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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Christine Arbo Peck.

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DIGEST

SB 185 Original

2019 Regular Session

Walsworth

Present law provides a procedure for commencement of child support actions and redirection of support payments by the Dept. of Children and Family Services (DCFS). Present 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. Present 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.

Proposed law provides procedures for child support enforcement actions, including provisions for amendments of child support payments. Proposed 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 the department.

Present law provides that for cases no longer 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 but adds a qualification that proposed law applies to support orders amended to change the payee to the individual or current caretaker in accordance with proposed law.

Effective August 1, 2019.

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