

By: Paxton, Hughes

H.B. No. 1238

Substitute the following for H.B. No. 1238:

By: Van Arsdale

C.S.H.B. No. 1238

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to distribution of certain child support payments by the  
3 state disbursement unit.

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

5 SECTION 1. Section 234.008, Family Code, is amended by  
6 amending Subsection (a) and adding Subsection (d) to read as  
7 follows:

8 (a) Except as provided by Subsection (c) or (d), not later  
9 than the second business day after the date the state disbursement  
10 unit receives a child support payment, the state disbursement unit  
11 shall distribute the payment to the Title IV-D agency or the  
12 obligee.

13 (d) The signature of an obligee on a final order in a suit  
14 affecting the parent-child relationship, or another order under  
15 this title, that designates an individual or entity for the purpose  
16 of receiving, disbursing, and monitoring child support payments  
17 constitutes written consent by the obligee to the distribution of  
18 the child support payments by the state disbursement unit to the  
19 designated individual or entity. The state disbursement unit shall  
20 distribute each child support payment to the designated individual  
21 or entity by the date required by Subsection (a). The designated  
22 individual or entity shall deduct any amount of the individual's or  
23 entity's authorized fee from the payment and promptly disburse the  
24 remainder of the amount to the Title IV-D agency or obligee.

1           SECTION 2. Section 234.008, Family Code, as amended by this  
2 Act, applies to a payment distributed by the state disbursement  
3 unit on or after the effective date of this Act. A payment  
4 distributed before that date is governed by the law in effect on the  
5 date the payment is distributed, and the former law is continued in  
6 effect for that purpose.

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