

SAPCR- SIJ TEXAS

- Presented by
- Chief Justice Byrne (Austin)
- Irene Mugambi (Dallas)



1

Overview of SAPCR

- Under Texas Family Code §101.032
- Possible to have multiple respondents
- Judicial Determination



2



Judicial Determinations in SAPCR

- Must have custody determination SMC child under 18
- Parental reunification not possible
- Youth's best interest not to return to country of nationality

3

Key Texas State Law Definitions of SIJ Determinations

Abuse under TFC
§261.001(1)(A)-(M)

Mental or Emotional Injury resulting in "an observable and impairment of the child's growth, development, or psychological functioning";

Engaging in or failing to make a reasonable effort to prevent "physical injury that results in substantial harm to a child's mental, emotional, or a physical welfare";

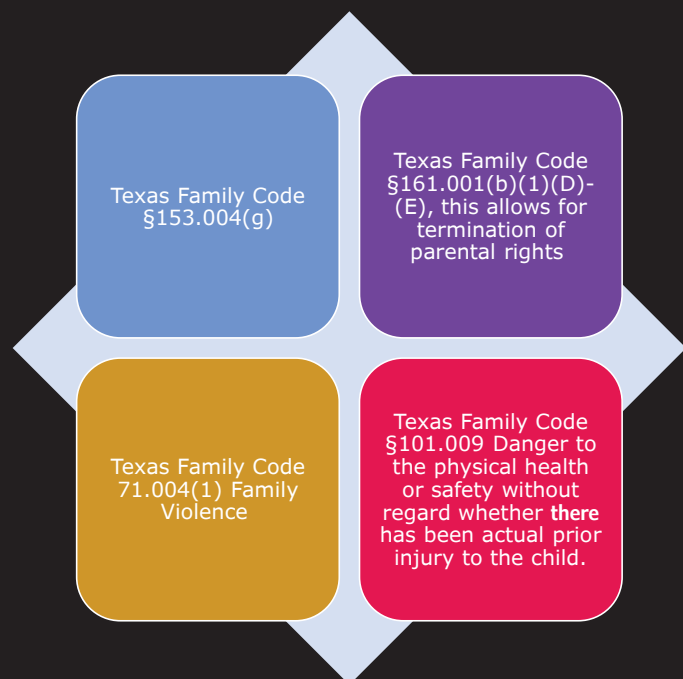
4

Abuse Examples

Engaging	Engaging in or failing to make reasonable effort to prevent sexual conduct
Using	Using controlled substances and the use results in physical, mental or emotional injury of the child
Forcing or coercing	Forcing or coercing a child to enter into marriage

5

Other Relevant Statutes



6

Find the full text of this and thousands of other resources from leading experts in dozens of legal practice areas in the [UT Law CLE eLibrary \(utcle.org/elibrary\)](https://utcle.org/elibrary)

Title search: SIJ Predicate Orders

Also available as part of the eCourse

[2024 eConference on Immigration and Nationality Law](#)

First appeared as part of the conference materials for the
48th Annual Conference on Immigration and Nationality Law session
"SIJ Predicate Orders"