

1 AN ACT  
2 relating to certain notice requirements in a court order providing  
3 for the possession of or access to a child.

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

5 SECTION 1. Section 105.006, Family Code, is amended by  
6 adding Subsection (e-1) to read as follows:

7 (e-1) An order in a suit that provides for the possession of  
8 or access to a child must contain the following prominently  
9 displayed statement in boldfaced type, in capital letters, or  
10 underlined:

11 "NOTICE TO ANY PEACE OFFICER OF THE STATE OF TEXAS: YOU MAY  
12 USE REASONABLE EFFORTS TO ENFORCE THE TERMS OF CHILD CUSTODY  
13 SPECIFIED IN THIS ORDER. A PEACE OFFICER WHO RELIES ON THE TERMS OF  
14 A COURT ORDER AND THE OFFICER'S AGENCY ARE ENTITLED TO THE  
15 APPLICABLE IMMUNITY AGAINST ANY CLAIM, CIVIL OR OTHERWISE,  
16 REGARDING THE OFFICER'S GOOD FAITH ACTS PERFORMED IN THE SCOPE OF  
17 THE OFFICER'S DUTIES IN ENFORCING THE TERMS OF THE ORDER THAT RELATE  
18 TO CHILD CUSTODY. ANY PERSON WHO KNOWINGLY PRESENTS FOR  
19 ENFORCEMENT AN ORDER THAT IS INVALID OR NO LONGER IN EFFECT COMMITS  
20 AN OFFENSE THAT MAY BE PUNISHABLE BY CONFINEMENT IN JAIL FOR AS LONG  
21 AS TWO YEARS AND A FINE OF AS MUCH AS \$10,000."

22 SECTION 2. (a) This Act takes effect September 1, 2003.

23 (b) The change in law made by this Act applies only to a  
24 court order providing for the possession of or access to a child

1 that is rendered on or after the effective date of this Act. A court  
2 order providing for the possession of or access to a child that is  
3 rendered before the effective date of this Act is governed by the  
4 law in effect immediately before the effective date of this Act, and  
5 the former law is continued in effect for that purpose.

David Newhall

President of the Senate

Tom Corbett

Speaker of the House

I certify that H.B. No. 227 was passed by the House on April 2, 2003, by a non-record vote; and that the House concurred in Senate amendments to H.B. No. 227 on May 19, 2003, by a non-record vote.

Robert Nancy  
Chief Clerk of the House

I certify that H.B. No. 227 was passed by the Senate, with amendments, on May 13, 2003, by the following vote: Yeas 31, Nays 0.

Patsy Dow  
Secretary of the Senate

APPROVED: 2 JUNE '03

Date

Rick Perry

Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
4:35pm O'CLOCK

JUN 02 2003  
Ann Shea  
Secretary of State