

BILL ANALYSIS

H.B. 203
By: Goodman
Juvenile Justice & Family Issues
Committee Report (Unamended)

BACKGROUND AND PURPOSE

Currently, in a decree of divorce or annulment, the court must order a division of the estate of the parties in a manner that the court deems just and right, having due regard for the rights of each party and any children of the marriage. As prescribed in Chapter 7 of the Family Code, there are a number of different types of property that may be divided and disposed of in a divorce or annulment.

House Bill 203 simply adds the consideration of taxes to the list of property to be divided and disposed of upon a divorce or annulment.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

- SECTION 1.** Amends Chapter 7 of the Family Code, by adding Section 7.008 which authorizes the court to consider taxation of assets, as well as when the taxes will be required to be paid during a suit for dissolution of a marriage.
- SECTION 2.** The change in law made by this Act applies to a suit for dissolution of a marriage pending before a trial court on or filed on or after the effective date of this Act.
- SECTION 3.** This Act takes effect September 1, 2005.

EFFECTIVE DATE

September 1, 2005.