

BILL ANALYSIS

Senate Research Center
76R10274 CMR-D

C.S.S.B. 1739
By: Harris
Jurisprudence
4/20/1999
Committee Report (Substituted)

DIGEST

Currently, Texas law provides a calculation for computing the payment of arrearages, which is often impractical, especially for lower-income obligors with large arrearages. This leaves a judge in the position of either ignoring the guidelines or setting payments that may never pay off the arrearage. C.S.S.B. 1739 would establish provisions regarding the withholding of child support arrearages.

PURPOSE

As proposed, C.S.S.B. 1739 establishes provisions regarding the withholding of child support arrearages.

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 158.003(b), Family Code, to delete text regarding an additional amount to be withheld to discharge arrearages in not more than two years or an additional 20 percent added to the current monthly support order, whichever amount will result in the arrearages being discharged.

SECTION 2. Amends Section 158.004, Family Code, to make conforming changes.

SECTION 3. Effective date: September 1, 1999.
Makes application of this Act prospective.

SECTION 4. Emergency clause.

SUMMARY OF COMMITTEE CHANGES

SECTION 1.

Amends Section 158.003(b), Family Code, to delete text regarding discharged arrearages.

SECTION 3.

Incorporates proposed SECTIONS 3 and 4. Renumbers subsequent SECTION.