

1-1 By: Uresti S.B. No. 116  
1-2 (In the Senate - Filed November 8, 2010; January 31, 2011,  
1-3 read first time and referred to Committee on Criminal Justice;  
1-4 March 14, 2011, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 7, Nays 0; March 14, 2011,  
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 116 By: Hinojosa

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to protective orders against dating violence.  
1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
1-12 SECTION 1. This Act shall be known as the Kristy Appleby  
1-13 Act.  
1-14 SECTION 2. Subsection (a), Section 71.0021, Family Code, is  
1-15 amended to read as follows:  
1-16 (a) "Dating violence" means an act by an individual that is  
1-17 against another individual with whom that person has or has had a  
1-18 dating relationship, or by an individual against another individual  
1-19 who is in a dating relationship with a third individual with whom  
1-20 the actor is or has been in a dating relationship or marriage, and  
1-21 that is intended to result in physical harm, bodily injury,  
1-22 assault, or sexual assault or that is a threat that reasonably  
1-23 places the individual in fear of imminent physical harm, bodily  
1-24 injury, assault, or sexual assault, but does not include defensive  
1-25 measures to protect oneself.  
1-26 SECTION 3. The change in law made by this Act to Section  
1-27 71.0021, Family Code, applies only to an application for a  
1-28 protective order that is filed on or after the effective date of  
1-29 this Act. An application for a protective order filed before the  
1-30 effective date of this Act is governed by the law in effect on the  
1-31 date the application is filed, and the former law is continued in  
1-32 effect for that purpose.  
1-33 SECTION 4. This Act takes effect immediately if it receives  
1-34 a vote of two-thirds of all the members elected to each house, as  
1-35 provided by Section 39, Article III, Texas Constitution. If this  
1-36 Act does not receive the vote necessary for immediate effect, this  
1-37 Act takes effect September 1, 2011.

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