
DIGEST

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HB 212 Engrossed

2016 Regular Session

Davis

Abstract: Provides procedures for employers' lump-sum payments to employees owing support if the Dept. of Children and Family Services is providing support enforcement services.

Present law provides procedures for the enforcement of child support, spousal support, and medical support through income assignment orders. Requires employers to withhold the amount of support owed from an employee's income in accordance with present law.

Proposed law requires employers to notify the Dept. of Children and Family Services of pending lump-sum payments to employees who owe support if that lump-sum payment is \$300 or more.

Proposed law defines lump-sum payments as a single payment made all at once from any source, in lieu of recurring payments that would be received by an obligor over a period of time.

Present law provides that an employer who willfully violates certain present law provisions with respect to withholding income pursuant to a valid order may be fined up to \$50 per day.

Proposed law provides that employers who issue a lump-sum payment in full to an employee if the employer satisfies the reporting requirements shall not be subject to present law penalties.

(Adds R.S. 46:236.3(E)(6))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Civil Law and Procedure to the original bill:

1. Changes the definition of lump-sum payment to remove the required amount of \$500 to constitute a lump-sum payment.
2. Adds that the Department must be notified of a lump-sum payment only if the amount will be \$300 or more.
3. Specifies that notification of the lump-sum payment shall be provided in a method approved by the department.