

BILL ANALYSIS

Senate Research Center

H.B. 1452
By: Menendez (Van de Putte)
Jurisprudence
4/25/2001
Engrossed

DIGEST AND PURPOSE

Under current law, a court is authorized to place a person who has failed to pay child support on community supervision rather than confining the person to jail. As proposed, H.B. 1452 authorizes the court to require the person, as a condition of placement on community supervision, to seek employment assistance services or participate in mediation or other services to alleviate conditions that prevent the person from paying the child support. It also clarifies other aspects of the community supervision option.

RULEMAKING AUTHORITY

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

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 157.211, Family Code, to remove references to a corrections department officer from the list of conditions of community service that may be required of a respondent placed by the court on community service and not committed. Includes on the same list that a respondent may be required to seek employment assistance services offered by the Texas Workforce Commission (commission) under Section 302.0035 (Employment Assistance Program for Certain Parents), Labor Code, if appropriate, and to participate in mediation or other services to alleviate conditions that prevent the respondent from obeying the court's order.

SECTION 2. Amends Section 157.213(c), Family Code, to set forth requirements regarding the manner of deposit and placement of fees received under this subchapter by the court.

SECTION 3. Amends Section 157.214, Family Code, to authorize a domestic relations office to file a verified motion alleging specifically that certain conduct of the respondent constitutes a violation of the terms and conditions of community supervision.

SECTION 4. Amends Section 302.0035, Labor Code, to require the commission to provide certain employment assistance services to a person referred to the commission by a court under Section 157.211, Family Code.

SECTION 5. Effective date: September 1, 2001.
Makes application of Sections 157.211 and 157.213(c), Family Code, as amended by this Act, prospective.