

IN THE SUPREME COURT OF TEXAS

Misc. Docket No. 93-0048

APPROVAL OF SUPPLEMENT TO THE LOCAL RULES GOVERNING FAMILY LAW PROCEEDINGS IN MIDLAND COUNTY

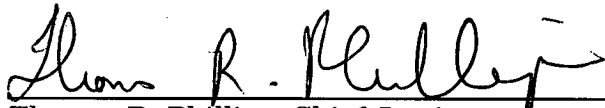
ORDERED:


Pursuant to Rule 3a of the Texas Rules of Civil Procedure, the Supreme Court approves the following local rules, which have been previously approved by the presiding judge of the appropriate administrative judicial region and submitted to this Court:

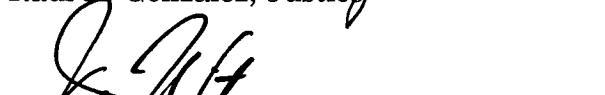
Supplement to the Local Rules Governing Family Law Proceedings in Midland County, dated December 9, 1992.

The approval of these rules is temporary, pending further orders of the Court.

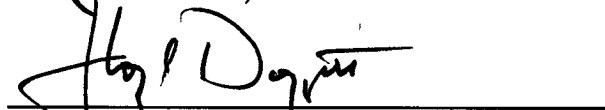
SIGNED AND ENTERED this 19~~th~~ day of January, 1993.



Thomas R. Phillips, Chief Justice

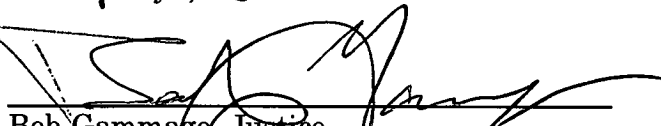

Raul A. Gonzalez, Justice



Jack Hightower, Justice



Nathan L. Hecht, Justice


Lloyd Doggett, Justice


John Cornyn, Justice


Bob Gammage, Justice


Craig Enoch, Justice


Rose Spector, Justice

office\orders\122192.jh



STATE OF TEXAS

OFFICE OF COURT ADMINISTRATION

Post Office Box 12066
Austin, Texas 78711-2066
512/463-1625

C. Raymond Judice
Administrative Director

Jack Reynolds
Deputy Director

Jim Hutcheson
Executive Counsel

December 21, 1992

Mr. John T. Adams
Clerk, Supreme Court of Texas
Price Daniel, Sr. State Office Building
Austin, Texas 78701

Dear Mr. Adams:

Enclosed is the original and a copy of a proposed Order of the Supreme Court approving the Supplement to the Local Rules Governing Family Law Proceedings in Midland County as approved by Judge Weldon Kirk, Presiding Judge of the 7th Administrative Judicial Region on December 15, 1992.

After you have entered this proposed order on the Miscellaneous Docket of the Court, please forward the original of the proposed order to the chambers of Justice Hecht for further action by the Court.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "C. Raymond Judice".

C. Raymond Judice
Administrative Director

Enclosures

cc: Justice N. Hecht
Supreme Court

Hon. Weldon Kirk
Presiding Judge, 7th Administrative Judicial Region

Hon. Dean Rucker
318th District Court



THE SUPREME COURT OF TEXAS

CHIEF JUSTICE
THOMAS R. PHILLIPS

P.O. BOX 12248 AUSTIN, TEXAS 78711

TEL: (512) 463-1312

FAX: (512) 463-1365

CLERK
JOHN T. ADAMS

EXECUTIVE ASS'T.
WILLIAM L. WILLIS

JUSTICES
RAUL A. GONZALEZ
OSCAR H. MAUZY
EUGENE A. COOK
JACK HIGHTOWER
NATHAN L. HECHT
LLOYD DOGGETT
JOHN CORNYN
BOB GAMMAGE

ADMINISTRATIVE ASS'T.
MARY ANN DEFIBAUGH

December 17, 1992

INTERAGENCY MAIL

Mr. Ray Judice
Office of Court Administration
Texas Law Center
Austin, Texas 78701

Dear Ray:

I am forwarding for your consideration a supplement to the local rules for Midland County. I would appreciate your preparing a Court order approving these rules.

Sincerely,

A handwritten signature in cursive script that reads "Nathan L. Hecht". A small circle containing the initials "LN" is written above the end of the signature.

Nathan L. Hecht
Justice

NLH:sm

Encl.



SEVENTH ADMINISTRATIVE JUDICIAL REGION OF TEXAS
WELDON KIRK, PRESIDING JUDGE

December 15, 1992

BETTY JOY VAUGHT
ADMINISTRATIVE ASSISTANT
P. O. BOX 528
SWEETWATER, TEXAS, 79556
915/235-3133, 915 236-6944

Mr. John T. Adams, Clerk
Supreme Court of Texas
P. O. Box 12248
Austin, Texas 78711

Dear Mr. Adams:

I submit herewith for your approval a supplement to the local rules governing family law proceedings in Midland County. I have reviewed them and do not find any inconsistency with any rule of the Seventh Administrative Judicial Region nor the rules of civil procedure.

Thank you for your attention to this matter.

Yours very truly,

A handwritten signature in black ink that reads "Weldon Kirk". The signature is written in a cursive style with a large, sweeping initial "W".

Weldon Kirk

WK:bjv
enclosures

xc: Honorable Dean Rucker
Judge, 318th District Court
P. O. Box 1922
Midland, Tx 79701

SUPPLEMENT TO THE LOCAL RULES GOVERNING
FAMILY LAW PROCEEDINGS IN MIDLAND COUNTY, TEXAS

On this day, the undersigned judges of the district and statutory county courts of Midland County, Texas have approved the following rule supplementing the Local Rules Governing Family Law Proceedings in Midland County, Texas.

RULE 1.9. SEMINAR FOR PARENTS

a) Policy. It shall be the policy of courts of competent jurisdiction of Midland County, Texas that in suits affecting the parent-child relationship, parents of minor children shall attend an educational seminar, the focus of which shall include, but not be limited to: (1) the developmental stages of childhood; (2) the needs of children at different ages; (3) stress indicators in children; (4) age appropriate expectations of children; (5) the grief process; (6) reducing stress for children the subject of a suit affecting the parent-child relationship; (7) the changing parental and marital roles as a result of divorce, (8) visitation recommendations to enhance the child's relationship with both parents; (9) financial obligations of child rearing; and (10) conflict management and dispute resolution.

b) Seminar mandatory. All parties in a suit affecting the parent-child relationship, who are parents of the child(ren) the subject of the suit, shall attend and complete a seminar approved by the court in which the suit is pending. For good cause shown, after notice and hearing, a service of equal value may be substituted for the seminar if written verification is provided to the court by a third party provider indicating that the subjects addressed in subsection (a) of this rule have been addressed in another forum, including but not limited to, professional or pastoral counseling. The requirement of a seminar or a service of equal value may be waived by the court for good cause shown, after notice and hearing.

c) Registration. Each parent must pre-register for an approved seminar. Registration forms shall be available in the offices of the District Clerk of Midland County, Texas and at the offices of the seminar provider.

d) Fees. Each party shall attend the seminar or approved service of equal value at that party's sole cost and expense. The fee shall be payable to the seminar provider at the time of pre-registration. The fee shall be reduced or waived in cases of indigency, in the manner provided by Rule 145 of the Texas Rules of Civil Procedure, as amended.

Each party shall complete the seminar or approved service of equal value within sixty (60) days after the date the respondent parent is served with process or executes a waiver of citation in the case, and prior to a final hearing on the

merits of the case. The parties shall not be permitted to participate in the same seminar session(s) without prior approval of the referring court.

e) Verification of Attendance. An alphabetical list of all parties attending a seminar shall be provided by the District Clerk to each seminar provider prior to each seminar, which list shall be used to record a party's required attendance. Each party completing the seminar shall be provided with a certificate of attendance which that party shall present to the referring court at the time of that party's next court appearance.

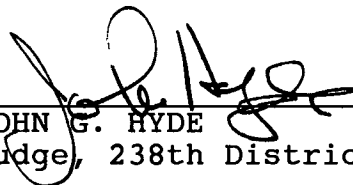
f) Sanctions. If either party fails to attend and complete an approved seminar, the court may make such orders with regard to the failure as are just, including, but not limited to, sanctions pursuant to Rule 215(2)(b) of the Texas Rules of Civil Procedure, as amended.

This rule shall be effective upon approval by the Texas Supreme Court.

SIGNED on the 9 day of DECEMBER, 1992.



PAT M. BASKIN
Judge, 142nd District Court




JOHN G. HYDE
Judge, 238th District Court



DEAN RUCKER
Judge, 318th Family District Court

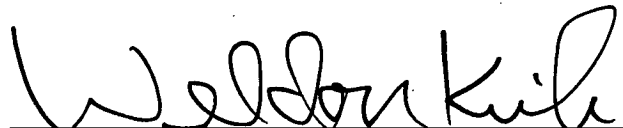


AL WALVOORD
Judge, County Court-At-Law



JAMES FITZ-GERALD
Judge, County Court-At-Law No. 2

APPROVED the 14th day of December, 1992.


WELDON KIRK, ~~Judge~~ Presiding **JUDGE**
Seventh Administrative Judicial
Region of Texas



THE SUPREME COURT OF TEXAS

CHIEF JUSTICE
THOMAS R. PHILLIPS

POST OFFICE BOX 12248 AUSTIN, TEXAS 78711
TEL: (512) 463-1312
FAX: (512) 463-1365

CLERK
JOHN T. ADAMS

JUSTICES
RAUL A. GONZALEZ
JACK HIGHTOWER
NATHAN L. HECHT
LLOYD DOGGETT
JOHN CORNYN
BOB GAMMAGE
CRAIG ENOCH
ROSE SPECTOR

EXECUTIVE ASS'T.
WILLIAM L. WILLIS
ADMINISTRATIVE ASS'T.
MARY ANN DEFIBAUGH

January 21, 1993

Hon. Weldon Kirk
Presiding Judge
7th Admin Judicial Rgn
Post Office Box 528
Sweetwater, Texas 79556

Dear Judge Kirk,

Please find enclosed, a copy of the order of the Supreme Court that approved local rules for family law proceedings in Midland County.

Sincerely,
SIGNED

John T. Adams
Clerk

Encl.

cc: Hon. Dean Rucker
318th Family Dist Court

District Clerk

County Clerk

Supreme Court Adv Committee

Mr. Raymond Judice
Office of Court Admin

State Law Library