

1-1 By: Harris S.B. No. 1025
1-2 (In the Senate - Filed March 1, 2011; March 16, 2011, read
1-3 first time and referred to Committee on Jurisprudence;
1-4 March 30, 2011, reported favorably by the following vote: Yeas 7,
1-5 Nays 0; March 30, 2011, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to service of citation and appointment of an attorney ad
1-9 litem for an indigent parent in certain suits affecting the
1-10 parent-child relationship.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 107.013, Family Code, is amended by
1-13 adding Subsections (c-1) and (e) to read as follows:

1-14 (c-1) In a suit described by Subsection (a) or (c), any
1-15 citation served on a parent of the child must include information
1-16 regarding:

1-17 (1) the appointment of an attorney ad litem to
1-18 represent an indigent parent as provided by this section; and

1-19 (2) the procedure for the parent to assert a claim of
1-20 indigence.

1-21 (e) Not later than the seventh day before the date a court
1-22 holds a hearing under Section 262.201, the court shall:

1-23 (1) evaluate any claim of indigence by a parent who
1-24 responds in opposition to a suit described by Subsection (a) or (c);
1-25 and

1-26 (2) appoint an attorney ad litem to represent the
1-27 parent if the court determines that the parent is indigent.

1-28 SECTION 2. The change in law made by this Act applies only
1-29 to a suit affecting the parent-child relationship filed on or after
1-30 the effective date of this Act. A suit filed before that date is
1-31 governed by the law in effect on the date the suit was filed, and the
1-32 former law is continued in effect for that purpose.

1-33 SECTION 3. This Act takes effect September 1, 2011.

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