

By: Cook, Frank, Noble, Capriglione, Slawson,
et al.

H.B. No. 2969

A BILL TO BE ENTITLED

1 AN ACT

2 relating to prohibiting a maximum age or age differential for
3 prospective adoptive parents.

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

5 SECTION 1. Subchapter G, Chapter 162, Family Code, is
6 amended by adding Section 162.604 to read as follows:

7 Sec. 162.604. MAXIMUM AGE RESTRICTION FOR ADOPTIVE PARENTS
8 PROHIBITED. (a) The Department of Family and Protective Services,
9 a single source continuum contractor, or a licensed child-placing
10 agency that places a child for adoption may not implement or enforce
11 a policy that:

12 (1) sets a maximum age for any prospective adoptive
13 parent; or

14 (2) sets a maximum age differential between a child
15 and any prospective adoptive parent.

16 (b) Subject to Subsection (a), the Department of Family and
17 Protective Services, a single source continuum contractor, or a
18 licensed child-placing agency may consider the health and expected
19 lifespan of each prospective adoptive parent when determining the
20 best interest of a child.

21 SECTION 2. This Act takes effect September 1, 2023.