

By: Ramos

H.B. No. 2047

A BILL TO BE ENTITLED

AN ACT

relating to limiting possession of and access to a child by certain parents.

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

SECTION 1. Section 153.004, Family Code, is amended by adding Subsections (d-2) and (d-3) to read as follows:

(d-2) The court may not appoint a child's parent as sole managing conservator or joint managing conservator if the parent has been convicted of an offense under Section 21.02, 21.11, 22.011, 22.021, or 25.02, Penal Code, against a victim who was younger than 18 years of age at the time of the offense.

(d-3) The court may not allow a parent described by Subsection (d-2) to have unsupervised visitation with the child if the parent committed the offense described by that subsection during the five-year period preceding the filing of the suit or during the pendency of the suit. If the parent committed the offense described by Subsection (d-2) five or more years before the filing of the suit, the court may allow the parent to have unsupervised visitation with the child only if the court determines that the visitation would be in the best interest of the child.

SECTION 2. The change in law made by this Act applies to a suit affecting the parent-child relationship pending before a trial court or filed on or after the effective date of this Act.

SECTION 3. The enactment of this Act constitutes a material

1 and substantial change of circumstances sufficient to warrant
2 modification of a court order or portion of a decree that provides
3 for conservatorship or possession of or access to a child rendered
4 before the effective date of this Act.

5 SECTION 4. This Act takes effect September 1, 2019.