

1-1 By: Rodríguez S.B. No. 821  
 1-2 (In the Senate - Filed February 26, 2015; March 3, 2015,  
 1-3 read first time and referred to Committee on State Affairs;  
 1-4 April 28, 2015, reported favorably by the following vote: Yeas 8,  
 1-5 Nays 0; April 28, 2015, sent to printer.)

1-6 COMMITTEE VOTE

|      | Yea | Nay | Absent | PNV |
|------|-----|-----|--------|-----|
| 1-7  |     |     |        |     |
| 1-8  | X   |     |        |     |
| 1-9  | X   |     |        |     |
| 1-10 | X   |     |        |     |
| 1-11 | X   |     |        |     |
| 1-12 | X   |     |        |     |
| 1-13 | X   |     |        |     |
| 1-14 |     |     | X      |     |
| 1-15 | X   |     |        |     |
| 1-16 | X   |     |        |     |

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to references to school in the Family Code.  
 1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
 1-21 SECTION 1. Section 34.002(a), Family Code, is amended to  
 1-22 read as follows:  
 1-23 (a) A parent or both parents of a child may enter into an  
 1-24 authorization agreement with a relative of the child listed in  
 1-25 Section 34.001 to authorize the relative to perform the following  
 1-26 acts in regard to the child:  
 1-27 (1) to authorize medical, dental, psychological, or  
 1-28 surgical treatment and immunization of the child, including  
 1-29 executing any consents or authorizations for the release of  
 1-30 information as required by law relating to the treatment or  
 1-31 immunization;  
 1-32 (2) to obtain and maintain health insurance coverage  
 1-33 for the child and automobile insurance coverage for the child, if  
 1-34 appropriate;  
 1-35 (3) to enroll the child in a day-care program or  
 1-36 preschool or in a public or private elementary [~~primary~~] or  
 1-37 secondary school;  
 1-38 (4) to authorize the child to participate in  
 1-39 age-appropriate extracurricular, civic, social, or recreational  
 1-40 activities, including athletic activities;  
 1-41 (5) to authorize the child to obtain a learner's  
 1-42 permit, driver's license, or state-issued identification card;  
 1-43 (6) to authorize employment of the child; and  
 1-44 (7) to apply for and receive public benefits on behalf  
 1-45 of the child.  
 1-46 SECTION 2. Section 101.028, Family Code, is amended to read  
 1-47 as follows:  
 1-48 Sec. 101.028. SCHOOL. "School" means an elementary [~~a~~  
 1-49 ~~primary~~] or secondary school in which a child is enrolled or, if the  
 1-50 child is not enrolled in an elementary [~~a primary~~] or secondary  
 1-51 school, the public school district in which the child primarily  
 1-52 resides. For purposes of this section, a reference to elementary  
 1-53 school includes prekindergarten.  
 1-54 SECTION 3. Section 153.3101, Family Code, is amended to  
 1-55 read as follows:  
 1-56 Sec. 153.3101. REFERENCE TO "SCHOOL" IN STANDARD POSSESSION  
 1-57 ORDER. In a standard possession order, "school" means the  
 1-58 elementary [~~primary~~] or secondary school in which the child is  
 1-59 enrolled or, if the child is not enrolled in an elementary [~~a~~  
 1-60 ~~primary~~] or secondary school, the public school district in which  
 1-61 the child primarily resides.

2-1 SECTION 4. Section 261.105(d), Family Code, is amended to  
2-2 read as follows:

2-3 (d) If the department initiates an investigation and  
2-4 determines that the abuse or neglect does not involve a person  
2-5 responsible for the child's care, custody, or welfare, the  
2-6 department shall refer the report to a law enforcement agency for  
2-7 further investigation. If the department determines that the abuse  
2-8 or neglect involves an employee of a public elementary [~~primary~~] or  
2-9 secondary school, and that the child is a student at the school, the  
2-10 department shall orally notify the superintendent of the school  
2-11 district in which the employee is employed about the investigation.

2-12 SECTION 5. The changes in law made by this Act are  
2-13 nonsubstantive and intended to conform references to "school" in  
2-14 the Family Code to usage in other law.

2-15 SECTION 6. This Act takes effect September 1, 2015.

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