

HOUSE BILL No. 1406

DIGEST OF INTRODUCED BILL

Citations Affected: IC 4-31-6-11; IC 4-33-8.5-3; IC 4-35-6.7-2; IC 6-8.1-9.5-6; IC 7.1-3-23-44; IC 9-30-13-7; IC 14-11-3-4; IC 22-4-39; IC 25-1-1.2-8; IC 27-1-15.6-29; IC 27-10-3-20; IC 31-14-4-1; IC 31-16; IC 31-25-4; IC 31-34-15-6; IC 33-37-5-6.

Synopsis: Department of child services. Clarifies the collection of past due annual support fees by the child support bureau (bureau) and the clerk of the circuit court. Allows the bureau to collect child support payments made in cash. Allows the bureau and the clerk of the circuit court to recoup overpayments of child support. Clarifies duties of a licensing authority when imposing sanctions and penalties against a licensee or permit holder with a child support delinquency who is the subject of an order issued by the bureau. Repeals a requirement that an individual determined to be eligible for unemployment compensation self-disclose a child support obligation. Provides that the department of child services may: (1) initiate an action to determine paternity for a child who is the subject of a child in need of services proceeding; or (2) refer the case to the local prosecuting attorney's office to file a paternity action.

Effective: July 1, 2018.

Mayfield

January 16, 2018, read first time and referred to Committee on Judiciary.



Second Regular Session of the 120th General Assembly (2018)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2017 Regular Session of the General Assembly.

HOUSE BILL No. 1406

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 4-31-6-11, AS AMENDED BY P.L.103-2007,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2018]: Sec. 11. (a) Upon receiving an order from the bureau
4 (Title IV-D agency) under IC 31-25-4-32(h) **or IC 31-25-4-34(c)**, the
5 commission shall send to the person who is the subject of the order a
6 notice that does the following:
7 (1) States that the person is delinquent and is subject to an order
8 placing the ~~person license issued to the person under this~~
9 **chapter** on probationary status.
10 **(2) Describes the amount of child support that the person is in**
11 **arrears.**
12 ~~(2)~~ **(3)** Explains that unless the person contacts the bureau and:
13 (A) pays the person's child support arrearage in full; **or**
14 (B) establishes a payment plan with the bureau to pay the
15 arrearage, which must include an income withholding order
16 under IC 31-16-15-2 or IC 31-16-15-2.5; ~~or~~
17 ~~(C) requests a hearing under IC 31-25-4-33;~~



1 **within not later than** twenty (20) days after the date the notice is
 2 mailed, the commission shall place the **person license issued to**
 3 **the person under this chapter** on probationary status. ~~with~~
 4 ~~respect to any license issued to the person under this chapter.~~

5 (3) Explains that the person may contest the bureau's
 6 determination that the person is delinquent and subject to an order
 7 placing the person on probationary status by making written
 8 application to the bureau within twenty (20) days after the date
 9 the notice is mailed.

10 (4) Explains that the only basis for contesting the bureau's
 11 determination that the person is delinquent and subject to an order
 12 placing the person on probationary status is a mistake of fact.

13 (5) (4) Explains the procedures to:

14 (A) pay the person's child support arrearage in full; **and**

15 (B) establish a payment plan with the bureau to pay the
 16 arrearage, which must include an income withholding order
 17 under IC 31-16-15-2 or IC 31-16-15-2.5. ~~and~~

18 (C) request a hearing under ~~IC 31-25-4-33.~~

19 (6) (5) Explains that the ~~probation~~ **probationary status** will
 20 terminate ten (10) business days after the commission receives a
 21 notice from the bureau that the person has:

22 (A) paid the person's child support arrearage in full; or

23 (B) established a payment plan with the bureau to pay the
 24 arrearage; which includes an income withholding order under
 25 IC 31-16-15-2 or IC 31-16-15-2.5.

26 **under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person**
 27 **has addressed the delinquency.**

28 (b) Upon receiving an order from the bureau (Title IV-D agency)
 29 under IC 31-25-4-34(e), the commission shall send to the person who
 30 is the subject of the order a notice that states the following:

31 (1) That a license issued to the person under this chapter has been
 32 placed on probationary status; beginning five (5) business days
 33 after the date the notice is mailed; and that the probation will
 34 terminate ten (10) business days after the commission receives a
 35 notice from the bureau that the person has:

36 (A) paid the person's child support arrearage in full; or

37 (B) established a payment plan with the bureau to pay the
 38 arrearage; which includes an income withholding order under
 39 IC 31-16-15-2 or IC 31-16-15-2.5.

40 (2) That if the commission is advised by the bureau that the
 41 person whose license has been placed on probationary status has
 42 failed to:



- 1 (A) pay the person's child support arrearage in full; or
 2 (B) establish a payment plan with the bureau to pay the
 3 arrearage; which includes an income withholding order under
 4 IC 31-16-15-2 or IC 31-16-15-2.5;
 5 within twenty (20) days after the date the notice is mailed; the
 6 commission shall suspend the person's license.
- 7 (e) If a person whose license has been placed on probationary status
 8 fails to:
- 9 (1) pay the person's child support arrearage in full; or
 10 (2) establish a payment plan with the bureau to pay the arrearage;
 11 which includes an income withholding order under IC 31-16-15-2
 12 or IC 31-16-15-2.5;
 13 within twenty (20) days after the notice required under subsection (b)
 14 is mailed; the commission shall suspend the person's license.
- 15 (b) If, not later than twenty (20) days after the date of the notice
 16 in subsection (a), the commission has not received notice from the
 17 bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person
 18 has addressed the delinquency, the commission shall send the
 19 person a notice stating that the license issued to the person under
 20 this chapter:
- 21 (1) has been placed on probationary status; and
 22 (2) will be suspended if, not later than twenty (20) days after
 23 the date of the notice, the commission has not received notice
 24 from the bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g)
 25 that the person has addressed the delinquency.
- 26 (c) If, not later than twenty (20) days after the date of the notice
 27 in subsection (b), the commission has not received notice from the
 28 bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person
 29 has addressed the delinquency, the commission shall send the
 30 person a notice stating that the license issued to the person under
 31 this chapter:
- 32 (1) has been suspended; and
 33 (2) will be reinstated when the commission receives notice
 34 from the bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g)
 35 that the person has addressed the delinquency.
- 36 (d) The commission may not reinstate a license placed on ~~probation~~
 37 **probationary status** or suspended under this section until the
 38 commission receives a notice from the bureau ~~that the person has:~~
 39 (1) paid the person's child support arrearage in full; or
 40 (2) established a payment plan with the bureau to pay the
 41 arrearage; which includes an income withholding order under
 42 IC 31-16-15-2 or IC 31-16-15-2.5.



1 **under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person has**
 2 **addressed the delinquency.**

3 SECTION 2. IC 4-33-8.5-3, AS AMENDED BY P.L.103-2007,
 4 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 5 JULY 1, 2018]: Sec. 3. (a) Upon receiving an order from the bureau
 6 (Title IV-D agency) under IC 31-25-4-32(h) **or IC 31-25-4-34(c)**, the
 7 commission shall send to the person who is the subject of the order a
 8 notice that does the following:

9 (1) States that the person is delinquent and is subject to an order
 10 placing the **person license issued to the person under this**
 11 **article** on probationary status.

12 **(2) Describes the amount of child support that the person is in**
 13 **arrears.**

14 ~~(2)~~ **(3)** Explains that unless the person contacts the bureau and:

15 (A) pays the person's child support arrearage in full; **or**

16 (B) establishes a payment plan with the bureau to pay the
 17 arrearage, which must include an income withholding order
 18 under IC 31-16-15-2 or IC 31-16-15-2.5; **or**

19 ~~(C)~~ requests a hearing under ~~IC 31-25-4-33~~;

20 **within not later than** twenty (20) days after the date the notice is
 21 mailed, the commission shall place the **person license issued to**
 22 **the person under this article** on probationary status. ~~with respect~~
 23 ~~to any license issued to the person under this chapter.~~

24 (3) Explains that the person may contest the bureau's
 25 determination that the person is delinquent and subject to an order
 26 placing the person on probationary status by making written
 27 application to the bureau within twenty (20) days after the date
 28 the notice is mailed:

29 (4) Explains that the only basis for contesting the bureau's
 30 determination that the person is delinquent and subject to an order
 31 placing the person on probationary status is a mistake of fact.

32 ~~(5)~~ **(4)** Explains the procedures to:

33 (A) pay the person's child support arrearage in full; **and**

34 (B) establish a payment plan with the bureau to pay the
 35 arrearage, which must include an income withholding order
 36 under IC 31-16-15-2 or IC 31-16-15-2.5. ~~and~~

37 ~~(C)~~ request a hearing under ~~IC 31-25-4-33~~.

38 ~~(6)~~ **(5)** Explains that the ~~probation~~ **probationary status** will
 39 terminate ten (10) business days after the commission receives a
 40 notice from the bureau ~~that the person has:~~

41 ~~(A)~~ paid the person's child support arrearage in full; **or**

42 ~~(B)~~ established a payment plan with the bureau to pay the



- 1 arrearage; which includes an income withholding order under
 2 IC 31-16-15-2 or IC 31-16-15-2.5.
 3 **under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person**
 4 **has addressed the delinquency.**
 5 (b) Upon receiving an order from the bureau (Title IV-D agency)
 6 under IC 31-25-4-34(c), the commission shall send to the person who
 7 is the subject of the order a notice that states the following:
 8 (1) That a license issued to the person under this article has been
 9 placed on probationary status, beginning five (5) business days
 10 after the date the notice is mailed; and that the probation will
 11 terminate ten (10) business days after the commission receives a
 12 notice from the bureau that the person has:
 13 (A) paid the person's child support arrearage in full; or
 14 (B) established a payment plan with the bureau to pay the
 15 arrearage; which includes an income withholding order under
 16 IC 31-16-15-2 or IC 31-16-15-2.5.
 17 (2) That if the commission is advised by the bureau that the
 18 person whose license has been placed on probationary status has
 19 failed to:
 20 (A) pay the person's child support arrearage in full; or
 21 (B) establish a payment plan with the bureau to pay the
 22 arrearage; which includes an income withholding order under
 23 IC 31-16-15-2 or IC 31-16-15-2.5;
 24 within twenty (20) days after the date the notice is mailed; the
 25 commission shall suspend the person's license.
 26 (c) If a person whose license has been placed on probationary status
 27 fails to:
 28 (1) pay the person's child support arrearage in full; or
 29 (2) establish a payment plan with the bureau to pay the arrearage;
 30 which includes an income withholding order under IC 31-16-15-2
 31 or IC 31-16-15-2.5;
 32 within twenty (20) days after the notice required under subsection (b)
 33 is mailed; the commission shall suspend the person's license.
 34 (b) If, not later than twenty (20) days after the date of the notice
 35 in subsection (a), the commission has not received notice from the
 36 bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person
 37 has addressed the delinquency, the commission shall send the
 38 person a notice stating that the license issued to the person under
 39 this article:
 40 (1) has been placed on probationary status; and
 41 (2) will be suspended if, not later than twenty (20) days after
 42 the date of the notice, the commission has not received notice



- 1 from the bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g)
 2 that the person has addressed the delinquency.
- 3 (c) If, not later than twenty (20) days after the date of the notice
 4 in subsection (b), the commission has not received notice from the
 5 bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person
 6 has addressed the delinquency, the commission shall send the
 7 person a notice stating that the license issued to the person under
 8 this chapter:
- 9 (1) has been suspended; and
 10 (2) will be reinstated when the commission receives notice
 11 from the bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g)
 12 that the person has addressed the delinquency.
- 13 (d) The commission may not reinstate a license placed on ~~probation~~
 14 **probationary status** or suspended under this section until the
 15 commission receives a notice from the bureau that the person has:
- 16 (1) paid the person's child support arrearage in full; or
 17 (2) established a payment plan with the bureau to pay the
 18 arrearage, which includes an income withholding order under
 19 ~~IC 31-16-15-2 or IC 31-16-15-2.5.~~
- 20 under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person has
 21 addressed the delinquency.
- 22 SECTION 3. IC 4-35-6.7-2, AS ADDED BY P.L.80-2010,
 23 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2018]: Sec. 2. (a) Upon receiving an order from the bureau
 25 (Title IV-D agency) under IC 31-25-4-32(h) or **IC 31-25-4-34(c)**, the
 26 commission shall send to the person who is the subject of the order a
 27 notice that does the following:
- 28 (1) States that the person is delinquent and is subject to an order
 29 placing the ~~person license issued to the person under this~~
 30 **article** on probationary status.
- 31 (2) **Describes the amount of child support that the person is in**
 32 **arrears.**
- 33 (2) (3) Explains that unless the person contacts the bureau and:
 34 (A) pays the person's child support arrearage in full; or
 35 (B) establishes a payment plan with the bureau to pay the
 36 arrearage, which includes an income withholding order under
 37 IC 31-16-15-2 or IC 31-16-15-2.5; or
 38 (C) requests a hearing under ~~IC 31-25-4-33;~~
 39 **within not later than** twenty (20) days after the date the notice is
 40 mailed, the commission shall place the **person license issued to**
 41 **the person under this article** on probationary status. ~~with respect~~
 42 ~~to any license issued to the person under this chapter.~~



- 1 (3) Explains that the person may contest the bureau's
 2 determination that the person is delinquent and subject to an order
 3 placing the person on probationary status by making written
 4 application to the bureau within twenty (20) days after the date
 5 the notice is mailed.
- 6 (4) Explains that the only basis for contesting the bureau's
 7 determination that the person is delinquent and subject to an order
 8 placing the person on probationary status is a mistake of fact.
- 9 (5) (4) Explains the procedures to:
- 10 (A) pay the person's child support arrearage in full; **and**
 11 (B) establish a payment plan with the bureau to pay the
 12 arrearage, which includes an income withholding order under
 13 IC 31-16-15-2 or IC 31-16-15-2.5. **and**
 14 (C) request a hearing under IC 31-25-4-33.
- 15 (6) (5) Explains that the ~~probation~~ **probationary status** will
 16 terminate ten (10) business days after the commission receives a
 17 notice from the bureau that the person has:
- 18 (A) paid the person's child support arrearage in full; or
 19 (B) established a payment plan with the bureau to pay the
 20 arrearage; which includes an income withholding order under
 21 IC 31-16-15-2 or IC 31-16-15-2.5.
- 22 **under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person**
 23 **has addressed the delinquency.**
- 24 (b) Upon receiving an order from the bureau (Title IV-D agency)
 25 under IC 31-25-4-34(c), the commission shall send to the person who
 26 is the subject of the order a notice that states the following:
- 27 (1) That a license issued to the person under this article has been
 28 placed on probationary status; beginning five (5) business days
 29 after the date the notice is mailed; and that the probation will
 30 terminate ten (10) business days after the commission receives a
 31 notice from the bureau that the person has:
- 32 (A) paid the person's child support arrearage in full; or
 33 (B) established a payment plan with the bureau to pay the
 34 arrearage; which includes an income withholding order under
 35 IC 31-16-15-2 or IC 31-16-15-2.5.
- 36 (2) That if the commission is advised by the bureau that the
 37 person whose license has been placed on probationary status has
 38 failed to:
- 39 (A) pay the person's child support arrearage in full; or
 40 (B) establish a payment plan with the bureau to pay the
 41 arrearage; which includes an income withholding order under
 42 IC 31-16-15-2 or IC 31-16-15-2.5;



1 within twenty (20) days after the date the notice is mailed; the
 2 commission shall suspend the person's license:

3 (e) If a person whose license has been placed on probationary status
 4 fails to:

5 (1) pay the person's child support arrearage in full; or

6 (2) establish a payment plan with the bureau to pay the arrearage;
 7 which includes an income withholding order under IC 31-16-15-2
 8 or IC 31-16-15-2.5;

9 within twenty (20) days after the notice required under subsection (b)
 10 is mailed, the commission shall suspend the person's license:

11 (b) If, not later than twenty (20) days after the date of the notice
 12 in subsection (a), the commission has not received notice from the
 13 bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person
 14 has addressed the delinquency, the commission shall send the
 15 person a notice stating that the license issued to the person under
 16 this chapter:

17 (1) has been placed on probationary status; and

18 (2) will be suspended if, not later than twenty (20) days after
 19 the date of the notice, the commission has not received notice
 20 from the bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g)
 21 that the person has addressed the delinquency.

22 (c) If, not later than twenty (20) days after the date of the notice
 23 in subsection (b), the commission has not received notice from the
 24 bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person
 25 has addressed the delinquency, the commission shall send the
 26 person a notice stating that the license issued to the person under
 27 this chapter:

28 (1) has been suspended; and

29 (2) will be reinstated when the commission receives notice
 30 from the bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g)
 31 that the person has addressed the delinquency.

32 (d) The commission may not reinstate a license placed on **probation**
 33 **probationary status** or suspended under this section until the
 34 commission receives a notice from the bureau that the person has:

35 (1) paid the person's child support arrearage in full; or

36 (2) established a payment plan with the bureau to pay the
 37 arrearage, which includes an income withholding order under
 38 IC 31-16-15-2 or IC 31-16-15-2.5, as required by IC 4-35-4-16.

39 under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person has
 40 addressed the delinquency.

41 SECTION 4. IC 6-8.1-9.5-6 IS AMENDED TO READ AS
 42 FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 6. A debtor who



1 receives written notice pursuant to section 5 of this chapter is entitled
 2 to contest the claimant agency's right to the debt and set off at a hearing
 3 only if the debtor, **within not later than** thirty (30) days ~~of his receipt~~
 4 **of notice after the date the written notice was mailed to the debtor,**
 5 mails to the claimant agency written notice that ~~he~~ **the debtor** intends
 6 to contest the claimant agency's right to the debt.

7 SECTION 5. IC 7.1-3-23-44, AS ADDED BY P.L.80-2010,
 8 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 9 JULY 1, 2018]: Sec. 44. (a) As used in this section, "bureau" refers to
 10 the child support bureau of the department of child services ~~establish~~
 11 **established** by IC 31-25-3-1.

12 (b) As used in this section, "delinquent" has the meaning set forth
 13 in IC 4-35-2-3.5.

14 (c) Upon receiving an order from the bureau (Title IV-D agency)
 15 under IC 31-25-4-32(k) **or IC 31-25-4-34(f)**, the commission shall
 16 send to the person who is the subject of the order a notice that includes
 17 the following information:

18 (1) The person is delinquent and subject to an order placing the
 19 **person permit issued to the person under IC 7.1-3-18-9(a)(3)**
 20 on probationary status.

21 **(2) The amount of child support that the person is in arrears.**

22 ~~(2)~~ **(3)** That unless the person contacts the bureau and:

23 (A) pays the person's child support arrearage in full; **or**

24 (B) establishes a payment plan with the bureau to pay the
 25 arrearage, which includes an income withholding order under
 26 IC 31-16-15-2 or IC 31-16-15-2.5; **or**

27 ~~(C)~~ requests a hearing under ~~IC 31-25-4-33;~~

28 **within not later than** twenty (20) days after the date the notice is
 29 mailed, the commission shall place the **person permit issued to**
 30 **the person under IC 7.1-3-18-9(a)(3)** on probationary status.
 31 ~~with respect to a permit issued to the person under~~
 32 ~~IC 7.1-3-18-9(a)(3):~~

33 (3) The person may contest the bureau's determination that the
 34 person is delinquent and subject to an order placing the person on
 35 probationary status by making written application to the bureau
 36 within twenty (20) days after the date the notice is mailed:

37 (4) The only basis for contesting the bureau's determination that
 38 the person is delinquent and subject to an order placing the person
 39 on probationary status is a mistake of fact:

40 ~~(5)~~ **(4)** The procedures to:

41 (A) pay the person's child support arrearage in full; **and**

42 (B) establish a payment plan with the bureau to pay the



- 1 arrearage, which includes an income withholding order under
 2 IC 31-16-15-2 or IC 31-16-15-2.5. and
 3 ~~(C)~~ request a hearing under IC 31-25-4-33.
 4 ~~(6)~~ **(5)** The probation will end ten (10) business days after the date
 5 that the commission receives a notice from the bureau that the
 6 person has:
 7 (A) paid the person's child support arrearage in full; or
 8 (B) established a payment plan with the bureau to pay the
 9 arrearage, which includes an income withholding order under
 10 IC 31-16-15-2 or IC 31-16-15-2.5.
 11 **under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person**
 12 **has addressed the delinquency.**
 13 (d) If the commission is advised by the bureau that the obligor either
 14 requested a hearing and failed to appear or appeared and was found to
 15 be delinquent, the commission shall send to the person who is the
 16 subject of the order a notice that states the following:
 17 (1) That a permit issued to the person under IC 7.1-3-18-9(a)(3)
 18 has been placed on probationary status, beginning five (5)
 19 business days after the date the notice is mailed, and that the
 20 probation will end ten (10) business days after the date that the
 21 commission receives a notice from the bureau that the person has:
 22 (A) paid the person's child support arrearage in full; or
 23 (B) established a payment plan with the bureau to pay the
 24 arrearage, which includes an income withholding order under
 25 IC 31-16-15-2 or IC 31-16-15-2.5.
 26 (2) That if the commission is advised by the bureau that the
 27 person whose permit has been placed on probationary status has
 28 failed to:
 29 (A) pay the person's child support arrearage in full; or
 30 (B) establish a payment plan with the bureau to pay the
 31 arrearage, which includes an income withholding order under
 32 IC 31-16-15-2 or IC 31-16-15-2.5;
 33 within twenty (20) days after the date the notice is mailed, the
 34 commission shall suspend the person's permit.
 35 (e) If a person whose permit has been placed on probationary status
 36 fails to:
 37 (1) pay the person's child support arrearage in full; or
 38 (2) establish a payment plan with the bureau to pay the arrearage,
 39 which includes an income withholding order under IC 31-16-15-2
 40 or IC 31-16-15-2.5;
 41 within twenty (20) days after the notice required under subsection (c)
 42 is mailed, the commission shall suspend the person's permit.



1 (d) If, not later than twenty (20) days after the date of the notice
 2 in subsection (c), the commission has not received notice from the
 3 bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person
 4 has addressed the delinquency, the commission shall send the
 5 person a notice stating that the permit issued to the person under
 6 IC 7.1-3-18-9(a)(3):

7 (1) has been placed on probationary status; and

8 (2) will be suspended if, not later than twenty (20) days after
 9 the date of the notice, the commission has not received notice
 10 from the bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g)
 11 that the person has addressed the delinquency.

12 (e) If, not later than twenty (20) days after the date of the notice
 13 in subsection (d), the commission has not received notice from the
 14 bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person
 15 has addressed the delinquency, the commission shall send the
 16 person a notice stating that the permit issued to the person under
 17 IC 7.1-3-18-9(a)(3):

18 (1) has been suspended; and

19 (2) will be reinstated when the commission receives notice
 20 from the bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g)
 21 that the person has addressed the delinquency.

22 (f) The commission may not reinstate a permit placed on ~~probation~~
 23 **probationary status** or suspended under this section until the
 24 commission receives a notice from the bureau ~~that the person has:~~

25 ~~(1) paid the person's child support arrearage in full; or~~

26 ~~(2) established a payment plan with the bureau to pay the~~
 27 ~~arrearage, which includes an income withholding order under~~
 28 ~~IC 31-16-15-2 or IC 31-16-15-2.5.~~

29 **under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person has**
 30 **addressed the delinquency.**

31 SECTION 6. IC 9-30-13-7, AS AMENDED BY P.L.217-2014,
 32 SECTION 151, IS AMENDED TO READ AS FOLLOWS
 33 [EFFECTIVE JULY 1, 2018]: Sec. 7. (a) ~~If the bureau is advised by the~~
 34 ~~Title IV-D agency that the obligor (as defined in IC 31-25-4-4) either~~
 35 ~~requested a hearing under IC 31-25-4-33 and failed to appear or~~
 36 ~~appeared and was found to be delinquent, Upon receiving an order~~
 37 **from the Title IV-D agency under IC 31-25-4-32(b) or**
 38 **IC 31-25-4-33, the bureau shall promptly mail a notice to the obligor**
 39 **(as defined in IC 31-25-4-4) stating the following:**

40 (1) That the obligor's driving privileges are suspended, beginning
 41 eighteen (18) business days after the date the notice is mailed, and
 42 that the suspension will terminate after the bureau receives a



1 notice from the Title IV-D agency that the obligor has:

2 (A) paid the obligor's child support arrearage in full; or

3 (B) established a payment plan with the Title IV-D agency to
4 pay the arrearage, which includes an income withholding order
5 under IC 31-16-15-0.5 or IC 31-16-15-2.5.

6 **under IC 31-25-4-32(m) that the obligor has addressed the
7 delinquency.**

8 (2) That the obligor may be granted specialized driving privileges
9 under IC 9-30-16.

10 **(b) If, not later than eighteen (18) days after the date of the
11 notice in subsection (a), the bureau has not received notice from
12 the Title IV-D agency under IC 31-25-4-32(m) that the person has
13 addressed the delinquency, the bureau shall send the person a
14 notice stating that the obligor's driving privileges have been
15 suspended.**

16 (b) (c) The bureau may not reinstate driving privileges suspended
17 under this section until the bureau receives a notice from the Title IV-D
18 agency that the obligor has:

19 (1) paid the obligor's child support arrearage in full; or

20 (2) established a payment plan with the Title IV-D agency to pay
21 the arrearage, which includes an income withholding order under
22 IC 31-16-15-0.5 or IC 31-16-15-2.5.

23 **under IC 31-25-4-32(m) that the obligor has addressed the
24 delinquency.**

25 (c) (d) An obligor who operates a motor vehicle in violation of this
26 section commits a Class A infraction, unless:

27 (1) the obligor's driving privileges are suspended under this
28 section; and

29 (2) the obligor has been granted specialized driving privileges
30 under IC 9-30-16 as a result of the suspension under this section.

31 SECTION 7. IC 14-11-3-4, AS AMENDED BY P.L.123-2014,
32 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
33 JULY 1, 2018]: Sec. 4. (a) Upon receiving an order from the bureau
34 under IC 31-25-4-32(j) or **IC 31-25-4-34(e)**, the director shall send to
35 the person who is the subject of the order a notice that does the
36 following:

37 (1) States that the person is delinquent and is subject to an order
38 placing the ~~person license issued to the person under~~
39 **IC 14-22-12, IC 14-22-14, IC 14-22-16, IC 14-22-17,**
40 **IC 14-22-19, IC 14-24-7, or IC 14-31-3** on probationary status.

41 (2) **Describes the amount of child support that the person is in
42 arrears.**



- 1 (2) (3) Explains that unless the person contacts the bureau and:
 2 (A) pays the person's child support arrearage in full; or
 3 (B) establishes a payment plan with the bureau to pay the
 4 arrearage, which must include an income withholding order
 5 under IC 31-16-15-2 or IC 31-16-15-2.5;

6 **within not later than** twenty (20) days after the date the notice is
 7 mailed, the director shall place the **person on probationary status**
 8 **with respect to any license issued to the person under**
 9 **IC 14-22-12, IC 14-22-14, IC 14-22-16, IC 14-22-17,**
 10 **IC 14-22-19, IC 14-24-7, or IC 14-31-3. license issued to the**
 11 **person under IC 14-22-12, IC 14-22-14, IC 14-22-16,**
 12 **IC 14-22-17, IC 14-22-19, IC 14-24-7, or IC 14-31-3 on**
 13 **probationary status.**

14 (3) Explains that the person may contest the bureau's
 15 determination that the person is delinquent and subject to an order
 16 placing the person on probationary status by making written
 17 application to the bureau within twenty (20) days after the date
 18 the notice is mailed.

19 (4) Explains that the only basis for contesting the bureau's
 20 determination that the person is delinquent and subject to an order
 21 placing the person on probationary status is a mistake of fact.

22 (5) (4) Explains the procedures to:

- 23 (A) pay the person's child support arrearage in full; or
 24 (B) establish a payment plan with the bureau to pay the
 25 arrearage, which must include an income withholding order
 26 under IC 31-16-15-2 or IC 31-16-15-2.5.

27 (6) (5) Explains that the probation will terminate ten (10) business
 28 days after the director receives a notice from the bureau **that the**
 29 **person has:**

- 30 (A) paid the person's child support arrearage in full; or
 31 (B) established a payment plan with the bureau to pay the
 32 arrearage, which includes an income withholding order under
 33 IC 31-16-15-2 or IC 31-16-15-2.5.

34 **under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person**
 35 **has addressed the delinquency.**

36 (b) Upon receiving an order from the bureau under
 37 IC 31-25-4-34(e), the director shall send to the person who is the
 38 subject of the order a notice that states the following:

- 39 (1) That a license issued to the person under IC 14-22-12,
 40 IC 14-22-14, IC 14-22-16, IC 14-22-17, IC 14-22-19, IC 14-24-7,
 41 or IC 14-31-3 has been placed on probationary status, beginning
 42 five (5) business days after the date the notice is mailed; and that



1 the probation will terminate ten (10) business days after the
2 director receives a notice from the bureau that the person has:

- 3 (A) paid the person's child support arrearage in full; or
4 (B) established a payment plan with the bureau to pay the
5 arrearage, which includes an income withholding order under
6 IC 31-16-15-2 or IC 31-16-15-2.5;

7 (2) That if the director is advised by the bureau that the person
8 whose license has been placed on probationary status has failed
9 to:

- 10 (A) pay the person's child support arrearage in full; or
11 (B) establish a payment plan with the bureau to pay the
12 arrearage, which includes an income withholding order under
13 IC 31-16-15-2 or IC 31-16-15-2.5;

14 within twenty (20) days after the date the notice is mailed; the
15 director shall suspend the person's license:

16 (c) If a person whose license has been placed on probationary status
17 fails to:

- 18 (1) pay the person's child support arrearage in full; or
19 (2) establish a payment plan with the bureau to pay the arrearage;
20 which includes an income withholding order under IC 31-16-15-2
21 or IC 31-16-15-2.5;

22 within twenty (20) days after the notice required under subsection (b)
23 is mailed; the director shall suspend the person's license:

24 (b) If, not later than twenty (20) days after the date of the notice
25 in subsection (a), the director has not received notice from the
26 bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person
27 has addressed the delinquency, the director shall send the person
28 a notice stating that the license issued to the person under
29 IC 14-22-12, IC 14-22-14, IC 14-22-16, IC 14-22-17, IC 14-22-19,
30 IC 14-24-7, or IC 14-31-3:

- 31 (1) has been placed on probationary status; and
32 (2) will be suspended if, not later than twenty (20) days after
33 the date of the notice, the director has not received notice
34 from the bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g)
35 that the person has addressed the delinquency.

36 (c) If, not later than twenty (20) days after the date of the notice
37 in subsection (b), the director has not received notice from the
38 bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person
39 has addressed the delinquency, the director shall send the person
40 a notice stating that the license issued to the person under
41 IC 14-22-12, IC 14-22-14, IC 14-22-16, IC 14-22-17, IC 14-22-19,
42 IC 14-24-7, or IC 14-31-3:



- 1 **(1) has been suspended; and**
 2 **(2) will be reinstated when the director receives notice from**
 3 **the bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that**
 4 **the person has addressed the delinquency.**

5 (d) The director may not reinstate a license placed on ~~probation~~
 6 **probationary status** or suspended under this section until the director
 7 receives a notice from the bureau ~~that the person has:~~

- 8 ~~(1) paid the person's child support arrearage in full; or~~
 9 ~~(2) established a payment plan with the bureau to pay the~~
 10 ~~arrearage, which includes an income withholding order under~~
 11 ~~IC 31-16-15-2 or IC 31-16-15-2.5.~~

12 **under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person has**
 13 **addressed the delinquency.**

14 SECTION 8. IC 22-4-39-2 IS REPEALED [EFFECTIVE JULY 1,
 15 2018]. Sec. 2. An individual filing a new claim for unemployment
 16 compensation shall, at the time of filing the claim, disclose whether the
 17 individual owes child support obligations as defined in section 1 of this
 18 chapter. If the individual discloses that the individual owes child
 19 support obligations and is determined to be eligible for unemployment
 20 compensation, the department shall notify the state or local child
 21 support enforcement agency enforcing that obligation that the
 22 individual has been determined to be eligible for unemployment
 23 compensation.

24 SECTION 9. IC 22-4-39-3 IS AMENDED TO READ AS
 25 FOLLOWS [EFFECTIVE JULY 1, 2018]: Sec. 3. The department shall
 26 deduct and withhold from any unemployment compensation payable to
 27 an individual that owes child support obligations

- 28 ~~(1) the amount specified by the individual state or local child~~
 29 **support enforcement agency** to the department to be deducted
 30 and withheld. ~~under this section, if neither subdivision (2) nor (3)~~
 31 ~~is applicable;~~
 32 ~~(2) the amount (if any) determined pursuant to an agreement~~
 33 submitted to the department under Section 454(20)(B)(1) of the
 34 Social Security Act by the state or local child support enforcement
 35 agency, unless subdivision (3) is applicable; or
 36 ~~(3) any amount otherwise required to be so deducted and withheld~~
 37 from the unemployment compensation pursuant to legal process
 38 properly served upon the department.

39 SECTION 10. IC 25-1-1.2-8, AS AMENDED BY P.L.103-2007,
 40 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 41 JULY 1, 2018]: Sec. 8. (a) The board shall, upon receiving an order
 42 from the bureau under IC 31-25-4-32(e) or **IC 31-25-4-34(b)**, send a



1 notice to the practitioner identified by the bureau that includes the
2 following:

3 (1) Specifies that the practitioner is delinquent and **the**
4 **practitioner's license** is subject to an order placing the
5 **practitioner practitioner's license** on probationary status.

6 (2) Describes the amount of child support that the practitioner is
7 in arrears.

8 (3) Explains that unless the practitioner contacts the bureau and:

9 (A) pays the practitioner's child support arrearage in full; **or**

10 (B) establishes a payment plan with the bureau to pay the
11 arrearage, which must include an income withholding order
12 under IC 31-16-15-2 or IC 31-16-15-2.5; **or**

13 ~~(C) requests a hearing under IC 31-25-4-33;~~

14 **within not later than** twenty (20) days after the date the notice is
15 mailed, the board shall place the **practitioner practitioner's**
16 **license** on probationary status.

17 ~~(4) Explains that the practitioner may contest the bureau's~~
18 ~~determination that the practitioner is delinquent and subject to an~~
19 ~~order placing the practitioner on probationary status by making~~
20 ~~written application to the bureau within twenty (20) days after the~~
21 ~~date the notice is mailed.~~

22 ~~(5) Explains that the only basis for contesting the bureau's~~
23 ~~determination that the practitioner is delinquent and subject to an~~
24 ~~order placing the practitioner on probationary status is a mistake~~
25 ~~of fact.~~

26 ~~(6) (4) Explains the procedures to:~~

27 (A) pay the practitioner's child support arrearage in full; **and**

28 (B) establish a payment plan with the bureau to pay the
29 arrearage, which must include an income withholding order
30 under IC 31-16-15-2 or IC 31-16-15-2.5; **and**

31 ~~(C) request a hearing under IC 31-25-4-33.~~

32 ~~(7) (5) Explains that the probation will terminate ten (10) business~~
33 ~~days after the board receives a notice from the bureau that the~~
34 ~~practitioner has:~~

35 ~~(A) paid the practitioner's child support arrearage in full; or~~

36 ~~(B) established a payment plan with the bureau to pay the~~
37 ~~arrears; which includes an income withholding order under~~
38 ~~IC 31-16-15-2 or IC 31-16-15-2.5.~~

39 **under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the**
40 **practitioner has addressed the delinquency.**

41 ~~(b) If the board is advised by the bureau that the practitioner either~~
42 ~~requested a hearing and failed to appear or appeared and was found to~~



1 be delinquent, the board shall promptly mail a notice to the practitioner
2 who is the subject of the order stating the following:

3 (1) That the practitioner's license has been placed on probationary
4 status; beginning five (5) business days after the date the notice
5 is mailed; and that the probation will terminate ten (10) business
6 days after the board receives a notice from the bureau that the
7 person has:

8 (A) paid the person's child support arrearage in full; or

9 (B) established a payment plan with the bureau to pay the
10 arrearage; which includes an income withholding order under
11 IC 31-16-15-2 or IC 31-16-15-2.5;

12 (2) That if the board is advised by the bureau that the practitioner
13 whose license has been placed on probationary status has failed
14 to:

15 (A) pay the person's child support arrearage in full; or

16 (B) establish a payment plan with the bureau to pay the
17 arrearage; which includes an income withholding order under
18 IC 31-16-15-2 or IC 31-16-15-2.5;

19 within twenty (20) days after the date the notice is mailed; the
20 board shall suspend the practitioner's license:

21 (e) If the board is advised by the bureau that the practitioner whose
22 license has been placed on probationary status has failed to:

23 (1) pay the person's child support arrearage in full; or

24 (2) establish a payment plan with the bureau to pay the arrearage;
25 which includes an income withholding order under IC 31-16-15-2
26 or IC 31-16-15-2.5;

27 within twenty (20) days after the date the notice is mailed; the board
28 shall suspend the practitioner's license:

29 (b) If, not later than twenty (20) days after the date of the notice
30 in subsection (a), the board has not received notice from the bureau
31 under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the practitioner
32 has addressed the delinquency, the board shall send the
33 practitioner a notice stating that the practitioner's license:

34 (1) has been placed on probationary status; and

35 (2) will be suspended if, not later than twenty (20) days after
36 the date of the notice, the board has not received notice from
37 the bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that
38 the practitioner has addressed the delinquency.

39 (c) If, not later than twenty (20) days after the date of the notice
40 in subsection (b), the board has not received notice from the
41 bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the
42 practitioner has addressed the delinquency, the board shall send



1 **the practitioner a notice stating that the practitioner's license:**

2 **(1) has been suspended; and**

3 **(2) will be reinstated when the board receives notice from the**
 4 **bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the**
 5 **practitioner has addressed the delinquency.**

6 (d) The board may not reinstate a license or permit placed on
 7 probation or suspended under this section until the board receives a
 8 notice from the bureau ~~that the person has:~~

9 ~~(1) paid the person's child support arrearage in full; or~~

10 ~~(2) established a payment plan with the bureau to pay the~~
 11 ~~arreage, which includes an income withholding order under~~
 12 ~~IC 31-16-15-2 or IC 31-16-15-2.5.~~

13 **under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the practitioner**
 14 **has addressed the delinquency.**

15 SECTION 11. IC 27-1-15.6-29, AS AMENDED BY P.L.103-2007,
 16 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2018]: Sec. 29. (a) Upon receiving an order from the bureau
 18 (Title IV-D agency) under IC 31-25-4-32(i) **or IC 31-25-4-34(d)**, the
 19 commissioner shall send to the person who is the subject of the order
 20 a notice that does the following:

21 (1) States that the person is delinquent and is subject to an order
 22 placing the ~~person license issued to the person under this~~
 23 ~~chapter~~ on probationary status.

24 **(2) Describes the amount of child support that the person is in**
 25 **arrears.**

26 ~~(3)~~ (3) Explains that unless the person contacts the bureau and:

27 (A) pays the person's child support arrearage in full; **or**

28 (B) establishes a payment plan with the bureau to pay the
 29 arrearage, which must include an income withholding order
 30 under IC 31-16-15-2 or IC 31-16-15-2.5; **or**

31 ~~(C) requests a hearing under IC 31-25-4-33;~~

32 ~~within not later than~~ twenty (20) days after the date the notice is
 33 mailed, the commissioner shall place the ~~person license issued to~~
 34 ~~the person under this chapter~~ on probationary status. ~~with~~
 35 ~~respect to a license issued to the person under this chapter.~~

36 ~~(3)~~ Explains that the person may contest the bureau's
 37 determination that the person is delinquent and subject to an order
 38 placing the person on probationary status by making written
 39 application to the bureau within twenty (20) days after the date
 40 the notice is mailed.

41 ~~(4)~~ Explains that the only basis for contesting the bureau's
 42 determination that the person is delinquent and subject to an order



1 placing the person on probationary status is a mistake of fact.

2 ~~(5)~~ (4) Explains the procedures to:

3 (A) pay the person's child support arrearage in full; **and**

4 (B) establish a payment plan with the bureau to pay the
5 arrearage, which must include an income withholding order
6 under IC 31-16-15-2 or IC 31-16-15-2.5. **and**

7 ~~(C)~~ request a hearing under IC 31-25-4-33.

8 ~~(6)~~ (5) Explains that the probation will terminate ten (10) business
9 days after the commissioner receives a notice from the bureau ~~that~~
10 the person has:

11 (A) paid the person's child support arrearage in full; or

12 (B) established a payment plan with the bureau to pay the
13 arrearage, which includes an income withholding order under
14 IC 31-16-15-2 or IC 31-16-15-2.5.

15 **under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person**
16 **has addressed the delinquency.**

17 (b) Upon receiving an order from the bureau (Title IV-D agency)
18 under IC 31-25-4-34(d), the commissioner shall send a notice to the
19 person who is the subject of the order stating the following:

20 (1) That a license issued to the person under this chapter has been
21 placed on probationary status, beginning five (5) business days
22 after the date the notice was mailed, and that the probation will
23 terminate ten (10) business days after the commissioner receives
24 a notice from the bureau that the person has:

25 (A) paid the person's child support arrearage in full; or

26 (B) established a payment plan with the bureau to pay the
27 arrearage, which includes an income withholding order under
28 IC 31-16-15-2 or IC 31-16-15-2.5.

29 (2) That if the commissioner is advised by the bureau that the
30 person whose license has been placed on probationary status has
31 failed to:

32 (A) pay the person's child support arrearage in full; or

33 (B) establish a payment plan with the bureau to pay the
34 arrearage, which includes an income withholding order under
35 IC 31-16-15-2 or IC 31-16-15-2.5;

36 within twenty (20) days after the date the notice is mailed, the
37 commissioner shall suspend the person's license:

38 (c) If the commissioner receives a notice by the bureau (Title IV-D
39 agency) under IC 31-25-4-32(i) that the person whose license has been
40 placed on probationary status has failed to:

41 (1) pay the person's child support arrearage in full; or

42 (2) establish a payment plan with the bureau to pay the arrearage;



1 which includes an income withholding order under IC 31-16-15-2
 2 or IC 31-16-15-2.5;
 3 within twenty (20) days after the notice required under subsection (b)
 4 is mailed; the commissioner shall suspend the person's license.

5 (b) If, not later than twenty (20) days after the date of the notice
 6 in subsection (a), the commissioner has not received notice from
 7 the bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the
 8 person has addressed the delinquency, the commissioner shall send
 9 the person a notice stating that the license issued to the person
 10 under this chapter:

11 (1) has been placed on probationary status; and

12 (2) will be suspended if, not later than twenty (20) days after
 13 the date of the notice, the commissioner has not received
 14 notice from the bureau under IC 31-25-4-32(m) or
 15 IC 31-25-4-34(g) that the person has addressed the
 16 delinquency.

17 (c) If, not later than twenty (20) days after the date of the notice
 18 in subsection (b), the commissioner has not received notice from
 19 the bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the
 20 person has addressed the delinquency, the commissioner shall send
 21 the person a notice stating that the license issued to the person
 22 under this chapter:

23 (1) has been suspended; and

24 (2) will be reinstated when the commissioner receives notice
 25 from the bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g)
 26 that the person has addressed the delinquency.

27 (d) The commissioner may not reinstate any license placed on
 28 probation **probationary status** or suspended under this section until
 29 the commissioner receives a notice from the bureau ~~that the person has:~~

30 (+) paid the person's child support arrearage in full; or

31 (2) established a payment plan with the bureau to pay the
 32 arrearage, which includes an income withholding order under
 33 IC 31-16-15-2 or IC 31-16-15-2.5.

34 **under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person has**
 35 **addressed the delinquency.**

36 SECTION 12. IC 27-10-3-20, AS AMENDED BY P.L.103-2007,
 37 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 38 JULY 1, 2018]: Sec. 20. (a) Upon receiving an order from the bureau
 39 (Title IV-D agency) under IC 31-25-4-32(i) or **IC 31-25-4-34(d)**, the
 40 commissioner shall send to the person who is the subject of the order
 41 a notice that does the following:

42 (1) States that the person is delinquent and is subject to an order



1 placing the **person license issued to the person under this**
 2 **chapter** on probationary status.

3 **(2) Describes the amount of child support that the person is in**
 4 **arrears.**

5 ~~(2)~~ **(3)** Explains that unless the person contacts the bureau and:

6 (A) pays the person's child support arrearage in full; **or**

7 (B) establishes a payment plan with the bureau to pay the
 8 arrearage, which must include an income withholding order
 9 under IC 31-16-15-2 or IC 31-16-15-2.5; **or**

10 ~~(C)~~ requests a hearing under ~~IC 31-25-4-33~~;

11 **within not later than** twenty (20) days after the date the notice is
 12 mailed, the commissioner shall place the **person license issued to**
 13 **the person under this chapter** on probationary status. ~~with~~
 14 respect to any license issued to the person under this chapter.

15 (3) Explains that the person may contest the bureau's
 16 determination that the person is delinquent and subject to an order
 17 placing the person on probationary status by making written
 18 application to the bureau within twenty (20) days after the date
 19 the notice is mailed:

20 (4) Explains that the only basis for contesting the bureau's
 21 determination that the person is delinquent and subject to an order
 22 placing the person on probationary status is a mistake of fact.

23 (5) **(4)** Explains the procedures to:

24 (A) pay the person's child support arrearage in full; **and**

25 (B) establish a payment plan with the bureau to pay the
 26 arrearage, which must include an income withholding order
 27 under IC 31-16-15-2 or IC 31-16-15-2.5. **and**

28 ~~(C)~~ request a hearing under ~~IC 31-25-4-33~~.

29 ~~(6)~~ **(5)** Explains that the probation will terminate ten (10) business
 30 days after the commissioner receives a notice from the bureau ~~that~~
 31 ~~the person has:~~

32 (A) paid the person's child support arrearage in full; **or**

33 (B) established a payment plan with the bureau to pay the
 34 arrearage, which includes an income withholding order under
 35 ~~IC 31-16-15-2 or IC 31-16-15-2.5.~~

36 **under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person**
 37 **has addressed the delinquency.**

38 (b) Upon receiving an order from the bureau (Title IV-D agency)
 39 under IC 31-25-4-34(d), the commissioner shall send to the person who
 40 is the subject of the order a notice that states the following:

41 (1) That a license issued to the person under this chapter has been
 42 placed on probationary status; beginning five (5) business days



1 after the date the notice is mailed; and that the probation will
 2 terminate ten (10) business days after the commissioner receives
 3 a notice from the bureau that the person has:

- 4 (A) paid the person's child support arrearage in full; or
 5 (B) established a payment plan with the bureau to pay the
 6 arrearage; which includes an income withholding order under
 7 IC 31-16-15-2 or IC 31-16-15-2.5;

8 (2) That if the commissioner is advised by the bureau that the
 9 person whose license has been placed on probationary status has
 10 failed to:

- 11 (A) pay the person's child support arrearage in full; or
 12 (B) establish a payment plan with the bureau to pay the
 13 arrearage; which includes an income withholding order under
 14 IC 31-16-15-2 or IC 31-16-15-2.5;

15 within twenty (20) days after the date the notice is mailed; the
 16 commissioner shall suspend the person's license.

17 (c) If the commissioner receives a notice from the bureau (Title
 18 IV-D agency) under IC 31-25-4-32(i) that the person whose license has
 19 been placed on probationary status has failed to:

- 20 (1) pay the person's child support arrearage in full; or
 21 (2) establish a payment plan with the bureau to pay the arrearage;
 22 which includes an income withholding order under IC 31-16-15-2
 23 or IC 31-16-15-2.5;

24 within twenty (20) days after the notice required under subsection (b)
 25 is mailed; the commissioner shall suspend the person's license.

26 (b) If, not later than twenty (20) days after the date of the notice
 27 in subsection (a), the commissioner has not received notice from
 28 the bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the
 29 person has addressed the delinquency, the commissioner shall send
 30 the person a notice stating that the license issued to the person
 31 under this chapter:

- 32 (1) has been placed on probationary status; and
 33 (2) will be suspended if, not later than twenty (20) days after
 34 the date of the notice, the commissioner has not received
 35 notice from the bureau under IC 31-25-4-32(m) or
 36 IC 31-25-4-34(g) that the person has addressed the
 37 delinquency.

38 (c) If, not later than twenty (20) days after the date of the notice
 39 in subsection (b), the commissioner has not received notice from
 40 the bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the
 41 person has addressed the delinquency, the commissioner shall send
 42 the person a notice stating that the license issued to the person



1 **under this chapter:**

2 **(1) has been suspended; and**

3 **(2) will be reinstated when the commissioner receives notice**
 4 **from the bureau under IC 31-25-4-32(m) or IC 31-25-4-34(g)**
 5 **that the person has addressed the delinquency.**

6 (d) The commissioner may not reinstate any license placed on
 7 **probation probationary status** or suspended under this section until
 8 the commissioner receives a notice from the bureau ~~that the person has:~~

9 ~~(1) paid the person's child support arrearage in full; or~~

10 ~~(2) established a payment plan with the bureau to pay the~~
 11 ~~arrearage, which includes an income withholding order under~~
 12 ~~IC 31-16-15-2 or IC 31-16-15-2.5.~~

13 **under IC 31-25-4-32(m) or IC 31-25-4-34(g) that the person has**
 14 **addressed the delinquency.**

15 SECTION 13. IC 31-14-4-1, AS AMENDED BY P.L.206-2015,
 16 SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2018]: Sec. 1. A paternity action may be filed by the following
 18 persons:

19 (1) The mother or expectant mother.

20 (2) A man alleging that:

21 (A) he is the child's biological father; or

22 (B) he is the expectant father of an unborn child.

23 (3) The mother and a man alleging that he is her child's biological
 24 father, filing jointly.

25 (4) The expectant mother and a man alleging that he is the
 26 biological father of her unborn child, filing jointly.

27 (5) A child.

28 (6) If paternity of a child has not been established, the department
 29 **by filing an action under this article for a child who is the**
 30 **subject of** ~~in~~ a child in need of services proceeding.

31 (7) If the paternity of a child has not been established:

32 (A) the department; or

33 (B) a prosecuting attorney operating under an agreement or
 34 contract with the department described in IC 31-25-4-13.1.

35 SECTION 14. IC 31-16-9-1, AS AMENDED BY P.L.207-2013,
 36 SECTION 48, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 37 JULY 1, 2018]: Sec. 1. (a) This subsection applies before January 1,
 38 2007. Upon entering an order for support in:

39 (1) a dissolution of marriage decree under IC 31-15-2;

40 (2) a legal separation decree under IC 31-15-3; or

41 (3) a child support decree under IC 31-16-2;

42 the court shall require that support payments be made through the clerk



1 of the circuit court as trustee for remittance to the person entitled to
 2 receive payments, unless the court has reasonable grounds for
 3 providing or approving another method of payment.

4 (b) Beginning January 1, 2007, except as provided in subsection (c),
 5 upon entering an order for support in:

6 (1) a dissolution of marriage decree under IC 31-15-2;

7 (2) a legal separation decree under IC 31-15-3; or

8 (3) a child support decree under IC 31-14-11 or IC 31-16-2;

9 the court shall require that support payments be made through the clerk
 10 of the circuit court or the state central collection unit established by
 11 ~~IC 31-33-1.5-8~~, **IC 31-25-3-1**, as trustee for remittance to the person
 12 entitled to receive payments, unless the court has reasonable grounds
 13 for providing or approving another method of payment.

14 (c) ~~Beginning January 1, 2007, The clerk of the circuit court may~~
 15 **only accept** child support payments that are paid in cash, ~~must be paid~~
 16 ~~to a clerk of the circuit court~~, and all noncash **child support** payments
 17 must be paid to the state central collection unit established within the
 18 child support bureau by IC 31-25-3-1.

19 SECTION 15. IC 31-16-15-19, AS AMENDED BY P.L.103-2007,
 20 SECTION 37, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 21 JULY 1, 2018]: Sec. 19. ~~(a)~~ If an obligor:

22 (1) is entitled to net income in the form of:

23 (A) severance pay;

24 (B) accumulated sick pay;

25 (C) vacation pay;

26 (D) accumulated commissions;

27 (E) a bonus payment in addition to regular earned income; or

28 (F) other lump sum payment **from an employer**; and

29 (2) owes an amount of child support that is in arrears;

30 the income payor shall withhold the amount in arrears ~~or the product~~
 31 ~~computed under subsection (b), whichever is less~~, up to the maximum
 32 permitted under 15 U.S.C. 1673(b).

33 ~~(b) The income payor shall multiply:~~

34 ~~(1) the amount of support the obligor is required to pay each~~
 35 ~~week; by~~

36 ~~(2) the number of weeks represented by the lump sum payment.~~

37 SECTION 16. IC 31-16-21-1, AS AMENDED BY P.L.148-2006,
 38 SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 39 JULY 1, 2018]: Sec. 1. (a) Whenever in any court proceeding an order
 40 is in force for the support and maintenance of the other party to the
 41 proceeding, the individual required to pay the support shall pay the
 42 support.



1 (b) The clerk, if the payment is in cash, or the state central
 2 collection unit, for all ~~other~~ forms of payment, shall collect from the
 3 individual, in addition to the payments, the **annual support** fee
 4 specified in IC 33-37-5-6.

5 (c) The clerk may collect any unpaid **annual support** fee **that was**
 6 **due prior to January 1, 2011, through any lawful means.** ~~in a~~
 7 ~~proceeding for contempt.~~

8 (d) The state central collection unit may collect any unpaid **annual**
 9 **support** fee **due after December 31, 2010,** through any lawful means.
 10 ~~including income withholding.~~

11 (e) **The clerk or state central collection unit may contract with**
 12 **a collection agency licensed under IC 25-11 to collect past due**
 13 **annual support fees described in subsections (c) and (d).**

14 SECTION 17. IC 31-25-4-8, AS ADDED BY P.L.145-2006,
 15 SECTION 271, IS AMENDED TO READ AS FOLLOWS
 16 [EFFECTIVE JULY 1, 2018]: Sec. 8. In addition to the duties imposed
 17 by section 7 of this chapter, the bureau shall do the following:

18 (1) Perform one (1) of the following under IC 22-4-39:

19 (A) Enter into an agreement with each individual who owes a
 20 child support obligation being enforced by the child support
 21 bureau and who is eligible for unemployment compensation
 22 benefits under IC 22-4 to have a specified amount withheld
 23 from the benefits otherwise payable to the individual; not to
 24 exceed the individual's unemployment compensation weekly
 25 benefit amount.

26 (B) Bring legal process to require the withholding of specified
 27 amounts from the individual's unemployment compensation
 28 benefits.

29 (C) Accept an amount specified by the individual to be
 30 deducted and withheld by the department of workforce
 31 development.

32 (2) (1) Notify the department of workforce development of the
 33 amounts to be deducted from an individual's unemployment
 34 compensation, as ~~determined under subdivision (1)~~; not to exceed
 35 the individual's weekly benefit amount of unemployment
 36 compensation.

37 (3) (2) Reimburse the department of workforce development for
 38 the administrative costs incurred by the department under
 39 IC 22-4-39.

40 SECTION 18. IC 31-25-4-17.5 IS ADDED TO THE INDIANA
 41 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 42 [EFFECTIVE JULY 1, 2018]: **Sec. 17.5. If the bureau or the clerk of**



1 **the circuit court determines that a recipient of a court ordered**
 2 **support obligation has received payments that the recipient is not**
 3 **entitled to, the bureau or the clerk of the circuit court shall recoup**
 4 **the amount of the overpayment from the recipient.**

5 SECTION 19. IC 31-25-4-32, AS AMENDED BY P.L.80-2010,
 6 SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 7 JULY 1, 2018]: Sec. 32. (a) When the Title IV-D agency finds that an
 8 obligor is delinquent, the Title IV-D agency shall send, to a verified
 9 address, a notice to the obligor that does the following:

- 10 (1) Specifies that the obligor is delinquent.
 11 (2) Describes the amount of child support that the obligor is in
 12 arrears.
 13 (3) States that unless the obligor:
 14 (A) pays the obligor's child support arrearage in full;
 15 (B) establishes a payment plan with the Title IV-D agency to
 16 pay the arrearage, which includes an income withholding
 17 order; or
 18 (C) requests a hearing under section 33 of this chapter;
 19 within twenty (20) days after the date the notice is mailed, the
 20 Title IV-D agency shall issue an order to the bureau of motor
 21 vehicles stating that the obligor is delinquent and that the
 22 obligor's driving privileges shall be suspended.
 23 (4) Explains that the obligor has twenty (20) days after the notice
 24 is mailed to do one (1) of the following:
 25 (A) Pay the obligor's child support arrearage in full.
 26 (B) Establish a payment plan with the Title IV-D agency to
 27 pay the arrearage, which includes an income withholding order
 28 under IC 31-16-15-2 or IC 31-16-15-2.5.
 29 (C) Request a hearing under section 33 of this chapter.
 30 (5) Explains that if the obligor has not satisfied any of the
 31 requirements of subdivision (4) **within not later than** twenty (20)
 32 days after the notice is mailed, that the Title IV-D agency shall
 33 issue a notice to:
 34 (A) the board or department that regulates the obligor's
 35 profession or occupation, if any, that the obligor is delinquent
 36 and that the obligor may be subject to sanctions under
 37 IC 25-1-1.2, including suspension or revocation of the
 38 obligor's professional or occupational license;
 39 (B) the supreme court disciplinary commission if the obligor
 40 is licensed to practice law;
 41 (C) the department of education established by IC 20-19-3-1
 42 if the obligor is a licensed teacher;



- 1 (D) the Indiana horse racing commission if the obligor holds
 2 or applies for a license issued under IC 4-31-6;
 3 (E) the Indiana gaming commission if the obligor holds or
 4 applies for a license issued under IC 4-33 and IC 4-35;
 5 (F) the commissioner of the department of insurance if the
 6 obligor holds or is an applicant for a license issued under
 7 IC 27-1-15.6, IC 27-1-15.8, or IC 27-10-3;
 8 (G) the director of the department of natural resources if the
 9 obligor holds or is an applicant for a license issued by the
 10 department of natural resources under:
 11 (i) IC 14-22-12 (fishing, hunting, and trapping licenses);
 12 (ii) IC 14-22-14 (Lake Michigan commercial fishing
 13 license);
 14 (iii) IC 14-22-16 (bait dealer's license);
 15 (iv) IC 14-22-17 (mussel license);
 16 (v) IC 14-22-19 (fur buyer's license);
 17 (vi) IC 14-24-7 (nursery dealer's license); or
 18 (vii) IC 14-31-3 (ginseng dealer's license); or
 19 (H) the alcohol and tobacco commission if the obligor holds or
 20 applies for an employee's permit under IC 7.1-3-18-9(a)(3).
 21 (6) Explains that the only basis for contesting the issuance of an
 22 order under subdivision (3) or (5) is a mistake of fact.
 23 (7) Explains that an obligor may contest the Title IV-D agency's
 24 determination to issue an order under subdivision (3) or (5) by
 25 making written application to the Title IV-D agency **within not**
 26 **later than** twenty (20) days after the date the notice is mailed.
 27 (8) Explains the procedures to:
 28 (A) pay the obligor's child support arrearage in full; and
 29 (B) establish a payment plan with the Title IV-D agency to pay
 30 the arrearage, which must include an income withholding
 31 order under IC 31-16-15-2 or IC 31-16-15-2.5.
 32 (b) Whenever the Title IV-D agency finds that an obligor is
 33 delinquent and has failed to:
 34 (1) pay the obligor's child support arrearage in full;
 35 (2) establish a payment plan with the Title IV-D agency to pay the
 36 arrearage, which includes an income withholding order under
 37 IC 31-16-15-2 or IC 31-16-15-2.5; or
 38 (3) request a hearing under section 33 of this chapter **within not**
 39 **later than** twenty (20) days after the date the notice described in
 40 subsection (a) is mailed;
 41 the Title IV-D agency shall issue an order to the bureau of motor
 42 vehicles stating that the obligor is delinquent.



- 1 (c) An order issued under subsection (b) must require the following:
 2 (1) If the obligor who is the subject of the order holds a driving
 3 license or permit on the date the order is issued, that the driving
 4 privileges of the obligor be suspended until further order of the
 5 Title IV-D agency.
 6 (2) If the obligor who is the subject of the order does not hold a
 7 driving license or permit on the date the order is issued, that the
 8 bureau of motor vehicles may not issue a driving license or permit
 9 to the obligor until the bureau of motor vehicles receives a further
 10 order from the Title IV-D agency.
- 11 (d) The Title IV-D agency shall provide the:
 12 (1) full name;
 13 (2) date of birth;
 14 (3) verified address; and
 15 (4) Social Security number or driving license number;
 16 of the obligor to the bureau of motor vehicles.
- 17 (e) Whenever the Title IV-D agency finds that an obligor who is an
 18 applicant (as defined in IC 25-1-1.2-1) or a practitioner (as defined in
 19 IC 25-1-1.2-6) is delinquent and the applicant or practitioner has failed
 20 to:
 21 (1) pay the obligor's child support arrearage in full;
 22 (2) establish a payment plan with the Title IV-D agency to pay the
 23 arrearage, which includes an income withholding order under
 24 IC 31-16-15-2 or IC 31-16-15-2.5; or
 25 (3) request a hearing under section 33 of this chapter;
 26 the Title IV-D agency shall issue an order to the board regulating the
 27 practice of the obligor's profession or occupation stating that the
 28 obligor is delinquent.
- 29 (f) An order issued under subsection (e) must direct the board or
 30 department regulating the obligor's profession or occupation to impose
 31 the appropriate sanctions described under IC 25-1-1.2.
- 32 (g) Whenever the Title IV-D agency finds that an obligor who is an
 33 attorney or a licensed teacher is delinquent and the attorney or licensed
 34 teacher has failed to:
 35 (1) pay the obligor's child support arrearage in full;
 36 (2) establish a payment plan with the Title IV-D agency to pay the
 37 arrearage, which includes an income withholding order under
 38 IC 31-16-15-2 or IC 31-16-15-2.5; or
 39 (3) request a hearing under section 33 of this chapter;
 40 the Title IV-D agency shall notify the supreme court disciplinary
 41 commission if the obligor is an attorney, or the department of education
 42 if the obligor is a licensed teacher, that the obligor is delinquent.



1 (h) Whenever the Title IV-D agency finds that an obligor who holds
2 a license issued under IC 4-31-6, IC 4-33, or IC 4-35 has failed to:

- 3 (1) pay the obligor's child support arrearage in full;
4 (2) establish a payment plan with the Title IV-D agency to pay the
5 arrearage, which includes an income withholding order under
6 IC 31-16-15-2 or IC 31-16-15-2.5; or
7 (3) request a hearing under section 33 of this chapter;

8 the Title IV-D agency shall issue an order to the Indiana horse racing
9 commission if the obligor holds a license issued under IC 4-31-6, or to
10 the Indiana gaming commission if the obligor holds a license issued
11 under IC 4-33 or IC 4-35, stating that the obligor is delinquent and
12 directing the commission to impose the appropriate sanctions described
13 in IC 4-31-6-11, IC 4-33-8.5-3, or IC 4-35-6.7-2.

14 (i) Whenever the Title IV-D agency finds that an obligor who holds
15 a license issued under IC 27-1-15.6, IC 27-1-15.8, or IC 27-10-3 has
16 failed to:

- 17 (1) pay the obligor's child support arrearage in full;
18 (2) establish a payment plan with the Title IV-D agency to pay the
19 arrearage, which includes an income withholding order under
20 IC 31-16-15-2 or IC 31-16-15-2.5; or
21 (3) request a hearing under section 33 of this chapter;

22 the Title IV-D agency shall issue an order to the commissioner of the
23 department of insurance stating that the obligor is delinquent and
24 directing the commissioner to impose the appropriate sanctions
25 described in IC 27-1-15.6-29 or IC 27-10-3-20.

26 (j) Whenever the Title IV-D agency finds that an obligor who holds
27 a license issued by the department of natural resources under
28 IC 14-22-12, IC 14-22-14, IC 14-22-16, IC 14-22-17, IC 14-22-19,
29 IC 14-24-7, or IC 14-31-3 has failed to:

- 30 (1) pay the obligor's child support arrearage in full;
31 (2) establish a payment plan with the Title IV-D agency to pay the
32 arrearage, which includes an income withholding order under
33 IC 31-16-15-2 or IC 31-16-15-2.5; or
34 (3) request a hearing under section 33 of this chapter;

35 the Title IV-D agency shall issue an order to the director of the
36 department of natural resources stating that the obligor is delinquent
37 and directing the director to suspend or revoke a license issued to the
38 obligor by the department of natural resources as provided in
39 IC 14-11-3.

40 (k) If the Title IV-D agency finds that an obligor who holds an
41 employee's permit issued under IC 7.1-3-18-9(a)(3) has failed to:

- 42 (1) pay the obligor's child support arrearage in full;



1 (2) establish a payment plan with the Title IV-D agency to pay the
 2 arrearage, which includes an income withholding order under
 3 IC 31-16-15-2 or IC 31-16-15-2.5; or

4 (3) request a hearing under section 33 of this chapter;
 5 the Title IV-D agency shall issue an order to the alcohol and tobacco
 6 commission stating that the obligor is delinquent and directing the
 7 alcohol and tobacco commission to impose the appropriate sanctions
 8 under IC 7.1-3-23-44.

9 (l) A person's most recent address on file with the bureau constitutes
 10 a verified address for purposes of this section.

11 **(m) When an obligor who was the subject of an order issued by**
 12 **the Title IV-D agency under subsection (b), (e), (g), (h), (i), (j), or**
 13 **(k) has:**

14 **(1) paid the obligor's child support arrearage in full; or**

15 **(2) established a payment plan with the Title IV-D agency to**
 16 **pay the arrearage, which includes an income withholding**
 17 **order under IC 31-16-15-2 or IC 31-16-15-2.5;**

18 **the Title IV-D agency shall provide notice to the appropriate entity**
 19 **under subsection (b), (e), (g), (h), (i), (j), or (k) that the obligor has**
 20 **addressed the delinquency.**

21 SECTION 20. IC 31-25-4-34, AS AMENDED BY P.L.80-2010,
 22 SECTION 51, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 23 JULY 1, 2018]: Sec. 34. (a) As used in this section, "board" has the
 24 meaning set forth in IC 25-1-1.2-2.

25 (b) If an obligor holds a license issued by a board and requests a
 26 hearing under section 33 of this chapter but fails to appear or appears
 27 and is found to be delinquent, the Title IV-D agency shall issue an
 28 order to the board that issued the obligor's license:

29 (1) stating that the obligor is delinquent; and

30 (2) requiring the board to comply with the actions required under
 31 IC 25-1-1.2-8(b).

32 (c) If an obligor holds a license issued under IC 4-31-6, IC 4-33, or
 33 IC 4-35 and requests a hearing under section 33 of this chapter but fails
 34 to appear or appears and is found to be delinquent, the Title IV-D
 35 agency shall issue an order to the:

36 (1) Indiana horse racing commission, if the obligor holds a license
 37 issued under IC 4-31-6; or

38 (2) Indiana gaming commission, if the obligor holds a license
 39 issued under IC 4-33 or IC 4-35;

40 stating that the obligor is delinquent and requiring the commission to
 41 comply with the actions required under IC 4-31-6-11, IC 4-33-8.5-3, or
 42 IC 4-35-6.7-2.



1 (d) If an obligor holds a license issued under IC 27-1-15.6,
 2 IC 27-1-15.8, or IC 27-10-3 and requests a hearing under section 33 of
 3 this chapter but fails to appear or appears and is found to be delinquent,
 4 the Title IV-D agency shall issue an order to the commissioner of the
 5 department of insurance:

- 6 (1) stating that the obligor is delinquent; and
 7 (2) requiring the commissioner to comply with the actions
 8 required under IC 27-1-15.6-29 or IC 27-10-3-20.

9 (e) If an obligor holds a license issued by the department of natural
 10 resources under IC 14-22-12, IC 14-22-14, IC 14-22-16, IC 14-22-17,
 11 IC 14-22-19, IC 14-24-7, or IC 14-31-3 and requests a hearing under
 12 section 33 of this chapter but fails to appear, or appears and is found to
 13 be delinquent, the Title IV-D agency shall issue an order to the director
 14 of the department of natural resources:

- 15 (1) stating that the obligor is delinquent; and
 16 (2) requiring the director to suspend or revoke a license issued by
 17 the department as provided in IC 14-11-3.

18 (f) If an obligor:

- 19 (1) holds an employee's permit issued under IC 7.1-3-18-9(a)(3);
 20 and
 21 (2) requests a hearing under section 33 of this chapter but fails to
 22 appear or appears and is found to be delinquent;

23 the Title IV-D agency shall issue an order to the alcohol and tobacco
 24 commission stating that the obligor is delinquent and requiring the
 25 commission to impose the appropriate sanctions under IC 7.1-3-23-44.

26 **(g) When an obligor who was the subject of an order issued by
 27 the Title IV-D agency under subsection (b), (c), (d), or (f) has:**

- 28 **(1) paid the obligor's child support arrearage in full; or**
 29 **(2) established a payment plan with the Title IV-D agency to**
 30 **pay the arrearage, which includes an income withholding**
 31 **order under IC 31-16-15-2 or IC 31-16-15-2.5;**

32 **the Title IV-D agency shall provide notice to the appropriate entity**
 33 **under subsection (b), (c), (d), or (f) that the obligor has addressed**
 34 **the delinquency.**

35 SECTION 21. IC 31-34-15-6, AS AMENDED BY P.L.128-2012,
 36 SECTION 162, IS AMENDED TO READ AS FOLLOWS
 37 [EFFECTIVE JULY 1, 2018]: Sec. 6. (a) This section applies whenever
 38 a child who was born out of wedlock is:

- 39 (1) or is alleged to be a child in need of services; and
 40 (2) under the supervision of the department or a local office as a
 41 result of a court ordered out-of-home placement.

42 (b) The department or the local office ~~shall~~ **may** refer a child's case



1 to the local prosecuting attorney's office for the filing of a paternity
2 action if the:

- 3 (1) identity of the alleged father is known; and
4 (2) department or the local office reasonably believes that
5 establishing the paternity of the child would be beneficial to the
6 child.

7 The local prosecuting attorney's office shall file a paternity action
8 regarding each case that is referred under this subsection. ~~The~~
9 ~~department shall sign the paternity petition as the child's next friend.~~

10 SECTION 22. IC 33-37-5-6, AS AMENDED BY P.L.128-2012,
11 SECTION 181, IS AMENDED TO READ AS FOLLOWS
12 [EFFECTIVE JULY 1, 2018]: Sec. 6. (a) This section applies to an
13 action in which a final court order requires a person to pay support or
14 maintenance payments through the clerk or the state central collection
15 unit.

16 (b) The clerk or the state central collection unit shall collect ~~a~~ **an**
17 **annual support** fee in addition to support and maintenance payments.
18 The **annual support** fee is fifty-five dollars (\$55) for each calendar
19 year.

20 (c) The **annual support** fee required under subsection (b) is due at
21 the time that the first support or maintenance payment for the calendar
22 year in which the fee must be paid is due.

23 (d) The clerk may not deduct the **annual support** fee from a support
24 or maintenance payment.

25 (e) Except as provided under IC 33-32-4-6 and IC 33-37-7-2(f), if
26 ~~a~~ **an annual support** fee is collected under this section by the clerk,
27 the clerk shall forward the fee to the county auditor in accordance with
28 IC 33-37-7-12(a). If ~~a~~ **an annual support** fee is collected under this
29 section by the central collection unit, the fee shall be deposited in the
30 state general fund.

31 (f) Income payors required to withhold income under IC 31-16-15
32 shall pay the **annual support** fee required by subsection (b) through the
33 income withholding procedures described in IC 31-16-15.

