

RÉSUMÉ DIGEST

ACT 199 (HB 593)

2020 Regular Session

Seabaugh

Existing law provides that each payment of child support that is past due shall be deemed a judgment by operation of law and shall be executory in all respects. For cases where the Department of Children and Family Services (DCFS) is enforcing child support services, DCFS shall certify the actual amount past due in an affidavit. For cases where DCFS is not enforcing child support services, the court shall by summary proceeding determine the amount actually owed.

Existing law provides that the resulting judgment or affidavit shall have the effect of a legal mortgage once recorded as provided by law.

New law provides that the effect of recordation shall prescribe 10 years from the date of the judgment or affidavit unless appropriately reinscribed or filed.

New law further provides that the effect of recordation of an affidavit that was of record on or before the effective date of this Act shall not cease until August 31, 2022.

New law applies retroactively and prospectively.

Effective upon signature of governor (June 11, 2020).

(Amends R.S. 13:4291(A) and (B))