



Lieberman

BY: *[Signature]*

FLOOR AMENDMENT NO. _____

1 Amend C.S.H.B. No. 274 (house committee report) by adding
2 the following:

3 SECTION __. Title 6, Civil Practice and Remedies Code, is
4 amended by adding Chapter 148 to read as follows:

5 CHAPTER 148. APPLICATION OF FOREIGN LAWS; SELECTION OF FOREIGN
6 FORUM

7 Sec. 148.001. DEFINITION. In this chapter, "foreign law"
8 means a law, rule, or legal code of a jurisdiction outside of
9 the states and territories of the United States.

10 Sec. 148.002. DECISION BASED ON FOREIGN LAW. A ruling or
11 decision of a court, arbitrator, or administrative adjudicator
12 on a matter arising under the Family Code may not be based on a
13 foreign law if the application of that law would violate a right
14 guaranteed by the United States Constitution or the constitution
15 or a statute of this state.

16 Sec. 148.003. CHOICE OF FOREIGN LAW OR FORUM IN CONTRACT.
17 (a) A contract provision providing that a foreign law is to
18 govern a dispute arising under the Family Code is void to the
19 extent that the application of the foreign law to the dispute
20 would violate a right guaranteed by the United States
21 Constitution or the constitution of this state.

22 (b) A contract provision providing that the forum to
23 resolve a dispute arising under the Family Code is located
24 outside the states and territories of the United States is void
25 if the foreign law that would be applied to the dispute in that
26 forum would, as applied, violate a right guaranteed by the
27 United States Constitution or the constitution of this state.

28 SECTION __. (a) Section 148.002, Civil Practice and
29 Remedies Code, as added by this Act, applies only to a ruling or

1 decision that becomes final on or after the effective date of
2 this Act. A ruling or decision that becomes final before the
3 effective date of this Act and any appeal of that ruling or
4 decision are governed by the law in effect immediately before
5 the effective date of this Act, and that law is continued in
6 effect for that purpose.

7 (b) Section 148.003, Civil Practice and Remedies Code, as
8 added by this Act, applies only to a contract entered into on or
9 after the effective date of this Act. A contract entered into
10 before the effective date of this Act is governed by the law in
11 effect immediately before that date, and that law is continued
12 in effect for that purpose.

13 SECTION __. This Act takes effect September 1, 2011.