

1-1 By: Sanford, Swanson, Krause H.B. No. 1849
 1-2 (Senate Sponsor - Paxton)
 1-3 (In the Senate - Received from the House April 22, 2021;
 1-4 May 4, 2021, read first time and referred to Committee on State
 1-5 Affairs; May 18, 2021, reported adversely, with favorable
 1-6 Committee Substitute by the following vote: Yeas 8, Nays 0;
 1-7 May 18, 2021, sent to printer.)

1-8 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-9				
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18			X	

1-19 COMMITTEE SUBSTITUTE FOR H.B. No. 1849 By: Hall

1-20 A BILL TO BE ENTITLED
 1-21 AN ACT

1-22 relating to the modification of an order establishing the
 1-23 conservatorship or possession of or access to a child after a
 1-24 conservator's death.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. This Act may be cited as Chelsea Maddux's Law.

1-27 SECTION 2. Subchapter B, Chapter 156, Family Code, is
 1-28 amended by adding Section 156.106 to read as follows:

1-29 Sec. 156.106. MODIFICATION OF ORDER BASED ON DEATH OF
 1-30 CONSERVATOR. (a) The death of a person who is a conservator of a
 1-31 child is a material and substantial change of circumstances
 1-32 sufficient to justify a temporary order and modification of an
 1-33 existing court order or portion of a decree that provides for the
 1-34 appointment of a conservator or that sets the terms and conditions
 1-35 of conservatorship or for the possession of or access to the child.

1-36 (b) Before modifying an order under Section 156.101 based on
 1-37 a material and substantial change of circumstances described by
 1-38 Subsection (a), the court must consider any term or condition of the
 1-39 order or portion of a decree that denies possession of the child to
 1-40 a parent or imposes restrictions or limitations on the parent's
 1-41 right to possession of or access to the child. The court may include
 1-42 those restrictions or limitations in a modification of the order if
 1-43 the court finds that the restrictions or limitations continue to be
 1-44 in the best interest of the child.

1-45 SECTION 3. The change in law made by this Act applies to a
 1-46 suit for modification that is pending in a trial court on the
 1-47 effective date of this Act or that is filed on or after that date.

1-48 SECTION 4. This Act takes effect September 1, 2021.

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