

By: Rodríguez, et al.
(Thompson of Harris)

S.B. No. 818

Substitute the following for S.B. No. 818:

By: Dutton

C.S.S.B. No. 818

A BILL TO BE ENTITLED

AN ACT

relating to the requirement that a parent appointed as a conservator of a child disclose certain information regarding family violence; creating a criminal offense.

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

SECTION 1. Section 153.076, Family Code, is amended by adding Subsections (b-1) and (c-1) and amending Subsection (d) to read as follows:

(b-1) The court shall order that each conservator of a child has the duty to inform the other conservator of the child if the conservator:

(1) establishes a residence with a person who the conservator knows is the subject of a final protective order sought by an individual other than the conservator that is in effect on the date the residence with the person is established;

(2) resides with, or allows unsupervised access to a child by, a person who is the subject of a final protective order sought by the conservator after the expiration of the 60-day period following the date the final protective order is issued; or

(3) is the subject of a final protective order issued after the date of the order establishing conservatorship.

(c-1) The notice required to be made under Subsection (b-1) must be made as soon as practicable but not later than:

(1) the 30th day after the date the conservator

1 establishes residence with the person who is the subject of the
2 final protective order, if the notice is required by Subsection
3 (b-1)(1);

4 (2) the 90th day after the date the final protective
5 order was issued, if the notice is required by Subsection (b-1)(2);
6 or

7 (3) the 30th day after the date the final protective
8 order was issued, if the notice is required by Subsection (b-1)(3).

9 (d) A conservator commits an offense if the conservator
10 fails to provide notice in the manner required by Subsections (b)
11 and (c), or Subsections (b-1) and (c-1), as applicable. An offense
12 under this subsection is a Class C misdemeanor.

13 SECTION 2. (a) Except as provided by Subsection (b) of
14 this section, the changes in law made by this Act to Section
15 153.076, Family Code, apply only to a court order rendered on or
16 after the effective date of this Act. A court order rendered before
17 that date is governed by the law in effect on the date the order was
18 rendered, and the former law is continued in effect for that
19 purpose.

20 (b) A person may bring a suit to modify a court order
21 rendered before September 1, 2015, under Section 153.076, Family
22 Code, as amended by this Act.

23 SECTION 3. This Act takes effect September 1, 2015.