

SENATE SUMMARY OF HOUSE AMENDMENTS

SB 288

2018 Regular Session

Perry

KEYWORD AND SUMMARY AS RETURNED TO THE SENATE

CHILDREN. Provides relative to child support orders. (10/1/18)

SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL

1. Revises language in proposed law regarding the last known address of the obligor or obligee.
2. Deletes conflicting provisions to provide 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.

DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE

SB 288 Reengrossed

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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, and 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 no longer receiving support enforcement services from the department, upon motion of an interested party, a support order amended to change the payee to the individual or current caretaker in accordance with present law 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 but removes "amended to change the payee to the individual or current caretaker in accordance with" present law.

Effective October 1, 2018.

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

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