

## **BILL ANALYSIS**

Senate Research Center  
80R1891 JMM-F

S.B. 430  
By: Harris  
Jurisprudence  
2/28/2007  
As Filed

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

Current law does not expressly state which party has the burden of proof when seeking an offset to a claim for reimbursement.

As proposed, S.B. 430 clarifies that the party making the claim has the burden of proof with respect to the offset.

### **RULEMAKING AUTHORITY**

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

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 3.408, Family Code, by adding Subsection (e), to provide that the burden of proof with respect to an offset to a claim for reimbursement rests with the party seeking the offset.

SECTION 2. Makes application of this Act prospective.

SECTION 3. Effective date: September 1, 2007.