

## **BILL ANALYSIS**

Senate Research Center  
76R8772 MCK-D

C.S.S.B. 160  
By: Carona  
Jurisprudence  
3/9/1999  
Committee Report (Substituted)

### **DIGEST**

Currently, Texas law establishes that the release of a child support obligor from incarceration does not constitute a material and substantial change for modification in child support orders. This bill establishes that a material and substantial change in circumstances has been effectuated when a child support obligor is released from incarceration.

### **PURPOSE**

As proposed, C.S.S.B. 160 modifies certain child support orders.

### **RULEMAKING AUTHORITY**

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 156.401, Family Code, by adding Subsection (d), to provide that a child support obligor released from incarceration constitutes a material and substantial change in circumstances for purposes of Subsection (a) (1), if the obligor's child support obligation was abated, reduced, or suspended during the period of the obligor's incarceration.

SECTION 2. Effective date: September 1, 1999.  
Makes application of this Act retroactive.

SECTION 3. Emergency clause.

### **SUMMARY OF COMMITTEE CHANGES**

SECTION 1.

Amends Section 156.401(d), Family Code, to add text regarding the obligor's child support being abated, reduced, or suspended during the period of incarceration.