

CHILD SUPPORT ENFORCEMENT REQUIREMENTS

Under Section 14.52 of the Texas Family Code, added by S.B. 84, Acts of the 73rd Legislature, R.S. (1993),

- a sole proprietorship in which the sole proprietor is a delinquent child support obligor;
 - a partnership in which a partner is a delinquent child support obligor;
 - a corporation in which a majority shareholder is a delinquent child support obligor; or
 - an other entity in which a substantial owner is a delinquent child support obligor
- are not eligible to bid on or receive state contracts.

"Child support obligor" is a person who is obligated by court order or written repayment agreement to pay child support. A "delinquent child support obligor" is a child support obligor who is 30 days or more delinquent in paying child support. A "substantial owner of an other entity" is a person who directly owns 10% or more of a business entity which is an entity other than a sole proprietorship, partnership, or corporation.

Bidders are required to submit affidavits that they are not ineligible to bid, in accordance with section 14.52 of the Texas Family Code. Invitations for Bids (IFB) should contain the following instructions and required affidavit:

"Under Texas Family Code, section 14.52, a sole proprietorship, corporation, or other entity in which a sole proprietor, partner, a majority shareholder of a corporation or an owner of 10% or more of an other business entity is 30 days or more delinquent in paying child support under a court order or a written repayment agreement is not eligible to bid on or receive a state contract." To comply with section 14.52, the affidavit attached to the IFB must be signed by the person who is authorized to sign and submit a bid, and thereby bind the bidder, and it must be returned with the bid. A failure to do so will result in the disqualification of the bid.

"I, _____ am authorized to sign this bid
(Name and title)
on behalf of _____, a _____.
(Name of bidder) (insert type of business; i.e., sole
proprietorship, partnership, corporation, or other)

I certify that no _____
(insert sole proprietor for sole proprietorship, or partner for a partnership, or majority
shareholder for a corporation, or 10% or more owner for other entity)

is 30 days or more delinquent in child support payment required by
court order or written repayment agreement."

(Date)

(Signature)

Given under my hand and seal of office this ___ day of _____, A.D. 19__.

Notary Public in and for
_____ County, Texas

SPECIAL NOTE: This affidavit must be signed by the person who is authorized to sign and submit a bid, and thereby bind the bidder, and it must be returned with the bid. A failure to do so will result in disqualification of the bid.