

2016 Regular Session

HOUSE BILL NO. 410

BY REPRESENTATIVE GREGORY MILLER

CHILDREN/CUSTODY: Provides relative to the calculation of child support when the parents have shared or split custody

1 AN ACT

2 To amend and reenact R.S. 9:315.9(A)(1) and (2) and 315.10(A)(1) and (2), relative to child  
3 custody; to provide relative to shared custody and split custody relating to child  
4 support; to provide definitions; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 9:315.9(A)(1) and (2) and 315.10(A)(1) and (2) are hereby amended  
7 and reenacted to read as follows:

8 §315.9. Effect of shared custodial arrangement

9 A.(1) "Shared custody" means ~~a joint custody order in which~~ that each parent  
10 has physical custody of the child for an approximately equal amount of time.

11 (2) If there is a ~~the~~ joint custody order or joint plan for  
12 implementation providing ~~provides~~ for shared custody, or if the court finds by a  
13 preponderance of the evidence that shared custody exists, the basic child support  
14 obligation shall first be multiplied by one and one-half and then divided between the  
15 parents in proportion to their respective adjusted gross incomes.

16 \* \* \*

17 §315.10. Effect of split custodial arrangement

18 A.(1) "Split custody" means that each party is the sole custodial or  
19 domiciliary parent of at least one child to whom support is due. Split custody exists  
20 where there is a custody order or joint plan of implementation providing for split

