

By: Raymond

H.B. No. 2449

A BILL TO BE ENTITLED

1 AN ACT

2 relating to disclosure in certain suits affecting the parent-child  
3 relationship of a child's interaction with a registered sex  
4 offender.

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

6 SECTION 1. Subchapter A, Chapter 153, Family Code, is  
7 amended by adding Section 153.017 to read as follows:

8 Sec. 153.017. DISCLOSURE OF CHILD'S INTERACTION WITH  
9 REGISTERED SEX OFFENDER. (a) In this section, "registered sex  
10 offender" means a person required to register as a sex offender  
11 under Chapter 62, Code of Criminal Procedure.

12 (b) Before a court may render an order that provides for the  
13 conservatorship of, possession of, or access to a child, the court  
14 must order each party to disclose to the court whether the party has  
15 knowledge of a previous pattern of interaction between a registered  
16 sex offender and the child and whether the party believes that there  
17 is a reasonable probability of interaction between a registered sex  
18 offender and the child in the future. If a party makes a disclosure  
19 under this section indicating previous interaction or a reasonable  
20 probability of future interaction between the child and a  
21 registered sex offender, the court shall include in the order any  
22 terms the court finds necessary to protect the child's health or  
23 welfare.

24 SECTION 2. Subchapter B, Chapter 156, Family Code, is

1 amended by adding Section 156.107 to read as follows:

2 Sec. 156.107. DISCLOSURE OF CHILD'S INTERACTION WITH  
3 REGISTERED SEX OFFENDER. (a) In this section, "registered sex  
4 offender" means a person required to register as a sex offender  
5 under Chapter 62, Code of Criminal Procedure.

6 (b) Before a court may modify an order that provides for the  
7 conservatorship of, possession of, or access to a child, the court  
8 must order each party to disclose to the court whether the party has  
9 knowledge of a previous pattern of interaction between a registered  
10 sex offender and the child and whether the party believes that there  
11 is a reasonable probability of interaction between a registered sex  
12 offender and the child in the future. If a party makes a disclosure  
13 under this section indicating previous interaction or a reasonable  
14 probability of future interaction between the child and a  
15 registered sex offender, the court shall modify the order to  
16 include any terms the court finds necessary to protect the child's  
17 health or welfare.

18 SECTION 3. The changes in law made by this Act apply to a  
19 suit affecting the parent-child relationship that is pending in a  
20 trial court on the effective date of this Act or filed on or after  
21 that date.

22 SECTION 4. This Act takes effect September 1, 2013.