

**HOUSE SUMMARY OF SENATE AMENDMENTS****HB 204****2015 Regular Session****Foil**

CHILDREN/CARE: Provides relative to adult children with disabilities

**Synopsis of Senate Amendments**

1. Requires the major child or his tutor or curator to obtain and submit to the Dept. of Children and Family Services a judgment ordering continuation of support for the child prior to the child reaching the age of majority if DCFS is to continue to provide support enforcement services.
2. Requires a person receiving child support on behalf of an adult child with disabilities, who is participating in the DHH New Opportunity Waiver program, to direct and deliver the child support to the waiver program for deposit.

**Digest of Bill as Finally Passed by Senate**

Present law provides for guidelines to be used in the determination of child support and provides for the deviation from the child support guidelines in certain circumstances.

Proposed law retains present law and provides an additional deviation for child support awarded to adult children with disabilities.

Present law provides for the continuation of child support to children with developmental disabilities until the age of 22.

Proposed law retains present law and provides for the extension of child support to unmarried children who are incapable of self-support and who require substantial care and personal supervision because of an intellectual or physical disability. Provides that disability does not include substance abuse or addiction.

Proposed law provides that the court may place the award in trust or order the creation of a trust.

Present law provides for subject matter jurisdiction.

Proposed law retains present law and adds subject matter jurisdiction for proceedings for support of an adult child with a disability.

Present law provides for venue and for the use of summary proceedings to obtain the legal custody of a minor child or to establish a support obligation.

Proposed law changes present law so that it will also apply to an adult child with a disability.

Proposed law provides that a major child or his tutor or curator obtain and submit to the Dept. of Children and Family Services a judgment ordering continuation of support for the child prior to the child reaching the age of majority if DCFS is to continue providing support enforcement services.

Proposed law provides that a person receiving child support on behalf of an adult child with disabilities, who is participating in the DHH New Opportunity Waiver Program, must direct and deliver the support to the waiver program for deposit.

(Amends R.S. 9:315.1(C)(8) and C.C.P. Arts. 74.2(A) and 2592(8); Adds R.S. 9:315.1(C)(9), 315.22(E), and C.C.P. Art. 10(A)(9))