

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 46 Session of 2017

INTRODUCED BY WILLIAMS AND SCHWANK, JANUARY 12, 2017

REFERRED TO JUDICIARY, JANUARY 12, 2017

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania
 2 Consolidated Statutes, in support matters generally, further
 3 providing for information to consumer reporting agency, for
 4 general administration of support matters and for expedited
 5 procedure.

6 The General Assembly of the Commonwealth of Pennsylvania
 7 hereby enacts as follows:

8 Section 1. Section 4303 of Title 23 of the Pennsylvania
 9 Consolidated Statutes is amended to read:

10 § 4303. Information to consumer reporting agency.

11 (a) Overdue support.--Information regarding the name and the
 12 amount of arrearages owed by an obligor shall be provided
 13 periodically to consumer reporting agencies whenever the obligor
 14 owes overdue support, subject to the following:

15 (1) The information shall be available only after the
 16 obligor owing the arrearages has been notified of the
 17 proposed action and given a period not to exceed 20 days to
 18 contest the accuracy of the information. The notice shall be
 19 as provided by local rule of the court of common pleas.

20 (2) Such information shall not be made available to:

1 (i) a consumer reporting agency which the department
2 determines not to have sufficient capability to
3 systematically and timely make accurate use of such
4 information; or

5 (ii) an entity which has not furnished evidence
6 satisfactory to the department that the entity is a
7 consumer reporting agency.

8 (b) Petition to provide record of payments.--An obligor who
9 is subject to a support order under this part may petition the
10 court as part of the court's support order to direct the
11 domestic relations section to provide periodic information to a
12 consumer reporting agency that includes the record of payment of
13 support to the domestic relations section under section 4325
14 (relating to payment of order of support).

15 Section 2. Section 4305(a) of Title 23 is amended by adding
16 a paragraph to read:

17 § 4305. General administration of support matters.

18 (a) Powers and duties.--Subject to any inconsistent general
19 rules and to the supervision and direction of the court, the
20 domestic relations section shall have the power and duty to:

21 * * *

22 (12) Subject to approval of the court upon petition of
23 an obligor, provide monthly reporting to a credit reporting
24 agency concerning the timely payments of support under
25 section 4303 (relating to information to consumer reporting
26 agency).

27 * * *

28 Section 3. Section 4342(g) of Title 23 is amended to read:

29 § 4342. Expedited procedure.

30 * * *

1 (g) Payment record.--A copy of the record of support
2 payments prepared by the domestic relations section and
3 certified as a true copy of the original by the custodian of the
4 record is evidence of facts asserted in it and is admissible to
5 show whether payments were made[.] in any civil proceeding,
6 including an action under Title 13 (relating to commercial code)
7 and for purposes of any consumer credit reporting.

8 * * *

9 Section 4. This act shall take effect in 60 days.