

By: Carter

H.B. No. 3314

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to a requirement that an attorney ad litem appointed for a  
3 child file a statement with the court regarding the attorney ad  
4 litem's meeting with the child or other specified person.

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

6 SECTION 1. Section 107.004(d), Family Code, is amended to  
7 read as follows:

8 (d) Except as provided by Subsection (e), an attorney ad  
9 litem appointed for a child in a proceeding under Chapter 262 or 263  
10 shall:

11 (1) meet before each court hearing with:

12 (A) [~~(1)~~] the child, if the child is at least  
13 four years of age; or

14 (B) [~~(2)~~] the individual with whom the child  
15 ordinarily resides, including the child's parent, conservator,  
16 guardian, caretaker, or custodian, if the child is younger than  
17 four years of age; and

18 (2) if the child or individual is not present at the  
19 court hearing, file a written statement with the court indicating  
20 that the attorney ad litem complied with Subdivision (1).

21 SECTION 2. This Act takes effect September 1, 2011.