

OFFICE OF THE ATTORNEY GENERAL 1998 TAX CHARTS

Pursuant to § 154.061(b) of the Texas Family Code, the Attorney General of Texas, as the Title IV-D agency, has promulgated the following tax charts for 1998 to assist courts in establishing the amount of a child support order. These tax charts are applicable to employed and self-employed persons in computing net monthly income.

INSTRUCTIONS FOR USE

To use these tables, first compute the obligor's annual gross income. Then recompute to determine the obligor's average monthly gross income. These tables provide a method for calculating "monthly net income" for child support purposes, subtracting from monthly gross income the social security taxes and the federal income tax withholding for a single person claiming one personal exemption and the standard deduction.

Thereafter, in many cases the guidelines call for a number of additional steps to complete the necessary calculations. For example, §§ 154.061 - 154.068 provide for appropriate additions to "income" as that term is defined for federal income tax purposes, and for certain subtractions from monthly net income, in order to arrive at the net resources of the obligor available for child support purposes. Computation of the obligee's net resources should follow similar steps.

EMPLOYED PERSONS**1998 TAX CHART**

Monthly Gross Wages	Social Security Taxes		Federal Income Taxes**	Net Monthly Income
	Old-Age, Survivors and Disability Insurance Taxes (6.2%)*	Hospital (Medicare) Insurance Taxes (1.45%)*		
100.00	6.20	1.45	-0-	92.35
200.00	12.40	2.90	-0-	184.70
300.00	18.60	4.35	-0-	277.05
400.00	24.80	5.80	-0-	369.40
500.00	31.00	7.25	-0-	461.75
600.00	37.20	8.70	3.13	550.97
700.00	43.40	10.15	18.13	628.32
800.00	49.60	11.60	33.13	705.67
900.00	55.80	13.05	48.13	783.02
1,000.00	62.00	14.50	63.13	860.37
1,100.00	68.20	15.95	78.13	937.72
1,200.00	74.40	17.40	93.13	1,015.07
1,300.00	80.60	18.85	108.13	1,092.42
1,400.00	86.80	20.30	123.13	1,169.77
1,500.00	93.00	21.75	138.13	1,247.12
1,600.00	99.20	23.20	153.13	1,324.47
1,700.00	105.40	24.65	168.13	1,401.82
1,800.00	111.60	26.10	183.13	1,479.17
1,900.00	117.80	27.55	198.13	1,556.52
2,000.00	124.00	29.00	213.13	1,633.87
2,100.00	130.20	30.45	228.13	1,711.22
2,200.00	136.40	31.90	243.13	1,788.57
2,300.00	142.60	33.35	258.13	1,865.92
2,400.00	148.80	34.80	273.13	1,943.27
2,500.00	155.00	36.25	288.13	2,020.62
2,600.00	161.20	37.70	303.13	2,097.97
2,700.00	167.40	39.15	319.21	2,174.24
2,800.00	173.60	40.60	347.21	2,238.59
2,900.00	179.80	42.05	375.21	2,302.94
3,000.00	186.00	43.50	403.21	2,367.29
3,100.00	192.20	44.95	431.21	2,431.64
3,200.00	198.40	46.40	459.21	2,495.99
3,300.00	204.60	47.85	487.21	2,560.34
3,400.00	210.80	49.30	515.21	2,624.69
3,500.00	217.00	50.75	543.21	2,689.04
3,600.00	223.20	52.20	571.21	2,753.39
3,700.00	229.40	53.65	599.21	2,817.74
3,800.00	235.60	55.10	627.21	2,882.09
3,900.00	241.80	56.55	655.21	2,946.44
4,000.00	248.00	58.00	683.21	3,010.79
4,250.00	263.50	61.63	753.21	3,171.66
4,500.00	279.00	65.25	823.21	3,332.54
4,750.00	294.50	68.88	893.21	3,493.41
5,000.00	310.00	72.50	963.21	3,654.29
5,250.00	325.50	76.13	1,033.21	3,815.16
5,500.00	341.00	79.75	1,103.21	3,976.04
5,750.00	353.40***	83.38	1,174.83	4,138.39
6,000.00	353.40	87.00	1,252.33	4,307.27
6,250.00	353.40	90.63	1,329.83	4,476.14
6,500.00	353.40	94.25	1,407.33	4,645.02
6,750.00	353.40	97.88	1,484.83	4,813.89
7,000.00	353.40	101.50	1,562.33	4,982.77
7,500.00	353.40	108.75	1,717.33	5,320.52
8,000.00	353.40	116.00	1,872.33	5,658.27
8,500.00	353.40	123.25	2,027.33	5,996.02
9,000.00	353.40	130.50	2,182.33	6,333.77
9,500.00	353.40	137.75	2,337.33	6,671.52
10,000.00	353.40	145.00	2,492.33	7,009.27
10,500.00	353.40	152.25	2,648.73	7,345.62
11,000.00	353.40	159.50	2,806.52	7,680.58
11,500.00	353.40	166.75	2,979.35	8,000.50

	<u>Social Security Taxes</u>			
12,000.00	353.40	174.00	3,162.59	8,310.01
12,500.00	353.40	181.25	3,347.45	8,617.90
13,000.00	353.40	188.50	3,530.69	8,927.41
13,500.00	353.40	195.75	3,713.93	9,236.92
14,000.00	353.40	203.00	3,898.79	9,544.81
14,500.00	353.40	210.25	4,082.03	9,854.32
15,000.00	353.40	217.50	4,266.89	10,162.21

Footnotes to Employed Persons 1998 Tax Chart:

* An employed person not subject to the Old-age, Survivors and Disability Insurance/Hospital (Medicare) Insurance taxes will be allowed the reductions reflected in these columns, unless it is shown that such person has no similar contributory plan such as teacher retirement, federal railroad retirement, federal civil service retirement, etc.

** These amounts represent one-twelfth (1/12) of the annual Federal income tax calculated for a single taxpayer claiming one personal exemption (\$2,700.00, subject to reduction in certain cases, as described in the next paragraph of this footnote) and taking the standard deduction (\$4,250.00).

For a single taxpayer with an adjusted gross income in excess of \$124,500.00, the deduction for the personal exemption is reduced by two percent (2%) for each \$2,500.00 or fraction thereof by which adjusted gross income exceeds \$124,500.00. The reduction is completed (i.e., the deduction for the personal exemption is eliminated) for adjusted gross income in excess of \$247,000.00. In no case is the deduction for the personal exemption reduced by more than 100%. For example, monthly gross wages of \$12,000.00 times 12 months equals \$144,000.00. The excess over \$124,500.00 is \$19,500.00. \$19,500.00 divided by \$2,500.00 equals 7.8. The 7.8 amount is rounded up to 8. The reduction percentage is 16% (8 x 2% = 16%). The \$2,700.00 deduction for one personal exemption is reduced by \$432.00 (\$2,700.00 x 16% = \$432.00) to \$2,268.00 (\$2,700.00 - \$432.00 = \$2,268.00).

*** For annual gross wages above \$68,400.00, this amount represents a monthly average of the Old-Age, Survivors and Disability Insurance tax based on the 1998 maximum Old-Age, Survivors and Disability Insurance tax of \$4,240.80 per person (6.2% of the first \$68,400.00 of annual gross wages equals \$4,240.80). One-twelfth (1/12) of \$4,240.80 equals \$353.40.

* * * * *

References Relating to Employed Persons 1998 Tax Chart:

1. Old-Age, Survivors and Disability Insurance Tax

(a) Contribution Base

- (1) Social Security Administration's notice dated October 22, 1997, and appearing in 62 Fed. Reg. 58,762 (October 30, 1997)
- (2) Section 3121(a) of the Internal Revenue Code of 1986, as amended (26 U.S.C. § 3121(a))
- (3) Section 230 of the Social Security Act, as amended (42 U.S.C. § 430)

(b) Tax Rate

- (1) Section 3101(a) of the Internal Revenue Code of 1986, as amended (26 U.S.C. § 3101(a))

2. Hospital (Medicare) Insurance Tax

(a) Contribution Base

- (1) Section 3121(a) of the Internal Revenue Code of 1986, as amended (26 U.S.C. § 3121(a))
- (2) Omnibus Budget Reconciliation Act of 1993, Pub. L. No. 103-66, § 13207, 107 Stat. 312, 467-69 (1993)

References Relating to Employed Persons 1998 Tax Chart (Continued):

(b) Tax Rate

- (1) Section 3101(b) of the Internal Revenue Code of 1986, as amended (26 U.S.C. § 3101(b))

3. Federal Income Tax

(a) Inflation Adjusted Tax Rate Table for 1998 for Single Taxpayers

- (1) Revenue Procedure 97-57, Section 3.01, Table 3, which appears at page 21 of Internal Revenue Bulletin 1997-52, dated December 29, 1997
- (2) Section 1(c) and (f) of the Internal Revenue Code of 1986, as amended (26 U.S.C. § 1(c) and (f))

(b) Standard Deduction

- (1) Revenue Procedure 97-57, Section 3.04(1), which appears at page 22 of Internal Revenue Bulletin 1997-52, dated December 29, 1997
- (2) Section 63(c) of the Internal Revenue Code of 1986, as amended (26 U.S.C. § 63(c))

(c) Personal Exemption

- (1) Revenue Procedure 97-57, Section 3.08, which appears at page 23 of Internal Revenue Bulletin 1997-52, dated December 29, 1997
- (2) Section 151(d) of the Internal Revenue Code of 1986, as amended (26 U.S.C. § 151(d))

SELF-EMPLOYED PERSONS

1998 TAX CHART

Monthly Net Earnings From Self- Employment*	Social Security Taxes			Federal Income Taxes***	Net Monthly Income
	Old-Age Survivors and Disability Insurance Taxes (12.4%)**	Hospital (Medicare) Insurance Taxes (2.9%)**			
100.00	11.45	2.68	-0-	85.87	
200.00	22.90	5.36	-0-	171.74	
300.00	34.35	8.03	-0-	257.62	
400.00	45.81	10.71	-0-	343.48	
500.00	57.26	13.39	-0-	429.35	
600.00	68.71	16.07	-0-	515.22	
700.00	80.16	18.75	10.71	590.38	
800.00	91.61	21.43	24.65	662.31	
900.00	103.06	24.10	38.59	734.25	
1,000.00	114.51	26.78	52.53	806.18	
1,100.00	125.97	29.46	66.47	878.10	
1,200.00	137.42	32.14	80.41	950.03	
1,300.00	148.87	34.82	94.35	1,021.96	
1,400.00	160.32	37.49	108.29	1,093.90	
1,500.00	171.77	40.17	122.23	1,165.83	
1,600.00	183.22	42.85	136.17	1,237.76	
1,700.00	194.67	45.53	150.11	1,309.69	
1,800.00	206.13	48.21	164.05	1,381.61	
1,900.00	217.58	50.88	177.99	1,453.55	
2,000.00	229.03	53.56	191.93	1,525.48	
2,100.00	240.48	56.24	205.87	1,597.41	
2,200.00	251.93	58.92	219.81	1,669.34	
2,300.00	263.38	61.60	233.75	1,741.27	
2,400.00	274.83	64.28	247.69	1,813.20	
2,500.00	286.29	66.95	261.63	1,885.13	
2,600.00	297.74	69.63	275.57	1,957.06	
2,700.00	309.19	72.31	289.51	2,028.99	
2,800.00	320.64	74.99	303.45	2,100.92	
2,900.00	332.09	77.67	317.39	2,172.84	
3,000.00	343.54	80.34	343.86	2,232.26	
3,100.00	354.99	83.02	369.89	2,292.10	
3,200.00	366.44	85.70	395.91	2,351.95	
3,300.00	377.90	88.38	421.93	2,411.79	
3,400.00	389.35	91.06	447.95	2,471.64	
3,500.00	400.80	93.74	473.97	2,531.49	
3,600.00	412.25	96.41	500.00	2,591.34	
3,700.00	423.70	99.09	526.02	2,651.19	
3,800.00	435.15	101.77	552.04	2,711.04	
3,900.00	446.60	104.45	578.06	2,770.89	
4,000.00	458.06	107.13	604.08	2,830.73	
4,250.00	486.68	113.82	669.14	2,980.36	
4,500.00	515.31	120.52	734.19	3,129.98	
4,750.00	543.94	127.21	799.25	3,279.60	
5,000.00	572.57	133.91	864.30	3,429.22	
5,250.00	601.20	140.60	929.36	3,578.84	
5,500.00	629.83	147.30	994.41	3,728.46	
5,750.00	658.46	153.99	1,059.47	3,878.08	
6,000.00	687.08	160.69	1,124.52	4,027.71	
6,250.00	706.80****	167.38	1,194.33	4,181.49	
6,500.00	706.80	174.08	1,270.80	4,348.32	
6,750.00	706.80	180.78	1,347.26	4,515.16	
7,000.00	706.80	187.47	1,423.72	4,682.01	
7,500.00	706.80	200.86	1,576.65	5,015.69	
8,000.00	706.80	214.25	1,729.57	5,349.38	
8,500.00	706.80	227.64	1,882.49	5,683.07	

Social Security Taxes

<u>Monthly Net Earnings From Self-Employment*</u>	<u>Old-Age Survivors and Disability Insurance Taxes (12.4%)**</u>	<u>Hospital (Medicare) Insurance Taxes (2.9%)**</u>	<u>Federal Income Taxes***</u>	<u>Net Monthly Income</u>
9,000.00	706.80	241.03	2,035.42	6,016.75
9,500.00	706.80	254.42	2,188.34	6,350.44
10,000.00	706.80	267.82	2,341.27	6,684.11
10,500.00	706.80	281.21	2,494.19	7,017.80
11,000.00	706.80	294.60	2,648.51	7,350.09
11,500.00	706.80	307.99	2,804.23	7,680.98
12,000.00	706.80	321.38	2,974.27	7,997.55
12,500.00	706.80	334.77	3,155.10	8,303.33
13,000.00	706.80	348.16	3,337.55	8,607.49
13,500.00	706.80	361.55	3,518.38	8,913.27
14,000.00	706.80	374.94	3,699.21	9,219.05
14,500.00	706.80	388.33	3,881.66	9,523.21
15,000.00	706.80	401.72	4,062.49	9,828.99

Footnotes to Self-Employed Persons 1998 Tax Chart:

* Determined without regard to Section 1402(a)(12) of the Internal Revenue Code of 1986, as amended (26 U.S.C.) (the "Code").

** In calculating each of the Old-Age, Survivors and Disability Insurance tax and the Hospital (Medicare) Insurance tax, net earnings from self-employment are reduced by the deduction under Section 1402(a)(12) of the Code. The deduction under Section 1402(a)(12) of the Code is equal to net earnings from self-employment (determined without regard to Section 1402(a)(12) of the Code) multiplied by one-half (1/2) of the sum of the Old-Age, Survivors and Disability Insurance tax rate (12.4%) and the Hospital (Medicare) Insurance tax rate (2.9%). The sum of these rates is 15.3% (12.4% + 2.9% = 15.3%). One-half (1/2) of the combined rate is 7.65% (15.3% x 1/2 = 7.65%). The deduction can be computed by multiplying the net earnings from self-employment (determined without regard to Section 1402(a)(12) of the Code) by 92.35%. This gives the same deduction as multiplying the net earnings from self-employment (determined without regard to Section 1402(a)(12) of the Code) by 7.65% and then subtracting the result.

For example, the Social Security taxes imposed on monthly net earnings from self-employment (determined without regard to Section 1402(a)(12) of the Code) of \$2,500.00 are calculated as follows:

(i) Old-Age, Survivors and Disability Insurance Taxes:

$$\$2,500.00 \times 92.35\% \times 12.4\% = \$286.29$$

(ii) Hospital (Medicare) Insurance Taxes:

$$\$2,500.00 \times 92.35\% \times 2.9\% = \$66.95$$

*** These amounts represent one-twelfth (1/12) of the annual Federal income tax calculated for a single taxpayer claiming one personal exemption (\$2,700.00, subject to reduction in certain cases, as described below in this footnote) and taking the standard deduction (\$4,250.00).

In calculating the annual Federal income tax, gross income is reduced by the deduction under Section 164(f) of the Code. The deduction under Section 164(f) of the Code is equal to one-half (1/2) of the self-employer taxes imposed by Section 1401 of the Code for the taxable year. For example, monthly net earnings from self-employment of \$12,000.00 times 12 months equals \$144,000.00. The Old-Age, Survivors and Disability Insurance taxes imposed by Section 1401 of the Code for the taxable year equal \$8,481.60 (\$68,400.00 x 12.4% = \$8,481.60). The Hospital (Medicare) Insurance taxes imposed by Section 1401 of the Code for the taxable year equal \$3,856.54 (\$144,000.00 x .9235 x 2.9% = \$3,856.54). The sum of the taxes imposed by Section 1401 of the Code for the taxable year equals \$12,338.14 (\$8,481.60 + \$3,856.54 = \$12,338.14). The deduction under Section 164(f) of the Code is equal to one-half (1/2) of \$12,338.14 or \$6,169.07.

For a single taxpayer with an adjusted gross income in excess of \$124,500.00, the deduction for the personal exemption is reduced by two percent (2%) for each \$2,500.00 or fraction thereof by which adjusted gross income exceeds \$124,500.00. The reduction is completed (i.e., the deduction for the personal exemption is eliminated) for adjusted gross income in excess of \$247,000.00. In no case is the deduction for the personal exemption reduced by more than 100%. For example, monthly net earnings from self-employment of \$12,000.00 times 12 months equals \$144,000.00. The \$144,000.00 amount is reduced by \$6,169.07 (i.e., the deduction under Section 164(f) of the Code -- see the immediately preceding paragraph of this footnote for the computation) to arrive at adjusted gross income of \$137,830.93. The excess over \$124,500.00 is \$13,330.93. \$13,330.93 divided by \$2,500.00 equals 5.33. The 5.33 amount is rounded up to 6. The reduction percentage is 12% (6 x 2% = 12%). The \$2,700.00 deduction for one personal exemption is reduced by \$324.00 (\$2,700.00 x 12% = \$324.00) to \$2,376.00 (\$2,700.00 - \$324.00 = \$2,376.00).

**** For annual net earnings from self-employment (determined with regard to Section 1402(a)(12) of the Code) above \$68,400.00, this amount represents a monthly average of the Old-Age, Survivors and Disability Insurance tax based on the 1998 maximum Old-Age, Survivors and Disability Insurance tax of \$8,481.60 per

person (12.4% of the first \$68,400.00 of net earnings from self-employment (determined with regard to Section 1402(a)(12) of the Code) equals \$8,481.60). One-twelfth (1/12) of \$8,481.60 equals \$706.80.

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References Relating to Self-Employed Persons 1998 Tax Chart:

1. Old-Age, Survivors and Disability Insurance Tax
 - (a) Contribution Base
 - (1) Social Security Administration's notice dated October 22, 1997 and appearing in 62 Fed. Reg. 58,762 (October 30, 1997)
 - (2) Section 1402(b) of the Internal Revenue Code of 1986, as amended (26 U.S.C. § 1402(b))
 - (3) Section 230 of the Social Security Act, as amended (42 U.S.C. § 430)
 - (b) Tax Rate
 - (1) Section 1401(a) of the Internal Revenue Code of 1986, as amended (26 U.S.C. § 1401(a))
 - (c) Deduction Under Section 1402(a)(12)
 - (1) Section 1402(a)(12) of the Internal Revenue Code of 1986, as amended (26 U.S.C. § 1402(a)(12))
2. Hospital (Medicare) Insurance Tax
 - (a) Contribution Base
 - (1) Section 1402(b) of the Internal Revenue Code of 1986, as amended (26 U.S.C. § 1402(b))
 - (2) Omnibus Budget Reconciliation Act of 1993, Pub. L. No. 103-66, § 13207, 107 Stat. 312, 467-69 (1993)
 - (b) Tax Rate
 - (1) Section 1401(b) of the Internal Revenue Code of 1986, as amended (26 U.S.C. § 1401(b))
 - (c) Deduction Under Section 1402(a)(12)
 - (1) Section 1402(a)(12) of the Internal Revenue Code of 1986, as amended (26 U.S.C. § 1402(a)(12))
3. Federal Income Tax
 - (a) Inflation Adjusted Tax Rate Table for 1998 for Single Taxpayers
 - (1) Revenue Procedure 97-57, Section 3.01, Table 3, which appears at page 21 of Internal Revenue Bulletin 1997-52, dated December 29, 1997
 - (2) Section 1(c) and (f) of the Internal Revenue Code of 1986, as amended (26 U.S.C. § 1(c) and (f))
 - (b) Standard Deduction
 - (1) Revenue Procedure 97-57, Section 3.04(1), which appears at page 22 of Internal Revenue Bulletin 1997-52, dated December 29, 1997
 - (2) Section 63(c) of the Internal Revenue Code of 1986, as amended (26 U.S.C. § 63(c))
 - (c) Personal Exemption
 - (1) Revenue Procedure 97-57, Section 3.08, which appears at page 23 of Internal Revenue Bulletin 1997-52, dated December 29, 1997
 - (2) Section 151(d) of the Internal Revenue Code of 1986, as amended (26 U.S.C. § 151(d))
 - (d) Deduction Under Section 164(f)
 - (1) Section 164(f) of the Internal Revenue Code of 1986, as amended (26 U.S.C. § 164(f))