

By: Dutton

H.B. No. 518

A BILL TO BE ENTITLED

AN ACT

relating to calculation of the net resources of a person ordered to pay child support.

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

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

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

(1) social security taxes;

(2) federal income tax based on the tax rate for a single person claiming one personal exemption and the standard deduction;

(3) state income tax;

(4) union dues; ~~and~~

(5) expenses for the cost of health insurance or cash medical support for the obligor's child ordered by the court under Section 154.182; and

(6) nondiscretionary retirement plan contributions, including nondiscretionary contributions to the Teacher Retirement System of Texas or the Employees Retirement System of Texas.

SECTION 2. The change in law made by this Act constitutes a material and substantial change of circumstances under Section 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, 2011.