

CHAPTER 166

H.B. No. 367

AN ACT

relating to income considered in determining the fee for services provided by a community center.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Subchapter A, Chapter 534, Health and Safety Code, is amended by adding Section 534.0175 to read as follows:

Sec. 534.0175. TRUST EXEMPTION. (a) If a client is the beneficiary of a trust that has an aggregate principal of \$50,000 or less, the corpus or income of the trust is not considered to be the property of the client or the client's estate and is not liable for the client's support. If the aggregate principal of the trust exceeds \$50,000, only the portion of the corpus of the trust that exceeds that amount and the income attributable to that portion are considered to be the property of the client or the client's estate and are liable for the client's support.

(b) To qualify for the exemption provided by Subsection (a), the trust and the trustee must comply with the requirements prescribed by Sections 552.018 and 593.081.

SECTION 2. This Act takes effect September 1, 1993, and applies only to charges for services provided on or after that date. Charges for services provided before that date are covered by the law in effect when the services were provided, and that law is continued in effect for that purpose.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed by the House on April 1, 1993, by a non-record vote; passed by the Senate on May 6, 1993: Yeas 31, Nays 0.

Approved May 17, 1993.

Effective Sept. 1, 1993.