

By: Goodman

H.B. No. 203

A BILL TO BE ENTITLED

1 AN ACT

2 relating to consideration of taxes in the division of property in
3 the dissolution of a marriage.

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

5 SECTION 1. Chapter 7, Family Code, is amended by adding
6 Section 7.008 to read as follows:

7 Sec. 7.008. CONSIDERATION OF TAXES. In ordering the
8 division of the estate of the parties to a suit for dissolution of a
9 marriage, the court may consider:

10 (1) whether a specific asset will be subject to
11 taxation; and

12 (2) if the asset will be subject to taxation, when the
13 tax will be required to be paid.

14 SECTION 2. The change in law made by this Act applies to a
15 suit for dissolution of a marriage pending before a trial court on
16 or filed on or after the effective date of this Act.

17 SECTION 3. This Act takes effect September 1, 2005.