

1-1 By: Thompson of Harris H.B. No. 943  
 1-2 (Senate Sponsor - Rodríguez)  
 1-3 (In the Senate - Received from the House April 27, 2015;  
 1-4 May 7, 2015, read first time and referred to Committee on State  
 1-5 Affairs; May 19, 2015, reported favorably by the following vote:  
 1-6 Yeas 7, Nays 1; May 19, 2015, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13		X		
1-14			X	
1-15	X			
1-16	X			
1-17	X			

1-18 A BILL TO BE ENTITLED  
 1-19 AN ACT

1-20 relating to the applicability of a wage and salary presumption to an  
 1-21 incarcerated person for purposes of determining child support  
 1-22 obligations.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 154.068, Family Code, is amended to read  
 1-25 as follows:

1-26 Sec. 154.068. WAGE AND SALARY PRESUMPTION. (a) In the  
 1-27 absence of evidence of a party's resources, as defined by Section  
 1-28 154.062(b), the court shall presume that the party has income equal  
 1-29 to the federal minimum wage for a 40-hour week to which the support  
 1-30 guidelines may be applied.

1-31 (b) The presumption required by Subsection (a) does not  
 1-32 apply if the court finds that the party is subject to an order of  
 1-33 confinement that exceeds 90 days and is incarcerated in a local,  
 1-34 state, or federal jail or prison at the time the court makes the  
 1-35 determination regarding the party's income.

1-36 SECTION 2. The change in law made by this Act to Section  
 1-37 154.068, Family Code, applies only to a proceeding to establish or  
 1-38 modify a child support obligation that is pending in a trial court  
 1-39 on or filed on or after the effective date of this Act.

1-40 SECTION 3. This Act takes effect September 1, 2015.

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