

By: West  
(N. Gonzalez of El Paso)

S.B. No. 1236

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. Subsection (e-2), Section 48.208, Human  
6 Resources Code, is 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, other than an emergency  
9 order that terminated as provided under Subsection (e-1), for a  
10 period of not more than 30 days after the date the original  
11 emergency order for protective services would have expired under  
12 Subsection (e) [was rendered]. The court, after notice and a  
13 hearing and for good cause shown, may grant a second extension of an  
14 emergency order of not more than an additional 30 days. The court  
15 may not grant more than two extensions of the original emergency  
16 order. An extension order that ends on a Saturday, Sunday, or legal  
17 holiday is automatically extended to 4 p.m. on the first succeeding  
18 business day. The court may modify or terminate the emergency order  
19 on petition of the department, the incapacitated person, or any  
20 person interested in the person's welfare.

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

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1 Act takes effect September 1, 2013.