

Jurisdiction and Venue Decisions Involving the Court of Continuing, Exclusive Jurisdiction

The court issues orders for the protection of the child under **Chapter 262**.

NOTE:
A dissolution filed *after* a DFPS SAPCR does not force transfer to the divorce court.
TFC § 262.203(c)

Is there a prior **final order** regarding this child in a different county?

Yes

No

The court that issued the final order has established **Continuing, Exclusive Jurisdiction**.
TFC §155.001

Is there a **pending suit** in another county regarding this child?

Yes

No

A motion to transfer and consolidation order is necessary.
See TFC §§6.407; 155.202

The Ch. 262 court has jurisdiction to issue a final order.

Has the child resided in the current county for at least six months?

No

Yes

Transfer to the Ch. 262 court is **mandatory** and that court can order transfer from the CCEJ.

TFC §§155.201(b); 262.203(a)(2)

Transfer to the Ch. 262 court is **discretionary**.
TFC §155.202.
(convenience of parties and interests of justice); and the CCEJ orders the transfer.

Transfer to the CCEJ authorized subject to TFC Ch. 155 and §262.203(a)(1)

Transfer pursuant to change of venue Ch. 103

