

GREEN SHEET REDIGEST

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If no change is necessary for keyword and summary, circle "NO Change" in that area.

COMMITTEE DATE: ___/___/09

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(KEYWORD. Summary) **NO Change**:

DIGEST

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Johnson

HB No. 600

Abstract: Provides for the determination of income for child or spousal support when the obligor has an ownership interest in a business.

Proposed law provides that when income is concealed or underreported for the purpose of calculating child or spousal support, the court may consider evidence of redirected income, deferred income, and the standard of living and assets of the obligor.

Proposed law provides that the court may admit as evidence the wage and earnings survey distributed by the government for attributing income to the obligor.

Present law provides that documentation of earnings shall include a copy of the party's most recent federal tax return. Proposed law retains present law.

Present law requires the parties in a child support proceeding to submit to the court a verified income statement, including pay stubs and employer statements as suitable documentation.

Proposed law retains present law and additionally provides that when an obligor in a child or spousal support proceeding has an ownership interest in a business, suitable documentation includes such items as income tax returns, Schedule K-1 and W-2 forms, 1099 forms, profit and loss statements, balance sheets, financial statements, tax reports, and bank account statements.

(Amends R.S. 9:315.2(A); Adds R.S. 9:315.1.1 and 326)

Summary of Amendments Adopted by House

House Floor Amendments to the engrossed bill.

1. Changes proposed law from mandatory to permissive.

2. Deletes the presumptions regarding certain types of income.

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary A to the reengrossed bill.

1. Reinstated present law that inclusion of tax return in documentation of earnings is mandatory rather than discretionary.