

1-1 By: Thompson of Harris H.B. No. 3121  
 1-2 (Senate Sponsor - Rodríguez)  
 1-3 (In the Senate - Received from the House May 6, 2015;  
 1-4 May 12, 2015, read first time and referred to Committee on State  
 1-5 Affairs; May 22, 2015, reported adversely, with favorable  
 1-6 Committee Substitute by the following vote: Yeas 9, Nays 0;  
 1-7 May 22, 2015, 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. 3121 By: Huffman

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

1-22 relating to the enforcement of orders in a suit affecting the  
 1-23 parent-child relationship.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Section 157.001, Family Code, is amended by  
 1-26 amending Subsections (a), (b), and (c) and adding Subsection (e) to  
 1-27 read as follows:

1-28 (a) A motion for enforcement as provided in this chapter may  
 1-29 be filed to enforce any provision of a temporary or [a] final order  
 1-30 rendered in a suit [for conservatorship, child support, possession  
 1-31 of or access to a child, or other provisions of a final order].

1-32 (b) The court may enforce by contempt any provision of a  
 1-33 temporary or final order [for possession of and access to a child as  
 1-34 provided in this chapter].

1-35 (c) The court may enforce a temporary or final order for  
 1-36 child support as provided in this chapter or Chapter 158.

1-37 (e) For purposes of this section, "temporary order"  
 1-38 includes a temporary restraining order, standing order,  
 1-39 injunction, and any other temporary order rendered by a court.

1-40 SECTION 2. Sections 157.062(c) and (d), Family Code, are  
 1-41 amended to read as follows:

1-42 (c) Notice of hearing on a motion for enforcement of a final  
 1-43 [an existing] order providing for child support or possession of or  
 1-44 access to a child, any provision of a final order rendered against a  
 1-45 party who has already appeared in a suit under this title, or any  
 1-46 provision of a temporary order shall be given to the respondent by  
 1-47 personal service of a copy of the motion and notice not later than  
 1-48 the 10th day before the date of the hearing. For purposes of this  
 1-49 subsection, "temporary order" includes a temporary restraining  
 1-50 order, standing order, injunction, and any other temporary order  
 1-51 rendered by a court.

1-52 (d) If a motion for enforcement of a final order, other than  
 1-53 a final order rendered against a party who has already appeared in a  
 1-54 suit under this title, is joined with another claim:

1-55 (1) the hearing may not be held before 10 a.m. on the  
 1-56 first Monday after the 20th day after the date of service; and

1-57 (2) the provisions of the Texas Rules of Civil  
 1-58 Procedure applicable to the filing of an original lawsuit apply.

1-59 SECTION 3. Section 157.065(a), Family Code, is amended to  
 1-60 read as follows:

2-1 (a) If a party has been ordered under Chapter 105 to provide  
2-2 the court and the state case registry with the party's current  
2-3 mailing address, notice of a hearing on a motion for enforcement of  
2-4 a final order may be served by mailing a copy of the notice to the  
2-5 respondent, together with a copy of the motion, by first class mail  
2-6 to the last mailing address of the respondent on file with the court  
2-7 and the registry.

2-8 SECTION 4. The changes in law made by this Act apply to a  
2-9 motion for enforcement that is filed on or after the effective date  
2-10 of this Act. A motion for enforcement filed before the effective  
2-11 date of this Act is governed by the law in effect on the date the  
2-12 motion is filed, and the former law is continued in effect for that  
2-13 purpose.

2-14 SECTION 5. This Act takes effect September 1, 2015.

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