

By: Dutton, Garcia of Dallas

H.B. No. 2558

A BILL TO BE ENTITLED

AN ACT

relating to the child support obligation of an obligor during the obligor's confinement in jail or prison.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 157.162, Family Code, is amended by adding Subsection (d) to read as follows:

(d) The court may not find a respondent in contempt of court for failure to pay child support if:

(1) the respondent appears at the hearing and presents credible evidence showing that the unpaid child support accrued during the respondent's confinement in a local, state, or federal jail or prison for a period of at least 90 consecutive days; or

(2) the respondent's attorney, if the respondent is confined in jail or prison at the time of the hearing, appears at the hearing and presents credible evidence showing that the unpaid child support accrued during the respondent's confinement in a local, state, or federal jail or prison for a period of at least 90 consecutive days.

SECTION 2. Section 157.162(d), Family Code, as added by this Act, applies to a hearing to enforce an order in a suit affecting the parent-child relationship that commences on or after the effective date of this Act. A hearing that commences before the effective date of this Act is governed by the law in effect on the date the hearing commenced, and the former law is continued in

H.B. No. 2558

1 effect for that purpose.

2 SECTION 3. This Act takes effect September 1, 2025.