

BILL ANALYSIS

Senate Research Center
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S.B. 1683
By: Jackson
Health & Human Services
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As Filed

DIGEST AND PURPOSE

Currently, a minor who receives services from the Texas Department of Protective and Regulatory Services and who earns money through means of employment and/or participation in competitions which provide financial rewards, cannot be assured of protection of those earnings from confiscation by the minors legal parent or guardian. As proposed, S.B. 1683 provides a provision to protect a minors earned monies from disposal by a legal parent of guardian.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 3.103, Family Code, to provide that, except as provided by Section 264.0111, during the marriage of the parents of an unemancipated minor for whom a managing conservator has not been appointed, the earnings of the minor are subject to the joint management, control, and disposition of the parents of the minor, unless otherwise provided by agreement of the parents or by judicial order.

SECTION 2. Amends Section 151.003(a), Family Code, to make a conforming change.

SECTION 3. Amends Chapter 264A, Family Code, by adding Section 264.0111 as follows:

Sec. 264.0111. MONEY EARNED BY CHILD. (a) Provides that a child who is receiving services from the Department of Protective and Regulatory Services (department), including a child for whom the department has been appointed managing conservator, and who has been placed by the department in a foster home or child-care institution as defined by Chapter 42 (Regulation of Certain Facilities, Homes, and Agencies that Provide Child-Care Services), Human Resources Code, is entitled to keep any money earned by the child during the time of the child's placement.

(b) Authorizes the child to deposit the money earned by the child in a bank or savings account described by Section 264.011. Requires money described by this section placed in the account to be maintained for the benefit of the child, subject to Section 264.011(b).

(c) Provides that if a child earns money as described by this section and is returned to the child's parents, the child's parents are not entitled to manage, control, or dispose of the money.

(d) Provides that, in this section, a reference to money earned by a child includes any interest that accrues on the money.

SECTION 4. Effective date: September 1, 2001.