

RÉSUMÉ DIGEST

ACT 379 (SB 330)

2018 Regular Session

Colomb

Prior law provided that a child support obligation shall not be modified unless there is a material change in circumstances.

New law retains prior law and further provides that a material change in circumstances must be substantial and continuing.

Prior law provided that material change of circumstances exists where there is a 25% change in a child support award. Further provided that in the best interest of the child, either party or DCFS shall provide for judicial review and the court may adjust the amount of support every three years without a material change of circumstances.

New law provides that a court has the discretion to modify child support obligation even when there is not a 25% variation between the current support obligation. Further provides that the court has the discretion to modify a child support award even when the 25% variation exists.

New law provides that in the best interest of the child judicial review shall be called upon by either party or DCFS. Further provides that the court may modify a child support award every three years if existing award differs from the previous award.

Effective upon signature of the governor (May 20, 2018).

(Amends R.S. 9:311(A)(1), (C), and (F))