

1-1 By: Dutton (Senate Sponsor - Hughes) H.B. No. 1854
 1-2 (In the Senate - Received from the House April 23, 2019;
 1-3 April 24, 2019, read first time and referred to Committee on State
 1-4 Affairs; April 29, 2019, reported favorably by the following vote:
 1-5 Yeas 8, Nays 0; April 29, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Huffman	X			
1-8 Hughes	X			
1-9 Birdwell	X			
1-10 Creighton			X	
1-11 Fallon	X			
1-12 Hall	X			
1-13 Lucio	X			
1-14 Nelson	X			
1-15 Zaffirini	X			

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

1-19 relating to loss of continuing, exclusive jurisdiction of a court
 1-20 in certain suits affecting the parent-child relationship.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 155.004(a), Family Code, is amended to
 1-23 read as follows:

1-24 (a) A court of this state loses its continuing, exclusive
 1-25 jurisdiction to modify its order if:

1-26 (1) an order of adoption is rendered by another ~~after~~
 1-27 ~~the~~ court in an original suit filed as described by Section
 1-28 103.001(b) ~~[acquires continuing, exclusive jurisdiction of the~~
 1-29 ~~suit]~~;

1-30 (2) the parents of the child have remarried each other
 1-31 after the dissolution of a previous marriage between them and file a
 1-32 suit for the dissolution of their subsequent marriage combined with
 1-33 a suit affecting the parent-child relationship as if there had not
 1-34 been a prior court with continuing, exclusive jurisdiction over the
 1-35 child; or

1-36 (3) another court assumed jurisdiction over a suit and
 1-37 rendered a final order based on incorrect information received from
 1-38 the vital statistics unit that there was no court of continuing,
 1-39 exclusive jurisdiction.

1-40 SECTION 2. (a) The change in law made by this Act applies
 1-41 only to an order of adoption rendered on or after the effective date
 1-42 of this Act.

1-43 (b) Notwithstanding Subsection (a) of this section, an
 1-44 order of adoption rendered in a suit filed as described by Section
 1-45 103.001(b), Family Code, on or after September 1, 2015, but before
 1-46 the effective date of this Act by a court that had jurisdiction
 1-47 under that section to render the order of adoption regardless of
 1-48 whether another court had continuing, exclusive jurisdiction under
 1-49 Chapter 155, Family Code, is a final order and is not subject to an
 1-50 appeal on the basis that the court rendering the order of adoption
 1-51 did not have continuing, exclusive jurisdiction at the time the
 1-52 adoption order was rendered.

1-53 SECTION 3. This Act takes effect September 1, 2019.

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