

1-1 By: Uresti S.B. No. 1751
1-2 (In the Senate - Filed March 11, 2011; March 23, 2011, read
1-3 first time and referred to Committee on Jurisprudence;
1-4 April 27, 2011, reported favorably by the following vote: Yeas 5,
1-5 Nays 0; April 27, 2011, sent to printer.)

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

1-8 relating to calculation of the net resources of a person ordered to
1-9 pay child support.

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

1-11 SECTION 1. Section 154.062, Family Code, is amended by
1-12 amending Subsection (d) and adding Subsection (f) to read as
1-13 follows:

1-14 (d) The court shall deduct the following items from
1-15 resources to determine the net resources available for child
1-16 support:

1-17 (1) social security taxes;

1-18 (2) federal income tax based on the tax rate for a
1-19 single person claiming one personal exemption and the standard
1-20 deduction;

1-21 (3) state income tax;

1-22 (4) union dues; ~~and~~

1-23 (5) expenses for the cost of health insurance or cash
1-24 medical support for the obligor's child ordered by the court under
1-25 Section 154.182; and

1-26 (6) if the obligor does not pay social security taxes,
1-27 nondiscretionary retirement plan contributions.

1-28 (f) For purposes of Subsection (d)(6), a nondiscretionary
1-29 retirement plan is a plan to which an employee is required to
1-30 contribute as a condition of employment.

1-31 SECTION 2. The change in law made by this Act applies only
1-32 to a proceeding to establish or modify a child support obligation
1-33 that is pending in a trial court on or filed on or after the
1-34 effective date of this Act.

1-35 SECTION 3. This Act takes effect September 1, 2012.

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