

HOUSE BILL NO. HB _____

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By: _____

__B. No. ____

A BILL TO BE TITLED

AN ACT

Parental rights

A BILL for AN ACT relating to parents; providing for a parental right to direct the upbringing, education and care of a child; providing applicability; and providing for an effective date.

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

Section 1. Texas Section 102.015 is created to read:

Section 102.015. Protection of parental rights.

(a) Texas recognizes that the liberty of each individual parent to establish a home within which to raise their child and to direct the care, custody and control of the parent's child is a fundamental privacy right.

(b) The state, or any agency or political subdivision

PARENTAL RIGHTS BILL – CONTACT FIXFAMILYCOURTS.COM WITH QUESTIONS 346-704-4776

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of the state, shall not infringe the parental right as provided under this section without demonstrating that the interest of the government as applied to the parent or child is a narrow compelling state interest addressed by the least restrictive means.

(c) This section shall apply to any state or local law or ordinance and its implementation whether that law or ordinance was adopted prior to or after the effective date of this section. Any statute adopted after the effective date of this section is subject to this section.

(d) This section shall apply to any judicial action affecting the rights, liabilities or duties of a parent.

(e) Nothing in this section shall be deemed to apply to a parent whose parental rights have been judicially terminated.

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Section 2. EFFECTIVE DATE. This act takes effect on August 30, 2017, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect on September 1, 2017.