

1 AN ACT
2 relating to the transfer of a failure to attend school proceeding to
3 juvenile court.

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

5 SECTION 1. Section 51.08, Family Code, is amended by adding
6 Subsection (e) to read as follows:

7 (e) A juvenile court may not refuse to accept the transfer
8 of a case brought under Section 25.094, Education Code, for a child
9 described by Subsection (b)(1) if a prosecuting attorney for the
10 court determines under Section 53.012 that the case is legally
11 sufficient under Section 53.01 for adjudication in juvenile court.

12 SECTION 2. Section 51.08, Family Code, as amended by this
13 Act, applies only to the transfer of a case to juvenile court that
14 occurs on or after the effective date of this Act. A transfer that
15 occurs before the effective date of this Act is governed by the law
16 in effect when the transfer occurred, and the former law is
17 continued in effect for that purpose.

18 SECTION 3. This Act takes effect September 1, 2005.

David Newkumst

President of the Senate

Jim Caddell

Speaker of the House

I certify that H.B. No. 3010 was passed by the House on April 28, 2005, by a non-record vote.

Robert Haney

Chief Clerk of the House

I certify that H.B. No. 3010 was passed by the Senate on May 24, 2005, by the following vote: Yeas 31, Nays 0.

Datsy Law

Secretary of the Senate

APPROVED: 17 JUNE '05

Date

Rick Perry

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
11:20 AM O'CLOCK
Roger Williams
17 2005
Secretary of State