
 DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

SB 288 Reengrossed

2018 Regular Session

Perry

Present law, relative to the Dept. of Children and Family Services (DCFS), provides procedures for child support enforcement actions, including provisions for amendments of support payments.

Proposed law revises procedure for commencement of child support actions to be in compliance with federal law, 42 U.S.C. 666, and provides for redirection of support payments.

Proposed law provides that DCFS is authorized to receive and disburse support payments made on behalf of each child who is a recipient of public assistance.

Proposed law provides that DCFS is authorized to administratively change the payee of a support order to the department.

Proposed law provides that DCFS shall give notice of such change to the obligee and the obligor and shall file a copy of such notice with the court by which the order was issued or last registered.

Present law provides that in cases receiving support enforcement services from DCFS, upon motion of the district attorney or the department, a support order shall be transferred to the appropriate court which was enforcing the support order prior to its transfer to the department. Proposed law repeals present law.

Present law further provides that for support orders not receiving support enforcement services from the department, upon motion of an interested party, a support order shall be transferred to the district or family court in the same parish as the juvenile court transferring the order. Proposed law retains present law.

Effective Oct. 1, 2018.

(Amends Ch.C. Art. 313(B) and R.S. 46:236.2)

Summary of Amendments Adopted by Senate

Senate Floor Amendments to engrossed bill

1. Legislative Bureau technical changes.

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Civil Law and Procedure to the reengrossed bill:

1. Clarify language in proposed law regarding the last known address of the obligor or obligee.
2. Delete conflicting provisions to clarify that for cases no longer receiving support enforcement services from the Dept. of Children and Family Services, support orders shall be transferred to the district or family court in the same parish as the juvenile court transferring the order.