

Passports for Children Research Guide

Overview

This research guide includes information and resources related to acquiring passports for children. The process can become complicated if the parents disagree and there is not court order or if one parent cannot be located by the other parent. The resources listed below are not exhaustive and may not include the most up-to-date information. It is for information purposes only and should not be construed as legal advice or act as the substitute for legal counsel.

See also, handout: *Passports for Minor Children Under 16*

Statutes and Codes

Texas Statutes Online www.statutes.capitol.texas.gov

United States Code (USC)

- 22 U.S.C. 213n
<https://www.govinfo.gov/app/details/USCO-DE-2010-title22/USCODE-2010-title22-chap4-sec213>

Code of Federal Regulations (CFR)

- 22 C.F.R. 51.28
<https://www.govinfo.gov/app/details/CFR-2001-title22-vol1/CFR-2001-title22-vol1-sec51-28>

Family Code

- Ch. 153 Conservatorship – parent §153.132(10) and nonparent §153.371(12)
<https://statutes.capitol.texas.gov/Docs/FA/htm/FA.153.htm>

Secondary Resources in Print

Texas Family Law Practice and Procedure KFT 1294 .F35

- Vol. 2, §F1.08 Providing for Managing Conservatorship (Custody) of Children
- Vol. 2, §F1.124 Order – Petitioner or Respondent Appointed as Sole Managing Conservator (section 9 discusses right to passport)

Fast Guide to Family Law Checklist for Everyday Practice KFT 1294 .A25 S83

- Section I. Rights and Duties, p.213

CLE Materials

Advanced Family Law KFT 1294 .S83

- 2019 Ch. 20 Legislative Update 2019: Family Law, pp. 5-6

Advanced Family Law Drafting KFT 1294 .A92

- 2019 Ch. 12 Drafting Unique Rights and Duties, Section III: Rights Regarding a Child's Passport, pp. 3-4
- 2019 Ch. 19 Settlement Mediation, Section IV. Rights and Duties

Online Resources

Apply for a U.S. Passport (Homeland Security)
<https://www.dhs.gov/apply-for-a-us-passport>

Children-Travel documents for infants (U.S. Customs and Border Protection)

https://help.cbp.gov/s/article/Article-724?language=en_US

Federal Two-Parent Consent Law (Texas Law Help)
<https://texaslawhelp.org/article/child-custody-conservatorship#do-all-conservators-have-to-consent-to-issuance-of-a-child's-passport>

Getting or Renewing a U.S. Passport
<https://www.usa.gov/passport>

International Parental Child Abduction Law and Regulations (U.S. Department of State – Bureau of Consular Affairs)
<https://travel.state.gov/content/travel/en/International-Parental-Child-Abduction/providers/laws.html>

Passport Information (Tarrant County)
<https://www.tarrantcounty.com/en/county-clerk/administration/passport-information.html>

Passports for Children under 16 (U.S. Department of State - Bureau of Consular Affairs)
<https://travel.state.gov/content/travel/en/passports/need-passport/under-16.html>

Passports (USPS)
<https://www.usps.com/international/passports.htm>

Travel During Periods of Visitation (Texas Law Help)
<https://texaslawhelp.org/article/travel-during-periods-of-visitation>

Legal Assistance

Legal Lines – Ask Attorneys simple legal questions (free service)

- Tarrant County LegalLine Sign-up
<https://www.tarrantbar.org/>
- Dallas County LegalLine Sign-up
<https://www.dallasbar.org/index.cfm?pg=legalline>

Tarrant County Bar Association Lawyer Referral Service: 817-336-4101 (\$20 for the first 30 minutes)