

HOUSE BILL 932

By Lamberth

AN ACT to amend Tennessee Code Annotated, Section 36-5-406 and Section 36-5-501(j)(2)(A), relative to support.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 36-5-406, is amended by deleting the section in its entirety and substituting instead the following:

The department of human services has the authority by regulation to promulgate forms, which must be available for use pursuant to this part. The forms must be promulgated pursuant to the rulemaking provisions of the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 2. Tennessee Code Annotated, Section 36-5-501(j)(2)(A), is amended by deleting the subdivision in its entirety and substituting instead the following:

(A) If the employer, person, corporation, or institution receives more than one (1) order of income assignment against an individual, the employer, person, corporation, or institution must:

(i) Comply by giving first priority to all orders for amounts due for current support credited in the following order: child support, medical support, and spousal support;

(ii) Comply by giving second priority to all orders for amounts due for arrearages credited in the following order: child support, medical support, and spousal support; and

(iii) Must honor all withholdings to the extent the total amount withheld from wages does not exceed fifty percent (50%) of the employee's wages after

FICA, withholding taxes, and a health insurance premium that covers the child are deducted.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.