

By: Raymond

H.B. No. 388

Substitute the following for H.B. No. 388:

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C.S.H.B. No. 388

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the duration of protective orders issued in cases of
3 family violence against persons who are subsequently confined or
4 imprisoned.

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

6 SECTION 1. Section 85.025(c), Family Code, is amended to
7 read as follows:

8 (c) If a person who is the subject of a protective order is
9 confined or imprisoned on the date the protective order would
10 expire under Subsection (a) or (a-1), or if the protective order
11 would expire not later than the first anniversary of the date the
12 person is released from confinement or imprisonment, the period for
13 which the order is effective is extended, and the order expires on:

14 (1) the first anniversary of the date the person is
15 released from confinement or imprisonment, if the person was
16 sentenced to confinement or imprisonment for more than five years;
17 or

18 (2) the second anniversary of the date the person is
19 released from confinement or imprisonment, if the person was
20 sentenced to confinement or imprisonment for five years or less.

21 SECTION 2. Section 85.025(c), Family Code, as amended by
22 this Act, applies only to a protective order issued on or after the
23 effective date of this Act. A protective order issued before the
24 effective date of this Act is governed by the law in effect on the

1 date the order is issued, and the former law is continued in effect
2 for that purpose.

3 SECTION 3. This Act takes effect immediately if it receives
4 a vote of two-thirds of all the members elected to each house, as
5 provided by Section 39, Article III, Texas Constitution. If this
6 Act does not receive the vote necessary for immediate effect, this
7 Act takes effect September 1, 2015.