

By: Lucio III

H.B. No. 843

A BILL TO BE ENTITLED

1 AN ACT
2 relating to persons entitled to notice of and to participation in a
3 permanency hearing regarding a child in the conservatorship of the
4 state.

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

6 SECTION 1. Section 263.301(b), Family Code, is amended to
7 read as follows:

8 (b) The following persons are entitled to at least 10 days'
9 notice of a permanency hearing and are entitled to present evidence
10 and be heard at the hearing:

- 11 (1) the department;
- 12 (2) the foster parent, preadoptive parent, relative of
13 the child providing care, or director of the group home or
14 institution where the child is residing;
- 15 (3) each parent of the child;
- 16 (4) the managing conservator or guardian of the child;
- 17 (5) an attorney ad litem appointed for the child under
18 Chapter 107;
- 19 (6) a volunteer advocate appointed for the child under
20 Chapter 107; ~~and~~
- 21 (7) the child if:
- 22 (A) the child is 10 years of age or older; or
- 23 (B) the court determines it is appropriate for
24 the child to receive notice; and

1 (8) any other person or agency named by the court to
2 have an interest in the child's welfare.

3 SECTION 2. The change in law made by this Act applies only
4 to a permanency hearing held on or after September 10, 2013. A
5 permanency hearing held before that date is governed by the law as
6 it existed immediately before the effective date of this Act, and
7 that law is continued in effect for that purpose.

8 SECTION 3. This Act takes effect September 1, 2013.