

SENATE FILE NO. SF0084

Child support payment.

Sponsored by: Senator(s) Ross and Representative(s) Throne

A BILL

for

1 AN ACT relating to domestic relations and child support;
2 clarifying daily support obligation; clarifying notice to
3 payor may be delivered electronically as specified;
4 amending provisions relating to driver's license
5 suspension; and providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 20-2-305(a), 20-6-111(f) (intro) and
10 20-6-210(a) (intro) are amended to read:

11

12 **20-2-305. Abatements.**

13

14 (a) Unless otherwise ordered by the court, child
15 support shall abate by one-half (1/2) of the daily support
16 obligation for each day the noncustodial parent has
17 physical custody of the child for whom support is due,

1 provided that the noncustodial parent has custody of the
2 child for fifteen (15) or more consecutive days. The daily
3 support obligation shall be computed by multiplying the
4 monthly child support obligation by twelve (12) and
5 dividing the product by three hundred and sixty-five (365).
6 For the purposes of computing abatement and determining
7 whether the noncustodial parent has met the consecutive day
8 requirement of this subsection, overnight and weekend
9 visits with the custodial parent during the period for
10 which abatement is claimed shall be disregarded.

11

12 **20-6-111. Driver's license suspension; nonpayment of**
13 **child support; administrative hearings.**

14

15 (f) The department may determine that a driver's
16 license suspension may be better achieved through an
17 administrative suspension if the obligor owes more than
18 five thousand dollars (\$5,000.00) in unpaid child support
19 and the obligor has not made a full monthly child support
20 payment either voluntarily or through income withholding
21 for a period of at least ninety (90) consecutive days prior
22 to the determination. The department shall notify the
23 obligor by certified mail, with return receipt requested,
24 or by personal service if notification by certified mail

1 was unsuccessful, that the obligor is in arrears in a child
2 support obligation and that the obligor's driver's license
3 as defined in W.S. 31-7-102(a)(xxv) shall be suspended by
4 the department of transportation sixty (60) days after the
5 date the obligor receives the notice unless the obligor:

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7 **20-6-210. Notice to payor.**

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9 (a) The notice to payor shall be prepared and the
10 original notice filed with the clerk. ~~and~~ A copy of the
11 notice shall be mailed or served pursuant to W.S. 20-6-203
12 to the payor and to the obligor. Notice to the payor also
13 may be served by delivering a copy by electronic means if
14 consented to by the payor. Notice to the payor and obligor
15 shall be mailed or served by:

16

17 **Section 2.** This act is effective July 1, 2014.

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19

(END)