

1-1 By: Ortega, et al. (Senate Sponsor - Rodríguez) H.B. No. 1410
 1-2 (In the Senate - Received from the House May 5, 2017;
 1-3 May 10, 2017, read first time and referred to Committee on State
 1-4 Affairs; May 15, 2017, reported favorably by the following vote:
 1-5 Yeas 9, Nays 0; May 15, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the ability of foster parents to intervene in certain
 1-20 suits affecting the parent-child relationship.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 102.004, Family Code, is amended by
 1-23 amending Subsection (b) and adding Subsection (b-1) to read as
 1-24 follows:

1-25 (b) An original suit requesting possessory conservatorship
 1-26 may not be filed by a grandparent or other person. However, the
 1-27 court may grant a grandparent or other person, subject to the
 1-28 requirements of Subsection (b-1) if applicable, deemed by the court
 1-29 to have had substantial past contact with the child leave to
 1-30 intervene in a pending suit filed by a person authorized to do so
 1-31 under this chapter [~~subchapter~~] if there is satisfactory proof to
 1-32 the court that appointment of a parent as a sole managing
 1-33 conservator or both parents as joint managing conservators would
 1-34 significantly impair the child's physical health or emotional
 1-35 development.

1-36 (b-1) A foster parent may only be granted leave to intervene
 1-37 under Subsection (b) if the foster parent would have standing to
 1-38 file an original suit as provided by Section 102.003(a)(12).

1-39 SECTION 2. The changes in law made by this Act apply only to
 1-40 an original suit affecting the parent-child relationship filed on
 1-41 or after the effective date of this Act. An original suit affecting
 1-42 the parent-child relationship filed before the effective date of
 1-43 this Act is subject to the law in effect at the time the suit was
 1-44 filed, and the former law is continued in effect for that purpose.

1-45 SECTION 3. This Act takes effect September 1, 2017.

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