

By: Brown of Kaufman

H.B. No. 529

A BILL TO BE ENTITLED

AN ACT

relating to the ineligibility of a delinquent child support obligor to receive state-funded or state-administered student financial assistance.

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

SECTION 1. Section 231.006, Family Code, is amended by adding Subsection (a-1) and amending Subsection (b) to read as follows:

(a-1) A child support obligor who is more than 60 days delinquent in paying child support is not eligible to receive student financial assistance paid directly to the obligor by the comptroller. This subsection does not apply to an obligor who submits to the comptroller:

(1) a sworn affidavit from the obligor or obligee stating that the obligor is current on the obligor's child support payments; and

(2) a written statement from the obligor that the obligor has made a request to the Title IV-D agency to correct the errors in the obligor's payment record.

(b) A child support obligor or business entity ineligible to receive payments under Subsection (a) or a child support obligor ineligible to receive payments under Subsection (a-1) remains ineligible until:

(1) all arrearages have been paid; or

1 (2) the obligor is in compliance with a written
2 repayment agreement or court order as to any existing delinquency.

3 SECTION 2. (a) This Act takes effect September 1, 2003.

4 (b) The change in law made by this Act applies only to
5 student financial assistance paid on or after the effective date of
6 this Act.