

By: West

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. 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, 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
17 legal holiday is automatically extended to 4 p.m. on the first
18 succeeding business day. The court may modify or terminate the
19 emergency order on petition of the department, the incapacitated
20 person, or any 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.