

2016 Regular Session

SENATE BILL NO. 448

BY SENATOR BISHOP

CHILDREN. Provides relative to awards of child support for adult children with disabilities.
(8/1/16)

AN ACT

To amend and reenact R.S. 9:315.22(E)(1) of Section 1 of Act No. 379 of the 2015 Regular Session of the Legislature, relative to awards of child support for adult children with disabilities; to provide for the termination of such obligations; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 9:315.22(E)(1) of Section 1 of Act No. 379 of the 2015 Regular Session of the Legislature is hereby amended and reenacted to read as follows:

§315.22. Termination of child support upon majority or emancipation; exceptions

* * *

E.(1) An award of child support continues or shall be set with respect to any unmarried child who, whether institutionalized or not, is incapable of self-support and requires substantial care and personal supervision because of an intellectual or physical disability that is manifested before the child attains the age of majority. A disability under this Subsection shall not include substance abuse or addiction.

However, the award for each such child shall terminate automatically without any action by the obligor upon the obligor's attaining the age of seventy-two.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Ben Huxen.

SB 448 Original	DIGEST 2016 Regular Session	Bishop
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Present law in Act No. 379 of the 2015 Regular Session enacts R.S. 9:315.22, providing relative to awards of child support for adult children with disabilities, and becomes effective on August 1, 2016.

Present law provides that an award of child support continues or shall be set with respect to any unmarried child who, whether institutionalized or not, is incapable of self-support and requires substantial care and personal supervision because of an intellectual or physical disability that is manifested before the child attains the age of majority.

Proposed law provides that the award for such children shall terminate automatically without any action by the obligor upon the obligor's attaining the age of 72.

Effective August 1, 2016.

(Amends R.S. 9:315.22(E)(1) of Section 1 of Act No. 379 of the 2015 Regular Session)