

BILL ANALYSIS

S.B. 430
By: Harris
Juvenile Justice & Family Issues
Committee Report (Unamended)

BACKGROUND AND PURPOSE

Current law does not expressly state which party has the burden of proof when seeking an offset to a claim for reimbursement.

As proposed, S.B.430 clarifies that the party making the claim has the burden of proof with respect to the offset.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

SECTION 1. Amends Section 3.408, Family Code, by adding Subsection (e), to provide that the burden of proof with respect to an offset to a claim for reimbursement rests with the party seeking the offset.

SECTION 2. Makes application of this Act prospective.

SECTION 3. Effective date: September 1, 2007.

EFFECTIVE DATE

September 1, 2007.