

By: Dutton

H.B. No. 926

A BILL TO BE ENTITLED

1 AN ACT
2 relating to calculation of the net resources of a person ordered to
3 pay child support.

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

5 SECTION 1. Section 154.062(d), Family Code, is amended to
6 read as follows:

7 (d) The court shall deduct the following items from
8 resources to determine the net resources available for child
9 support:

- 10 (1) social security taxes;
- 11 (2) federal income tax based on the tax rate for a
12 single person claiming one personal exemption and the standard
13 deduction;
- 14 (3) state income tax;
- 15 (4) union dues; ~~and~~
- 16 (5) expenses for the cost of health insurance or cash
17 medical support for the obligor's child ordered by the court under
18 Section 154.182; and
- 19 (6) nondiscretionary retirement plan contributions,
20 including nondiscretionary contributions to the Teacher Retirement
21 System of Texas or the Employees Retirement System of Texas.

22 SECTION 2. The change in law made by this Act constitutes a
23 material and substantial change of circumstances under Section
24 156.401, Family Code, sufficient to warrant modification of a court

1 order or a portion of a decree that provides for the support of a
2 child rendered before the effective date of this Act.

3 SECTION 3. The change in law made by this Act applies only
4 to a proceeding to establish or modify a child support obligation
5 that is pending in a trial court on or filed on or after the
6 effective date of this Act.

7 SECTION 4. This Act takes effect September 1, 2009.