
DIGEST

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Johnson

HB No. 1205

Abstract: Provides procedures by which a previously ordered child support obligation may be transferred to the current caretaker of the child when the current caretaker is not the obligee of the original order.

Present law authorizes transfers of child support obligations to nonparent custodians and certain state agencies which have legal custody of a child.

Proposed law retains present law and authorizes the court to amend an order of support to name the current caretaker as the obligee upon motion of the department or district attorney.

Proposed law is new law and provides for procedures for the transfer of a child support obligation to a current caretaker. Requires the current caretaker to provide an affidavit of the child's physical presence in the caretaker's home. Further provides for notice to the obligor and obligee of support order before filing for an ex parte motion and order to have the caretaker recognized as the new obligee. Authorizes interim support to the current caretaker pending a rule to show cause why the child support payments should not be redirected to the current caretaker permanently.

Present law requires employers to provide a report to DCFS containing identifying information for both the employee and the employer for the purpose of child support establishment and enforcement.

Proposed law retains present law and adds that employers are also required to report the date the employee began working for the employer.

(Amends R.S. 46:236.2(A) and (B) and 236.14(E)(3)(a); Adds R.S. 46:236.1.12)