

By: Rodríguez

S.B. No. 264

A BILL TO BE ENTITLED

AN ACT

relating to the issuance of a protective order by default.

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

SECTION 1. Section 85.006(a), Family Code, is amended to read as follows:

(a) Except as provided by Subsection (b), a [A] court may render a protective order that is binding on a respondent who does not attend a hearing if:

(1) the respondent received service of the application and notice of the hearing; and

(2) proof of service was filed with the court at least 48 hours before the time set for the hearing.

SECTION 2. Section 85.006(a), Family Code, as amended by this Act, applies only to an application for a protective order that is filed on or after the effective date of this Act. An application for a protective order filed before the effective date of this Act is governed by the law in effect on the date the application is filed, and the former law is continued in effect for that purpose.

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