

One Hundred Fourth Legislature - Second Session - 2016

Introducer's Statement of Intent

LB924

Chairperson: Senator Les Seiler

Committee: Judiciary

Date of Hearing: January 22, 2016

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB924 allows a noncustodial parent, who is not in arrears in court-ordered child support payments, the option to pay through an auto-withdrawal process, provided the custodial parent and the Department of Health and Human Services (DHHS) so agree. Currently, the only allowed payment process is income withholding, which is mandated by Neb. Rev. Stat. § 43-1718.01.

The noncustodial parent, the custodial parent, and DHHS would enter into a written, notarized agreement authorizing the noncustodial parent to pay child support obligation through automatic withdrawals from the noncustodial parent's financial institution to the State Disbursement Unit.

Any partial payment or missed payment would subject the noncustodial parent to the mandatory income withholding process set forth in current statute and that is required in the court's child support order. Under such circumstances, the auto-withdrawal option would no longer be available to the noncustodial parent.

This bill impacts only those child support cases in which DHHS is providing services under Title IV-D of the federal Social Security Act.

Principal Introducer: _____

Senator Mark Kolterman