

SENATE BILL NO. 85

BY SENATOR MURRAY (On Recommendation of the Louisiana State Law Institute)

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AN ACT

To amend and reenact R.S. 9:315.3 and 315.20, relative to the obligation of child support; to provide for child care costs; to provide terms and conditions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 9:315.3 and 315.20 are hereby amended and reenacted to read as follows:

§315.3. ~~Net child~~ **Child** care costs; addition to basic obligation

A. Net child care costs shall be added to the basic child support obligation.

The net child care costs are determined by applying the Federal Credit for Child and Dependent Care Expenses provided in Internal Revenue Form 2441 to the total or actual child care costs.

B. Reasonable child care expenses incurred by either parent while receiving job training or education necessary to obtain employment or enhance earning potential may be added to the basic child support obligation unless such expenses unreasonably burden the parent paying child support.

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§315.20. Worksheets

Obligation Worksheet A

(The worksheet for calculation of the total support obligation under R.S. 9:315.8 and 315.10)

1 Court _____ Parish _____ Louisiana
 2 Case Number _____ Div/CtRm _____
 3 _____
 4 Petitioner Respondent
 5 Children Date of Birth Children Date of Birth
 6 _____
 7 _____
 8 _____
 9

	A. Petitioner	B. Respondent	C. Combined
11 1. MONTHLY GROSS INCOME (R.S. 9:315.2(A))	\$ _____	\$ _____	
12 a. Preexisting child support payment.	- _____	- _____	
13 b. Preexisting spousal support payment.	- _____	- _____	
14 2. MONTHLY ADJUSTED GROSS			
15 INCOME (Line 1 minus 1a and 1b).	\$ _____	\$ _____	
16 3. COMBINED MONTHLY ADJUSTED			
17 GROSS INCOME (Line 2 Column A plus			
18 Line 2 Column B). (R.S. 9:315.2(C))			\$ _____
19 4. PERCENTAGE SHARE OF INCOME			
20 (Line 2 divided by line 3). (R.S.			
21 9:315.2(C))	%	%	
22 5. BASIC CHILD SUPPORT			
23 OBLIGATION (Compare line 3 to Child			
24 Support Schedule). (R.S. 9:315.2(D))			\$ _____

	A. Petitioner	B. Respondent	C. Combined
1 a. Net Child Care Costs (Cost minus			
2 Federal Tax Credit). (R.S. 9:315.3)			+
3 b. Child's Health Insurance Premium			
4 Cost. (R.S. 9:315.4)			+
5 c. Extraordinary Medical Expenses			
6 (Uninsured Only). (Agreed to by			
7 parties or by order of the court). (R.S.			
8 9:315.5)			+
9 d. Extraordinary Expenses (Agreed to by			
10 parties or by order of the court). (R.S.			
11 9:315.6)			+
12 e. Optional. Minus extraordinary			
13 adjustments (Child's income if			
14 applicable). (R.S. 9:315.7)			-
15 6. TOTAL CHILD SUPPORT			
16 OBLIGATION (Add lines 5, 5a, 5b, 5c,			
17 and 5d; Subtract line 5e).(R.S. 9:315.8)			\$
18 7. EACH PARTY'S CHILD SUPPORT			
19 OBLIGATION (Multiply line 4 times line			
20 6 for each parent).	\$	\$	
21 8. DIRECT PAYMENTS made by the			
22 noncustodial parent on behalf of the child			
23 for work-related net child care costs,			
24 health insurance premiums, extraordinary			
25 medical expenses, or extraordinary			
26 expenses.		-	

	A. Petitioner	B. Respondent	C. Combined
1 9. RECOMMENDED CHILD SUPPORT			
2 ORDER (Subtract line 8 from line 7).		\$	

3 _____
 4 Comments, calculations, or rebuttals to schedule or adjustments if made under 8 above or
 5 if ordering a credit for a joint custodial arrangement:

6 Prepared by _____ Date _____

7 **Obligation Worksheet B**

8 (The worksheet for calculation of the total child support
 9 obligation under R.S. 9:315.9)

10 Court _____ Parish _____ Louisiana

11 Case Number _____ Div/CtRm _____

12 _____

13 Petitioner Respondent

14 Children Date of Birth Children Date of Birth

15 _____

16 _____

17 _____

	A. Petitioner	B. Respondent	C. Combined
19 1. MONTHLY GROSS INCOME (R.S. 9:315.2(A))	\$ _____	\$ _____	
20 a. Preexisting child support payment.	- _____	- _____	
21 b. Preexisting spousal support payment.	- _____	- _____	
22 2. MONTHLY ADJUSTED GROSS			
23 INCOME (Line 1 minus 1a and 1b).	\$ _____	\$ _____	

	A. Petitioner	B. Respondent	C. Combined
1 2 3 4			
5 6 7			
8 9 10 11			
12 13 14			
15 16 17 18			
19 20 21 22			

	A. Petitioner	B. Respondent	C. Combined
1			
2			
3			
4			
5			
6			
7			
8			
9	\$	\$	
10			
11			+
12			
13			+
14			
15			
16			
17			+
18			
19			
20			+
21			
22			
23			-
24			
25			
26			
27			\$

	A. Petitioner	B. Respondent	C. Combined
1 2 3 4	11. EACH PARTY'S PROPORTIONATE SHARE of Expenses/Extraordinary Adjustments (Line 4 times line 10) (R.S. 9:315.9(A)(4))	\$	\$
5 6 7 8 9 10 11 12 13 14 15	12. DIRECT PAYMENTS made by either party on behalf of the child for work- related net child care costs, health insurance premiums, extraordinary medical expenses, or extraordinary expenses. Deduct each party's proportionate share of an expense owed directly to a third party. If either parent's proportionate share of an expense is owed to the other parent, enter zero. (R.S. 9:315.9(A)(5))	-	-
16 17 18 19	13. EACH PARTY'S CHILD SUPPORT OBLIGATION (Line 9 plus line 11 and minus line 12) (R.S. 9:315.9(A)(4) and (5))	\$	\$
20 21 22 23 24	14. RECOMMENDED CHILD SUPPORT ORDER (Subtract lesser amount from greater amount in line 13 and place the difference in the appropriate column) (R.S. 9:315.9(A)(6))	\$	\$

25

1 Comments, calculations, or rebuttals to schedule or adjustments:

2 Prepared by _____ Date _____

3 * * *

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____