

By: Castro

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 by consanguinity as
9 determined under Section 573.022, Government Code, [~~an adult~~
10 ~~sibling of the child, a grandparent of the child, an aunt who is a~~
11 ~~sister of a parent of the child, or an uncle who is a brother of a~~
12 ~~parent of the child~~] if the person [~~adult sibling, grandparent,~~
13 ~~aunt, or uncle~~] files an original suit or a suit for modification
14 requesting managing conservatorship or adoption of the child not
15 later than the 120th [~~90th~~] day after the date the parent-child
16 relationship between the child and the parent is terminated in a
17 suit filed by the Department of Family and Protective Services
18 requesting the termination of the parent-child relationship.

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