

1 AN ACT

2 relating to an agreement authorizing certain persons to make
3 decisions regarding a child during an investigation of child abuse
4 or neglect.

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

6 SECTION 1. Section 34.001, Family Code, is amended to read
7 as follows:

8 Sec. 34.001. APPLICABILITY. This chapter applies only to:

9 (1) an authorization agreement between a parent of a
10 child and a person who is the child's:

11 (A) ~~(1)~~ grandparent;

12 (B) ~~(2)~~ adult sibling; or

13 (C) ~~(3)~~ adult aunt or uncle; and

14 (2) an authorization agreement between a parent of a
15 child and the person with whom the child is placed under a parental
16 child safety placement agreement.

17 SECTION 2. Section 34.002(c), Family Code, is amended to
18 read as follows:

19 (c) An authorization agreement under this chapter does not
20 confer on a relative of the child listed in Section 34.001 or a
21 relative or other person with whom the child is placed under a child
22 safety placement agreement the right to authorize the performance
23 of an abortion on the child or the administration of emergency
24 contraception to the child.

1 SECTION 3. Chapter 34, Family Code, is amended by adding
2 Section 34.0021 to read as follows:

3 Sec. 34.0021. AUTHORIZATION AGREEMENT BY PARENT IN CHILD
4 PROTECTIVE SERVICES CASE. A parent may enter into an authorization
5 agreement with a relative or other person with whom a child is
6 placed under a parental child safety placement agreement approved
7 by the Department of Family and Protective Services to allow the
8 person to perform the acts described by Section 34.002(a) with
9 regard to the child:

- 10 (1) during an investigation of abuse or neglect; or
11 (2) while the department is providing services to the
12 parent.

13 SECTION 4. This Act takes effect September 1, 2011.

Stephen Eoyack
President of the Senate

Joe Straus
Speaker of the House

I certify that H.B. No. 848 was passed by the House on March 30, 2011, by the following vote: Yeas 146, Nays 0, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 848 on May 16, 2011, by the following vote: Yeas 143, Nays 0, 2 present, not voting.

Robert Haney
Chief Clerk of the House

I certify that H.B. No. 848 was passed by the Senate, with amendments, on May 13, 2011, by the following vote: Yeas 31, Nays 0.

Datney Spaw
Secretary of the Senate

APPROVED: 17 JUN '11

Date

RICK PERRY
Governor

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

John Mark
Secretary of State