

Regular Session, 2012

HOUSE BILL NO. 1208 (Substitute for House Bill No. 840 by Representative Thompson)

BY REPRESENTATIVE THOMPSON

CHILDREN/SUPPORT: Provides relative to suspension of licenses for failure to pay child support obligations

1 AN ACT

2 To amend and reenact R.S. 9:315.47 and to enact R.S. 9:315.46(C) and (D), relative to the
3 suspension of licenses for failure to pay child support; to provide for modification
4 or lifting of suspensions for partial compliance; to provide for a court order lifting
5 the suspension of a license in certain circumstances; to provide for reinstatement of
6 licenses for partial compliance; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 9:315.47 is hereby amended and reenacted and R.S. 9:315.46(C) and
9 (D) are hereby enacted to read as follows:

10 §315.46. Subsequent compliance with support order; compliance and partial
11 compliance releases

12 * * *

13 C. At the request of an obligor who provides evidence of his ability to
14 comply with the support order and who enters into a written agreement with the
15 department, the department may issue a certificate of partial compliance requesting
16 that the suspension be lifted or modified. The secretary of the department shall have
17 the authority to promulgate rules and regulations and take such action as may be
18 necessary to implement the provisions of this Section.

19 D. Unless the license has been suspended for reasons other than nonpayment
20 of child support, the department shall lift the suspension of any license upon receipt

1 of an order from the judge exercising jurisdiction over the child support subject
 2 matter.

3 §315.47. Reissuance of license

4 The licensing authority shall issue, reissue, renew, or otherwise extend an
 5 obligor's license, in accordance with any applicable reinstatement fees or applicable
 6 rules, upon receipt of a certified copy of a compliance or partial compliance release
 7 from the department.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Thompson

HB No. 1208

Abstract: Provides for lifting or modification of suspension of a license for failure to pay child support when the obligor is in partial compliance with the support order, and provides for reinstatement of a license when the obligor is in partial compliance with the support order.

Present law provides for the suspension of a license for failure to pay child support to be lifted when the obligor is in compliance with the support order.

Proposed law retains present law and provides for lifting or modification of a suspension when the obligor is in partial compliance. Further provides that the department shall lift the suspension of any license if ordered by the judge presiding over the child support matter, provided there is no reason for suspension other than the failure to pay child support.

Present law requires the licensing authority to reinstate a license of an obligor which has been suspended for failure to pay child support once the obligor is in compliance with a support order.

Proposed law retains present law and provides that a license shall be reinstated once the obligor is in partial compliance with the child support order.

(Amends R.S. 9:315.47; Adds R.S. 9:315.46(C) and (D))

Summary of Amendments Adopted by House

House Floor Amendments to the engrossed bill.

1. Added provision requiring the department to lift the suspension of any license if ordered by the judge presiding over the child support matter, provided there is no reason for suspension other than the failure to pay child support.