

Spousal Maintenance (Alimony) Research Guide

Overview

This research guide provides resources and information for spousal maintenance, sometimes referred to as alimony in other states, as part of a divorce case. Spousal Maintenance is a payment ordered to be made from the future income of one spouse for the support of the other spouse. The resources listed below are not exhaustive and may not include the most up-to-date information. It is for information purposes only and should not be construed as legal advice or act as the substitute for legal counsel.

Related guides: Community Property, QDRO, Separate Property

Statutes & Codes

Texas Statutes Online www.statutes.capitol.texas.gov

Texas Family Code:

- Ch. 8, Subchapter B. Spousal Maintenance
<https://statutes.capitol.texas.gov/Docs/FA/htm/FA.8.htm#B>

Secondary Resources in Print

Texas Family Law Practice and Procedure REF KFT 1294 .F35

- Task B4: Determining Spousal Support and Maintenance
- Task C3.11A Pleading for Spousal Maintenance
- Task C3.115 Spousal Maintenance
- Task E2.11 Drafting Provisions Concerning Spousal Support
- Task F1.22 Providing for Spousal Maintenance
- Task F2.144 Letter – Spousal Maintenance
- Task F1.240 Order – Spousal Maintenance

- Task F2.143 Letter – Tax Effect of Alimony and Spousal Maintenance
- Task I1 Modifying Spousal Support
- Task I2 Enforcing Contractual Alimony and Spousal Maintenance
- Task I3.01 Understanding Order and Writ of Withholding for Spousal Maintenance

Texas Litigation Guide REF KFT 1730 .T4

- Ch. 360: Dissolution Procedure Guide
- Ch. 362: Divorce
- Ch. 364: Post-Dissolution Property Suits

Texas Family Law Practice Manual REF KFT 1294 .T4S7

- Vol. 2, Ch. 32 Enforcement – Spousal Maintenance and Alimony

Texas Transaction Guide REF KFT 1268 .K45

- § 103.20 Spousal Support

O'Connor's Texas Family Code REF KFT 1294 .03B4

- FAM §§ 8.101-8.154

CLE Materials

Advanced Family Law Course KFT 1294 .S83

- 2022 Ch. 20 Spousal Maintenance
- 2020 Ch. 7: It's Alright, Ma (I'm Only Bleeding): The Future of Future Support – Alimony and Spousal Maintenance
- 2019 Ch. 2: The Great Divide [Part Three] Property Case Update, Section VI – Spousal Maintenance, p. 10
- 2019 Ch. 37: Disproportionate Division and Spousal Maintenance for the Non-Monied Spouse
- 2019 Ch. 42: Divorce and Taxes – Questions and Answers on How the Tax Cuts and Jobs Act of 2017 Affect Divorce, p. 2, 3

- 2019 Ch. 43: Making Them Pay: Enforcement of Property Divisions, p. 19-24
- 2018 Ch. 3: Supreme Court of Texas Update, Section G. Spousal Support, p. 30
- 2018 Ch. 24: Enforcement of Property Division and Spousal Maintenance
- 2017 Ch. 3: The Great Divide [Part Three] Property Case Update, Section IX: Spousal Maintenance, p.8
- 2015 Ch. 36: Spousal Maintenance & Alimony – What’s the Difference?
- 2014 Ch. 15: Premarital and Marital Agreements, Section A:1d Modification or Elimination of Spousal Support, p. 3
- 2014 Ch. 29: Spousal Maintenance – An Analysis and Judicial Survey
- 2011 Ch. 22: The Spousal Maintenance Overhaul
- 2010 Ch. 26: Making the Case for Spousal Maintenance
- 2009 Ch. 25: Spousal Maintenance and Alimony
- 2006 Ch. 37: “You’ll Make It up in No Time” – Contractual Alimony and Spousal Maintenance
- 2004 Ch. 40: Alimony & Maintenance: Enforceability, Contractual Agreements, Creative Uses and New Tax Traps
- 2001 Ch. 16: Maintenance – “The Price He Has to Pay for Telling Me That We’re Through”

Advanced Family Law Drafting Course KFT 1294 .A92

- 2001 Ch. 7: Enforcement: New Tools for Enforcing Spousal Maintenance and Visitation Rights (includes sample forms, p.10-58)
- 1999 Ch. C: Drafting Tax Motivated Provisions – Stock Options, Alimony, and Business Buyouts, p. 11-17

Advanced Civil Appellate Practice KFT 1755 .A75S7

- 2018 Ch. 3: Supreme Court of Texas Update, Section XIII-H, Spousal Support, p. 29

Marriage Dissolution 101 KFT 1300 .M3732

- 2018 Ch. 3: For Richer or Poorer: Temporary Spousal Support, Spousal Maintenance and Alimony

Marriage Dissolution Institute KFT 1300 .M372

- 2022 Ch. 20 Spousal Maintenance

Online Resources

Texas Law Help (www.texaslawhelp.org)

- Spousal Maintenance (Alimony)
<https://texaslawhelp.org/article/spousal-maintenance-alimony>
- Financial Resources Help When You Are Divorcing with Low Income
<https://texaslawhelp.org/article/financial-resources-help-when-you-are-divorcing-with-low-income>
- Pro Se Divorce Handbook: Representing Yourself
<https://texaslawhelp.org/article/pro-se-divorce-handbook-representing-yourself>
- Responding to a Divorce Case
<https://texaslawhelp.org/article/responding-to-a-divorce-case>
- What is the Difference Between Temporary Spousal Support, Contractual Alimony, and Spousal Maintenance?
<https://texaslawhelp.org/article/faqs-filing-divorce-without-children#toc-37>

Understanding and Calculating Alimony in Texas (NOLO)

<https://www.divorcenet.com/resources/divorce/spousal-support/understanding-and-calculating-alimony-te>

Texas Divorce 101: Alimony vs. Spousal Support in Texas (attorney blog)

<https://www.ballmorselow.com/blog/texas-divorce-101-alimony-vs.-spousal-maintenance>

Alimony and Spousal Support in Texas (attorney blog)

<https://cordellcordell.com/resources/texas/texas-maintenance/>

How Long Do You Have to be Married to Receive Alimony in Texas? (attorney blog)

<https://www.ondafamilylaw.com/how-long-do-you-have-to-be-married-to-receive-alimony-in-texas/>

Legal Assistance

Legal Lines – Ask Attorneys simple legal questions (free service)

- Tarrant County LegalLine Sign-up
<https://www.tarrantbar.org/>
- Dallas County LegalLine Sign-up
<https://www.dallasbar.org/index.cfm?pg=legaline>

Tarrant County Bar Association Lawyer Referral Service: 817-336-4101 (\$20 for the first 30 minutes)



