

By: Castro

H.B. No. 428

Substitute the following for H.B. No. 428:

By: Jackson

C.S.H.B. No. 428

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to standing for certain individuals to file a suit  
3 affecting the parent-child relationship.

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

5 SECTION 1. Section 102.006(c), Family Code, is amended to  
6 read as follows:

7 (c) The limitations on filing suit imposed by this section  
8 do not apply to a person related to the child within the fourth  
9 degree by consanguinity as determined under Subchapter B, Chapter  
10 573, Government Code, [an adult sibling of the child, a grandparent  
11 of the child, an aunt who is a sister of a parent of the child, or an  
12 uncle who is a brother of a parent of the child] if the person [~~adult~~  
13 ~~sibling, grandparent, aunt, or uncle~~] files an original suit or a  
14 suit for modification requesting managing conservatorship or  
15 adoption of the child not later than the 90th day after the date the  
16 parent-child relationship between the child and the parent is  
17 terminated in a suit filed by the Department of Family and  
18 Protective Services requesting the termination of the parent-child  
19 relationship.

20 SECTION 2. This Act takes effect immediately if it receives  
21 a vote of two-thirds of all the members elected to each house, as  
22 provided by Section 39, Article III, Texas Constitution. If this  
23 Act does not receive the vote necessary for immediate effect, this  
24 Act takes effect September 1, 2009.