

BILL ANALYSIS

Senate Research Center
76R2017 CMR-D

H.B. 1322
By: King, Phil (Brown)
Jurisprudence
5/10/1999
Engrossed

DIGEST

Current law prohibits county clerks from charging a fee to the Office of the Attorney General child support division, a domestic relations office, or a friend of the court for recording the notice of a child support lien or for release of the lien, but the clerks may charge the fee to attorneys who file child support liens. H.B. 1322 exempts any other party from the fee, including attorneys, and clarifies the style of the lien notice and release.

PURPOSE

As proposed, H.B. 1322 sets forth requirements for a child support lien.

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 157.315(b), Family Code, to prohibit the county clerk from charging any other party a fee for recording the notice or for release of the child support lien (lien). Requires the lien notice and release to be styled "Notice of Child Support Lien." Deletes text requiring the county clerk to collect certain fees.

SECTION 2. Effective date: September 1, 1999.
Makes application of this Act prospective.

SECTION 3. Emergency clause.