

By: N. Gonzalez of El Paso

H.B. No. 2323

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the extension of an emergency order for protective
3 services for certain persons who are elderly or have disabilities.

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

5 SECTION 1. Section 48.208(e-2), Human Resources Code, is
6 amended to read as follows:

7 (e-2) The court, after notice and a hearing, may extend an
8 emergency order issued under this section for a period of not more
9 than 30 days after the date the original emergency order for
10 protective services would otherwise expire under Subsection (e)
11 ~~[was rendered]~~. The court, after notice and a hearing and for good
12 cause shown, may grant a second extension of an emergency order of
13 not more than an additional 30 days. The court may not grant more
14 than two extensions of the original emergency order. An extension
15 order that ends on a Saturday, Sunday, or legal holiday is
16 automatically extended to 4 p.m. on the first succeeding business
17 day. The court may modify or terminate the emergency order on
18 petition of the department, the incapacitated person, or any person
19 interested in the person's welfare.

20 SECTION 2. This Act takes effect immediately if it receives
21 a vote of two-thirds of all the members elected to each house, as
22 provided by Section 39, Article III, Texas Constitution. If this
23 Act does not receive the vote necessary for immediate effect, this
24 Act takes effect September 1, 2013.