

By: Raymond

H.B. No. 2351

A BILL TO BE ENTITLED

AN ACT

relating to a release of a child support lien.

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

SECTION 1. Section 157.322(a), Family Code, is amended to read as follows:

(a) On payment in full of the amount of child support due or an amount agreed to by the claimant and obligor in writing as satisfaction for the full amount due, together with any costs and reasonable attorney's fees, the child support lien claimant shall execute and deliver to the obligor or the obligor's attorney and to the Title IV-D agency a release of the child support lien. The release must:

(1) be signed by the claimant;

(2) specifically state the amount of child support that was paid by the obligor on or before the date the release is signed and indicate whether that amount is inclusive or exclusive of interest; and

(3) be accompanied by a copy of any written agreement between the claimant and obligor under which the obligor's payment of an amount that is less than the full amount due is considered satisfaction for the full amount due.

SECTION 2. The change in law made by this Act applies only to a child support lien release executed on or after the effective date of this Act. A child support lien release executed before the

1 effective date of this Act is governed by the law in effect on the  
2 date the release was executed, and the former law is continued in  
3 effect for that purpose.

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