

By: Gallego

H. B. No. 2374

A BILL TO BE ENTITLED

# 1 AN ACT

2 relating to the taking of children into custody by certain law  
3 enforcement officers.

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

5 SECTION 1. Chapter 52, Family Code, is amended by adding  
6 Section 52.024 to read as follows:

7 Sec. 52.024. EXTRAJURISDICTIONAL APPREHENSION OF CHILD. A  
8 child who is lawfully taken into custody by a federal law  
9 enforcement officer in this state, or by a law enforcement officer  
10 of another state in that state:

18 SECTION 2. Section 52.02(a), Family Code, is amended to  
19 read as follows:

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1 (1) release the child to a parent, guardian, custodian  
2 of the child, or other responsible adult upon that person's promise  
3 to bring the child before the juvenile court as requested by the  
4 court;

10 (3) bring the child to a detention facility designated  
11 by the juvenile board;

12 (4) bring the child to a secure detention facility as  
13 provided by Section 51.12(j);

14 (5) bring the child to a medical facility if the child  
15 is believed to suffer from a serious physical condition or illness  
16 that requires prompt treatment;

17 (6) dispose of the case under Section 52.03; or

23 SECTION 3. The change in law made by this Act applies only  
24 to a child taken into custody on or after the effective date of this  
25 Act. A child taken into custody before the effective date of this  
26 Act is governed by the law in effect on the date that the child was  
27 taken into custody, and the former law is continued in effect for

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1 that purpose.

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