

1-1 By: Paxton, et al. (Senate Sponsor - Wentworth) H.B. No. 1238
1-2 (In the Senate - Received from the House May 12, 2005;
1-3 May 13, 2005, read first time and referred to Committee on
1-4 Jurisprudence; May 21, 2005, reported favorably by the following
1-5 vote: Yeas 5, Nays 0; May 21, 2005, sent to printer.)

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

1-8 relating to distribution of certain child support payments by the
1-9 state disbursement unit.

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

1-11 SECTION 1. Section 234.008, Family Code, is amended by
1-12 amending Subsection (a) and adding Subsection (d) to read as
1-13 follows:

1-14 (a) Except as provided by Subsection (c) or (d), not later
1-15 than the second business day after the date the state disbursement
1-16 unit receives a child support payment, the state disbursement unit
1-17 shall distribute the payment to the Title IV-D agency or the
1-18 obligee.

1-19 (d) The signature of an obligee on a final order in a suit
1-20 affecting the parent-child relationship, or another order under
1-21 this title, that designates an individual or entity for the purpose
1-22 of receiving, disbursing, and monitoring child support payments
1-23 constitutes written consent by the obligee to the distribution of
1-24 the child support payments by the state disbursement unit to the
1-25 designated individual or entity. The state disbursement unit shall
1-26 distribute each child support payment to the designated individual
1-27 or entity by the date required by Subsection (a). The designated
1-28 individual or entity shall deduct any amount of the individual's or
1-29 entity's authorized fee from the payment and promptly disburse the
1-30 remainder of the amount to the Title IV-D agency or obligee.

1-31 SECTION 2. Section 234.008, Family Code, as amended by this
1-32 Act, applies to a payment distributed by the state disbursement
1-33 unit on or after the effective date of this Act. A payment
1-34 distributed before that date is governed by the law in effect on the
1-35 date the payment is distributed, and the former law is continued in
1-36 effect for that purpose.

1-37 SECTION 3. This Act takes effect September 1, 2005.

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