<u>CHAPTER 184</u>
H.B. No. 227

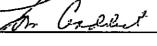
1 AN ACT

- 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 <u>underlined:</u>
- 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- 19 ENFORCEMENT AN ORDER THAT IS INVALID OR NO LONGER IN EFFECT COMMITS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."
- SECTION 2. (a) This Act takes effect September 1, 2003.
- (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.

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President of the Senate



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.

Chief Clerk of the Hous

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.

Secretary of the Senate

APPROVED:

2 June '03

Date

Governor

FILED IN THE OFFICE OF THE SECRETARY OF STATE

4:35pm O'CLOCK

ANN 05 500

**Secretary of State**