

All Prefiled Amendments for: HB 4

Burkett

Amendment	850799
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Collier

Amendment	850818
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Dutton

Amendment	850803
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Howard

Amendment	850823
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Amendment	850824
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Keough

Amendment	850791
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Minjarez

Amendment	850800
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Amendment	850802
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Moody

Amendment	850831
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Amendment	850832
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Stickland

Amendment	850797
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**The following 11 amendments were
published on 2/28/17 6:06 PM**



17 FEB 28 PM 1:33
HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY:

Cindy D. B. [Signature]

- 1 Amend H.B. No. 4 (house committee printing) on page 4, line
- 2 13, by striking "executive commissioner" and substituting
- 3 "commissioner of the department".



17 FEB 28 PM 4:45

HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY: Nicole Coli

1 Amend H.B. No. 4 (house committee printing) as follows:

2 (1) On page 1, lines 7-8, strike "(b-1) and (b-2)" and
3 substitute "(b-1), (b-2), and (i)".

4 (2) On page 3, between lines 18 and 19, insert the
5 following:

6 (i) Before a relative or other designated caregiver
7 described by Subsection (b)(2) is appointed as a child's permanent
8 managing conservator, the department shall ensure that the relative
9 or designated caregiver receives financial counseling.

10 (3) Add the following appropriately numbered SECTION to the
11 bill and renumber subsequent SECTIONS of the bill accordingly:

12 SECTION _____. Section 263.306, Family Code, is amended by
13 adding Subsection (d) to read as follows:

14 (d) In addition to the requirements of Subsection (a-1), at
15 each permanency hearing before a final order is rendered, the court
16 shall:

17 (1) inform any relative or other designated caregiver
18 for the child that the caregiver will no longer be eligible to
19 receive monetary assistance from the department under Section
20 264.755 if the caregiver is appointed as the child's permanent
21 managing conservator; and

22 (2) determine whether any relative or other designated
23 caregiver for the child is financially prepared to care for the
24 child without monetary assistance from the department under Section
25 264.755.



17 FEB 28 PM 3:26
HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY: _____

Dutton

- 1 Amend H.B. No. 4 (house committee printing) on page 1, line
- 2 20, by striking "50" and substituting "75".



17 FEB 28 PM 4:54

HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY:

Donna Howard

1 Amend H.B. No. 4 (house committee printing) by adding the
2 following appropriately numbered SECTION to the bill and
3 renumbering subsequent SECTIONS of the bill accordingly:

4 SECTION _____. Section 264.751, Family Code, is amended by
5 adding Subdivision (1-a) to read as follows:

6 (1-a) "Kinship household" means a relative or other
7 designated caregiver of a child for whom the department has been
8 appointed managing conservator, the relative or designated
9 caregiver's spouse, and any other person the relative or designated
10 caregiver may claim as a dependent on the relative's or designated
11 caregiver's federal income tax return.



17 FEB 28 PM 4:53

HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY:

Donna Howard

- 1 Amend H.B. No. 4 (house committee printing) as follows:
- 2 (1) On page 1, line 18, strike "family" and substitute
- 3 "kinship household".
- 4 (2) On page 1, line 19, strike "may" and substitute "shall".
- 5 (3) On page 1, line 22, strike "family" and substitute
- 6 "kinship household".
- 7 (4) On page 1, line 24, strike "may" and substitute "shall".
- 8 (5) On page 2, line 4, strike "family" and substitute
- 9 "kinship household".



17 FEB 27 AM 10:12
HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY:

Amend H.B. No. 4 (house committee printing) as follows:

(1) On page 1, lines 7-8, strike "(b-1) and (b-2)" and substitute "(b-1), (b-2), and (g)".

(2) On page 3, between lines 18 and 19, insert the following:

(g) The department may not provide monetary assistance to a relative or designated caregiver under this section who is not lawfully present in the United States.



17 FEB 28 PM 1:57
HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY: Minjarez

1 Amend H.B. No. 4 (house committee printing) on page 5,
2 between lines 2 and 3, by inserting the following:

3 (c) If a person who has a family income that is less than or
4 equal to 300 percent of the federal poverty level enters into a
5 caregiver assistance agreement with the Department of Family and
6 Protective Services, obtains permanent managing conservatorship of
7 a child before the effective date of this Act, and meets all other
8 eligibility requirements, the person may continue to receive the
9 \$500 annual reimbursement until the earlier of:

10 (1) the third anniversary of the date the person was
11 awarded permanent managing conservatorship of the child; or

12 (2) the child's 18th birthday.



17 FEB 28 PM 1:57
HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY:

Minjarez

1 Amend H.B. No. 4 (house committee printing) as follows:

2 (1) On page 1, lines 7-8, strike "(b-1) and (b-2)" and
3 substitute "(b-1), (b-2), and (f)".

4 (2) On page 2, line 2, strike "on" and substitute "not later
5 than the 60th day after the date of [en]".

6 (3) On page 2, line 13, between "caregiver" and ".", insert
7 "who is not placed as part of a sibling group".

8 (4) On page 2, line 15, between "group." and "[", insert
9 "The executive commissioner, with assistance from the department
10 and the commission, shall adopt a rule governing the method for
11 allocating the one-time cash payment between the department and the
12 commission."

13 (5) On page 3, between lines 18 and 19, insert the
14 following:

15 (f) The department shall reimburse a relative or other
16 designated caregiver annually for expenses permitted under
17 Subsection (c)(6). The department shall issue the initial
18 reimbursement as soon as possible but not later than the 180th day
19 after the date the child or sibling group is placed with the
20 relative or designated caregiver. If the department does not
21 receive an initial request for reimbursement from the relative or
22 designated caregiver before the 180th day after the date of
23 placement, the department shall:

24 (1) make a good faith effort, as part of the
25 department's regular contact with the relative or designated
26 caregiver, to request submission of the initial reimbursement
27 request; and

28 (2) issue the reimbursement as soon as possible after
29 the department receives the request for reimbursement.

1 (6) On page 4, line 16, strike "Subsection (b)" and
2 substitute "Subsections (b) and (c)".

3 (7) On page 5, between lines 2 and 3, insert the following:

4 (c) Section 264.755(f), Family Code, as added by this Act,
5 applies only to the reimbursement of a relative or other designated
6 caregiver for expenses for which a completed request for
7 reimbursement is submitted to the Department of Family and
8 Protective Services on or after the effective date of this Act.



Floor Amendment No. _____

17 FEB 28 PM 4:52
By: _____
HOUSE OF REPRESENTATIVES

[Handwritten signature]
(Moody)

- 1 Amend **HB 4** (House committee printing) as follows:
- 2 On page 3, between lines 18 and 19, insert the following:
- 3 (d) Monetary assistance and additional support services
- 4 under this section shall be provided without regard to the race,
- 5 color, disability, sex, religion, age, or national origin of the
- 6 caregiver or child.



Floor Amendment No. _____

17 FEB 28 PM 4:53
HOUSE OF REPRESENTATIVES

(Moody)

1 Amend **HB 4** (House committee printing) as follows:

2 In SECTION 2 of the bill, strike added Section 264.7551 (b)
3 (page 3, line 27 and page 4, lines 1-3) and substitute the
4 following:

5 (b) An offense under this section is:

6 (1) a Class C misdemeanor if the amount of any
7 monetary assistance that is disbursed to or for which the person
8 would have been eligible under a caregiver assistance agreement
9 the person entered into or attempted to enter into as a result
10 of the conduct is less than \$100;

11 (2) a Class B misdemeanor if the amount of any
12 monetary assistance that is disbursed to or for which the person
13 would have been eligible under a caregiver assistance agreement
14 the person entered into or attempted to enter into as a result
15 of the conduct is \$100 or more but less than \$750;

16 (3) a Class A misdemeanor if the amount of any
17 monetary assistance that is disbursed to or for which the person
18 would have been eligible under a caregiver assistance agreement
19 the person entered into or attempted to enter into as a result
20 of the conduct is \$750 or more but less than \$2,500;

21 (4) a state jail felony if the amount of any monetary
22 assistance that is disbursed to or for which the person would
23 have been eligible under a caregiver assistance agreement the
24 person entered into or attempted to enter into as a result of
25 the conduct is \$2,500 or more but less than \$30,000;

26 (5) a felony of the third degree if:

27 (A) the amount of any monetary assistance that
28 is disbursed to or for which the person would have been eligible

1 under a caregiver assistance agreement the person entered into
2 or attempted to enter into as a result of the conduct is \$30,000
3 or more but less than \$150,000; or

4 (B) the amount of any monetary assistance that
5 is disbursed to or for which the person would have been eligible
6 under a caregiver assistance agreement the person entered into
7 or attempted to enter into as a result of the conduct is less
8 than \$30,000 and it is shown on the trial of the offense that
9 the person has previously been convicted under this section;

10 (6) a felony of the second degree if the amount of
11 any monetary assistance that is disbursed to or for which the
12 person would have been eligible under a caregiver assistance
13 agreement the person entered into or attempted to enter into as
14 a result of the conduct is \$150,000 or more but less than
15 \$300,000; or

16 (7) a felony of the first degree if the amount of any
17 monetary assistance that is disbursed to or for which the person
18 would have been eligible under a caregiver assistance agreement
19 the person entered into or attempted to enter into as a result
20 of the conduct is \$300,000 or more.



17 FEB 28 PM 1:22

HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY: Stickland

Amend H.B. No. 4 (house committee printing) on page 1, line
20, by striking "50" and substituting "75".