

CONFERENCE COMMITTEE REPORT DIGEST

House Bill No. 600 by Representative Johnson

Digest of Bill as Finally Passed by the House

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 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 the Senate

Senate Committee Amendments Proposed by Senate Committee on Judiciary A to the Reengrossed Bill.

1. Reinstates present law requiring suitable documentation of current earnings to include a copy of the party's most recent federal tax return.

Senate Floor Amendments to the Reengrossed Bill.

1. Makes proposed law mandatory instead of permissive.
2. Adds rebuttable presumptions that certain types of income shall be considered income for calculating child support.

Digest of Bill as Proposed by Conference Committee

Same as finally passed by the Senate.