

1-1 By: Goodman (Senate Sponsor - Harris) H.B. No. 203
1-2 (In the Senate - Received from the House April 18, 2005;
1-3 April 19, 2005, read first time and referred to Committee on
1-4 Jurisprudence; May 5, 2005, reported favorably by the following
1-5 vote: Yeas 7, Nays 0; May 5, 2005, sent to printer.)

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

1-8 relating to consideration of taxes in the division of property in
1-9 the dissolution of a marriage.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Chapter 7, Family Code, is amended by adding
1-12 Section 7.008 to read as follows:

1-13 Sec. 7.008. CONSIDERATION OF TAXES. In ordering the
1-14 division of the estate of the parties to a suit for dissolution of a
1-15 marriage, the court may consider:

1-16 (1) whether a specific asset will be subject to
1-17 taxation; and

1-18 (2) if the asset will be subject to taxation, when the
1-19 tax will be required to be paid.

1-20 SECTION 2. The change in law made by this Act applies to a
1-21 suit for dissolution of a marriage pending before a trial court on
1-22 or filed on or after the effective date of this Act.

1-23 SECTION 3. This Act takes effect September 1, 2005.

1-24 * * * * *