

By: Wray

H.B. No. 2705

A BILL TO BE ENTITLED

AN ACT

relating to the value of property that may be transferred to a custodian or other person for the benefit of a minor under certain circumstances.

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

SECTION 1. Section 141.007(c), Property Code, is amended to read as follows:

(c) A transfer under Subsection (a) or (b) may be made only if:

(1) the legal representative or trustee considers the transfer to be in the best interest of the minor;

(2) the transfer is not prohibited by or inconsistent with provisions of the applicable will, trust agreement, or other governing instrument; and

(3) the transfer is authorized by the court if it exceeds \$25,000 [~~\$10,000~~] in value.

SECTION 2. Section 141.008(c), Property Code, is amended to read as follows:

(c) If a custodian has not been nominated under Section 141.004, or all persons nominated as custodian die before the transfer or are unable, decline, or are ineligible to serve, a transfer under this section may be made to an adult member of the minor's family or to a trust company unless the property exceeds \$25,000 [~~\$15,000~~] in value.

1 SECTION 3. The changes in law made by this Act apply only to
2 a transfer made on or after the effective date of this Act. A
3 transfer made before the effective date of this Act is governed by
4 the law as it existed immediately before the effective date of this
5 Act, and the prior law is continued in effect for that purpose.

6 SECTION 4. This Act takes effect September 1, 2015.