

1-1 By: Thompson of Harris (Senate Sponsor - Rodríguez) H.B. No. 555  
 1-2 (In the Senate - Received from the House May 6, 2019;  
 1-3 May 14, 2019, read first time and referred to Committee on State  
 1-4 Affairs; May 19, 2019, reported favorably by the following vote:  
 1-5 Yeas 9, Nays 0; May 19, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Huffman	X			
1-8 Hughes	X			
1-9 Birdwell	X			
1-10 Creighton	X			
1-11 Fallon	X			
1-12 Hall	X			
1-13 Lucio	X			
1-14 Nelson	X			
1-15 Zaffirini	X			

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

1-19 relating to certain rights of the sole managing conservator of a  
 1-20 child in relation to the child's passport.

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

1-22 SECTION 1. Section 153.132, Family Code, is amended to read  
 1-23 as follows:

1-24 Sec. 153.132. RIGHTS AND DUTIES OF PARENT APPOINTED SOLE  
 1-25 MANAGING CONSERVATOR. Unless limited by court order, a parent  
 1-26 appointed as sole managing conservator of a child has the rights and  
 1-27 duties provided by Subchapter B and the following exclusive rights:

1-28 (1) the right to designate the primary residence of  
 1-29 the child;

1-30 (2) the right to consent to medical, dental, and  
 1-31 surgical treatment involving invasive procedures;

1-32 (3) the right to consent to psychiatric and  
 1-33 psychological treatment;

1-34 (4) the right to receive and give receipt for periodic  
 1-35 payments for the support of the child and to hold or disburse these  
 1-36 funds for the benefit of the child;

1-37 (5) the right to represent the child in legal action  
 1-38 and to make other decisions of substantial legal significance  
 1-39 concerning the child;

1-40 (6) the right to consent to marriage and to enlistment  
 1-41 in the armed forces of the United States;

1-42 (7) the right to make decisions concerning the child's  
 1-43 education;

1-44 (8) the right to the services and earnings of the  
 1-45 child; ~~and~~

1-46 (9) except when a guardian of the child's estate or a  
 1-47 guardian or attorney ad litem has been appointed for the child, the  
 1-48 right to act as an agent of the child in relation to the child's  
 1-49 estate if the child's action is required by a state, the United  
 1-50 States, or a foreign government; and

1-51 (10) the right to:

1-52 (A) apply for a passport for the child;

1-53 (B) renew the child's passport; and

1-54 (C) maintain possession of the child's passport.

1-55 SECTION 2. Section 153.371, Family Code, is amended to read  
 1-56 as follows:

1-57 Sec. 153.371. RIGHTS AND DUTIES OF NONPARENT APPOINTED AS  
 1-58 SOLE MANAGING CONSERVATOR. Unless limited by court order or other  
 1-59 provisions of this chapter, a nonparent, a licensed child-placing  
 1-60 agency, or the Department of Family and Protective Services  
 1-61 appointed as a managing conservator of the child has the following

- 2-1 rights and duties:
- 2-2 (1) the right to have physical possession and to
- 2-3 direct the moral and religious training of the child;
- 2-4 (2) the duty of care, control, protection, and
- 2-5 reasonable discipline of the child;
- 2-6 (3) the duty to provide the child with clothing, food,
- 2-7 shelter, education, and medical, psychological, and dental care;
- 2-8 (4) the right to consent for the child to medical,
- 2-9 psychiatric, psychological, dental, and surgical treatment and to
- 2-10 have access to the child's medical records;
- 2-11 (5) the right to receive and give receipt for payments
- 2-12 for the support of the child and to hold or disburse funds for the
- 2-13 benefit of the child;
- 2-14 (6) the right to the services and earnings of the
- 2-15 child;
- 2-16 (7) the right to consent to marriage and to enlistment
- 2-17 in the armed forces of the United States;
- 2-18 (8) the right to represent the child in legal action
- 2-19 and to make other decisions of substantial legal significance
- 2-20 concerning the child;
- 2-21 (9) except when a guardian of the child's estate or a
- 2-22 guardian or attorney ad litem has been appointed for the child, the
- 2-23 right to act as an agent of the child in relation to the child's
- 2-24 estate if the child's action is required by a state, the United
- 2-25 States, or a foreign government;
- 2-26 (10) the right to designate the primary residence of
- 2-27 the child and to make decisions regarding the child's education;
- 2-28 [~~and~~]
- 2-29 (11) if the parent-child relationship has been
- 2-30 terminated with respect to the parents, or only living parent, or if
- 2-31 there is no living parent, the right to consent to the adoption of
- 2-32 the child and to make any other decision concerning the child that a
- 2-33 parent could make; and
- 2-34 (12) the right to:
- 2-35 (A) apply for a passport for the child;
- 2-36 (B) renew the child's passport; and
- 2-37 (C) maintain possession of the child's passport.

2-38 SECTION 3. The changes in law made by this Act apply only to

2-39 a suit affecting the parent-child relationship that is pending in a

2-40 trial court on or filed on or after the effective date of this Act.

2-41 SECTION 4. This Act takes effect September 1, 2019.

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