

By: Dutton

H.B. No. 4213

A BILL TO BE ENTITLED

AN ACT

relating to the accrual of interest on overdue child support.

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

SECTION 1. Section 157.265, Family Code, is amended to read as follows:

Sec. 157.265. ACCRUAL OF INTEREST ON CHILD SUPPORT. (a) Interest accrues on the portion of delinquent child support that is greater than the amount of the monthly periodic support obligation at the interest rate determined under Section 304.003, Finance Code, ~~[rate of six percent simple interest per year]~~ from the date the support is delinquent until the date the support is paid or the arrearages are confirmed and reduced to money judgment.

(b) Interest accrues on child support arrearages that have been confirmed and reduced to money judgment as provided in this subchapter at the interest rate determined under Section 304.003, Finance Code, ~~[rate of six percent simple interest per year]~~ from the date the order is rendered until the date the judgment is paid.

(c) Interest accrues on a money judgment for retroactive or lump-sum child support at the interest rate determined under Section 304.003, Finance Code, ~~[annual rate of six percent simple interest]~~ from the date the order is rendered until the judgment is paid.

(d) Subsection (a) applies to a child support payment that becomes due on or after January 1, 2026 ~~[2002]~~.

1           (e) Child support arrearages in existence on January 1, 2026  
2   ~~[2002]~~, that were not confirmed and reduced to a money judgment on  
3   or before that date accrue interest as follows:

4           (1) before January 1, 2026 ~~[2002]~~, the arrearages are  
5   subject to the interest rate that applied to the arrearages before  
6   that date; and

7           (2) on and after January 1, 2026 ~~[2002]~~, the  
8   cumulative total of arrearages and interest accumulated on those  
9   arrearages described by Subdivision (1) is subject to Subsection  
10   (a).

11          (f) Subsections (b) and (c) apply to a money judgment for  
12   child support rendered on or after January 1, 2026 ~~[2002]~~. A money  
13   judgment for child support rendered before that date is governed by  
14   the law in effect on the date the judgment was rendered, and the  
15   former law is continued in effect for that purpose.

16          SECTION 2. This Act takes effect January 1, 2026.