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Judiciary Committee

Subcommittees

Family Law

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Joint Committees

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## **SUPPORT FOR HB 1266**

All of you seated in this room know somebody paying child support. For the layman, the calculating and paying of child support is fraught with many variables and considerations. Often financial setbacks and layoffs cause arrearages which further cloud the process and adds more financial hardships to an already stressful situation. Given the arrearages, often the obligor continues to pay the assessed amount even when that payment could be reduced when a qualifying event occurs:

- The child dies.
- The child marries.
- The child is emancipated.
- The child graduates from or is no longer in high school OR the child reaches the age of 19, whichever comes first.

Sometimes the obligor may not know they could have modified the amount OR they mistakenly thought continued payments at the higher amount would be applied to the arrearages. Currently, NO credit is given for such overpayments.

HB 1266 seeks to rectify this inequity by providing that overpayments be applied to arrearages as a credit to the amount owed. As child support is the for the minor child, no benefit to the child for overpayments is achieved when the obligor needlessly suffers financially.

HB 1266 is a no brainer!!!

Thank you for your consideration of this request. Please enter a favorable report.