

HOUSE BILL 38

Unofficial Copy
D4

1999 Regular Session
9lr0682

By: **Delegate Arnick**
Introduced and read first time: January 14, 1999
Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Family Law - Child and Spousal Support - Interest on Arrearages**

3 FOR the purpose of authorizing a court to order an obligor who fails to comply with an
4 order requiring the payment of child or spousal support to pay interest on the
5 arrearage; requiring a court to calculate the interest in a certain manner;
6 providing for the application of this Act; and generally relating to child and
7 spousal support.

8 BY adding to
9 Article - Family Law
10 Section 10-104
11 Annotated Code of Maryland
12 (1999 Replacement Volume)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article - Family Law**

16 10-104.

17 (A) IF AN OBLIGOR FAILS TO COMPLY WITH AN ORDER REQUIRING THE
18 PAYMENT OF CHILD OR SPOUSAL SUPPORT, IN ADDITION TO ANY OTHER REMEDY
19 AVAILABLE, A COURT MAY ORDER THE OBLIGOR TO PAY INTEREST ON THE
20 ARREARAGE.

21 (B) THE AMOUNT OF INTEREST SHALL BE CALCULATED:

22 (1) FROM THE DATE ON WHICH THE PAYMENT OF SUPPORT BECAME
23 DUE; AND

24 (2) AT A RATE EQUAL TO THE LEGAL RATE OF INTEREST ON JUDGMENTS
25 DESCRIBED IN § 11-107(A) OF THE COURTS ARTICLE.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall apply only
27 to cases to enforce a duty of support filed on or after the effective date of this Act.

1 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take
2 effect October 1, 1999.