

1-1 By: Dutton (Senate Sponsor - Harris) H.B. No. 2001
1-2 (In the Senate - Received from the House April 28, 2003;
1-3 May 1, 2003, read first time and referred to Committee on
1-4 Administration; May 6, 2003, reported favorably by the following
1-5 vote: Yeas 7, Nays 0; May 6, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to notice to an employer of a court order requiring an
1-9 employee to provide medical support for the employee's child;
1-10 providing penalties.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 154.186, Family Code, is amended to read
1-13 as follows:

1-14 Sec. 154.186. NOTICE TO EMPLOYER CONCERNING MEDICAL
1-15 SUPPORT. (a) The obligee, obligor, or a child support agency may
1-16 send to the employer a copy of the order requiring an employee to
1-17 provide health insurance coverage for a child or may include notice
1-18 of the medical support order in an order or writ of withholding sent
1-19 to the employer in accordance with Chapter 158.

1-20 (b) In an appropriate Title IV-D case, the Title IV-D agency
1-21 shall send to the employer the national medical support notice
1-22 required under Part D, Title IV of the federal Social Security Act
1-23 (42 U.S.C. Section 651 et seq.), as amended. The notice may be used
1-24 in any other suit in which an obligor is ordered to provide health
1-25 insurance coverage for a child.

1-26 (c) The Title IV-D agency by rule shall establish procedures
1-27 consistent with federal law for use of the national medical support
1-28 notice and may prescribe forms for the efficient use of the notice.
1-29 The agency shall provide the notice and forms, on request, to
1-30 obligees, obligors, domestic relations offices, friends of the
1-31 court, and attorneys.

1-32 SECTION 2. Section 154.187, Family Code, is amended by
1-33 amending Subsections (f) and (g) and adding Subsection (h) to read
1-34 as follows:

1-35 (f) In this section, "sender" means the person sending the
1-36 order or notice under Section 154.186.

1-37 (g) An employer who fails to enroll a child, fails to
1-38 withhold or remit premiums or cash medical support, or
1-39 discriminates in hiring or employment on the basis of a medical
1-40 support order or notice under this subchapter shall be subject to
1-41 the penalties and fines in Subchapter C, Chapter 158.

1-42 (h) An employer who receives a national medical support
1-43 notice under Section 154.186 shall comply with the requirements of
1-44 the notice.

1-45 SECTION 3. This Act takes effect July 1, 2003, if it
1-46 receives a vote of two-thirds of all the members elected to each
1-47 house, as provided by Section 39, Article III, Texas Constitution.
1-48 If this Act does not receive the vote necessary for effect on that
1-49 date, this Act takes effect September 1, 2003.

1-50 * * * * *