

BILL ANALYSIS

Senate Research Center

S.B. 497
By: Harris
Jurisprudence
2-18-97
As Filed

DIGEST

Currently, Texas law is not clear whether a person other than a parent may receive support for an adult disabled child (ADC) under Sections 154.302 and 154.303, Family Code. In many cases, however, the custody and care of an ADC is undertaken by a grandparent, another relative, or a state agency, or the ADC himself or herself, provided that the ADC is capable. This bill would allow a person other than the parent to take action and receive payments for an ADC, subject to existing conditions.

PURPOSE

As proposed, S.B. 497 provides for court-ordered child support for a disabled child and standing to sue under this subchapter.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 154.302, Family Code, to require a court that orders support under this section to designate a parent of the child or another person or entity having custody or guardianship of the child under a court order to receive the support for the child. Authorizes the court to designate a child 18 years of age or older to receive support directly. Makes a conforming change.

SECTION 2. Amends Section 154.303, Family Code, as follows:

Sec. 154.303 New heading: STANDING TO SUE. Sets forth persons authorized to sue under this subchapter. Makes a conforming change.

SECTION 3. Effective date: September 1, 1997.

SECTION 4. Emergency clause.