 102.004(a), Family Code, is amended to
6 read as follows:

7 (a) In addition to the general standing to file suit
8 provided by Section 102.003, a grandparent, or another relative of
9 the child related within the third degree by consanguinity, may
10 file an original suit requesting managing conservatorship if there
11 is satisfactory proof to the court that:

12 (1) the order requested is necessary because the
13 child's present circumstances would significantly impair the
14 child's physical health or emotional development; or

15 (2) both parents, the surviving parent, or the
16 managing conservator or custodian either filed the petition or
17 consented to the suit.

18 SECTION 2. The change in law made by this Act to Section
19 102.004, Family Code, applies only to an original suit affecting
20 the parent-child relationship filed on or after the effective date
21 of this Act. An original suit affecting the parent-child
22 relationship filed before the effective date of this Act is
23 governed by the law in effect on the date that the suit was filed,
24 and the former law is continued in effect for that purpose.

1 SECTION 3. This Act takes effect September 1, 2007.