

Amend CSSB 1717 (house committee printing) by adding the following appropriately numbered ARTICLE to the bill and renumbering subsequent ARTICLES and SECTIONS of the bill accordingly:

ARTICLE _____. JUDICIAL BYPASS PROCEDURE FOR MINORS REQUESTING
ABORTION

SECTION _____.01. Sections 33.003(b) and (i), Family Code, are amended to read as follows:

(b) If the minor resides in a county with a population of less than 50,000, the [The] application may be filed in any county court at law, court having probate jurisdiction, or district court, including a family district court, in this state. If the minor resides in a county with a population of 50,000 or more, the application must be filed in a county court at law, court having probate jurisdiction, or district court, including a family district court, in the county in which the minor resides.

(i) The court shall determine by clear and convincing [~~a preponderance of the~~] evidence whether the minor is mature and sufficiently well informed to make the decision to have an abortion performed without notification to either of her parents or a managing conservator or guardian, whether notification would not be in the best interest of the minor, or whether notification may lead to physical, sexual, or emotional abuse of the minor. If the court finds that the minor is mature and sufficiently well informed, that notification would not be in the minor's best interest, or that notification may lead to physical, sexual, or emotional abuse of the minor, the court shall enter an order authorizing the minor to consent to the performance of the abortion without notification to either of her parents or a managing conservator or guardian and shall execute the required forms.

SECTION _____.02. Section 33.003, Family Code, as amended by this article, applies only to an application filed under Section 33.003, Family Code, on or after the effective date of this Act. An application filed before the effective date of this Act is governed by the law as it existed immediately before that date, and that law is continued in effect for that purpose.