

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL NO. 107

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 5 down through “coverage;” in line 12 and substitute “making certain conforming changes;”; and in line 16, strike “10-124, and 12-102(d)(1)” and substitute “10-128(a), and 10-129(a)”.

AMENDMENT NO. 2

On pages 2 through 4, strike in their entirety the lines beginning with line 26 on page 2 through line 9 on page 4, inclusive, and substitute:

“10-128.

(a) An earnings withholding order or an earnings withholding notice sent to the obligor’s employer shall:

(1) be a separate document, and not include any other orders or pleadings; and

(2) include only the following information:

(i) the amount to be withheld from the obligor’s earnings including explanation of the application of the federal Consumer Credit Protection Act limits;

(ii) that subject to further orders of the tribunal, the employer is required to withhold the stated amount on a regular and continuing basis commencing on the beginning of the next pay period after receipt of the earnings withholding order or the earnings withholding notice;

(iii) that the employer may deduct and retain from the employee’s earnings an additional \$2 for each deduction made under the earnings withholding order or earnings

(Over)

withholding notice;

(iv) that the net amount withheld is to be sent promptly to the State disbursement unit [or the recipient as specified in the order]; and

(v) any other information that the employer needs to comply with the earnings withholding order or earnings withholding notice.

10-129.

(a) On receipt of a copy of an earnings withholding order or earnings withholding notice an employer shall, beginning with the next pay period after receipt of the earnings withholding order or earnings withholding notice:

(1) deduct the amount of the withholding from the obligor's earnings on a regular basis; and

(2) send the deducted net amount directly to the State disbursement unit [or the recipient, as specified in the earnings withholding order or earnings withholding notice,] within 7 days not including Saturday, Sunday, or a legal holiday after the day on which the earnings are paid to the obligor.”.