

SENATE BILL NO. 352—COMMITTEE ON HUMAN RESOURCES
AND FACILITIES

(ON BEHALF OF WELFARE DIVISION—
CHILD SUPPORT ENFORCEMENT)

MARCH 10, 1999

Referred to Committee on Human Resources and Facilities

SUMMARY—Makes various changes in certain procedures for enforcement of child support.
(BDR 38-446)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~[omitted material]~~ is material to be omitted.

AN ACT relating to the support of children; prohibiting a stay of certain proceedings for the enforcement of child support; authorizing the issuance of additional orders in certain proceedings for the enforcement of child support; exempting the division of wildlife of the state department of conservation and natural resources from certain regulations relating to the submission of a statement concerning compliance with a court order for child support as a condition to the issuance or renewal of a license; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE
AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** Chapter 425 of NRS is hereby amended by adding thereto a
2 new section to read as follows:

3 *Except as otherwise required by the provisions of this chapter, a court*
4 *of this state:*

5 1. *Shall not stay a proceeding or refuse a hearing pursuant to NRS*
6 *425.382 to 425.3852, inclusive, because of any pending or prior action or*
7 *proceeding for divorce, separation, annulment, dissolution, habeas*
8 *corpus, adoption or custody in this or any other state.*

1 **2. Shall hold a hearing pursuant to NRS 425.382 to 425.3852,**
2 **inclusive, and may issue a support order pendente lite and, in aide**
3 **thereof, require the obligor to give a bond for the prompt prosecution of**
4 **the pending proceeding.**

5 **Sec. 2.** NRS 425.3855 is hereby amended to read as follows:

6 425.3855 An order entered by a district court approving a
7 recommendation for the support of a dependent child made by a master or
8 an order entered by a district court pursuant to NRS 425.382 to 425.3852,
9 inclusive, **and section 1 of this act** must contain the social security numbers
10 of the parents or legal guardians of the child.

11 **Sec. 3.** NRS 425.520 is hereby amended to read as follows:

12 425.520 1. The welfare division shall prescribe, by regulation, a
13 statement which must be submitted to an agency that issues a professional,
14 occupational or recreational license, certificate or permit, **other than the**
15 **division of wildlife of the state department of conservation and natural**
16 **resources**, by an applicant for the issuance or renewal of such a license,
17 certificate or permit.

18 2. The statement prescribed pursuant to subsection 1 must:

19 (a) Provide the applicant with an opportunity to indicate that:

20 (1) He is not subject to a court order for the support of a child;

21 (2) He is subject to a court order for the support of one or more
22 children and is in compliance with the order or is in compliance with a plan
23 approved by the district attorney or other public agency enforcing the order
24 for the repayment of the amount owed pursuant to the order; or

25 (3) He is subject to a court order for the support of one or more
26 children and is not in compliance with the order or a plan approved by the
27 district attorney or other public agency enforcing the order for the
28 repayment of the amount owed pursuant to the order;

29 (b) Include a statement that the application for the issuance or renewal
30 of the license, certificate or permit will be denied if the applicant does not
31 indicate on the statement which of the provisions of paragraph (a) applies
32 to the applicant; and

33 (c) Include a space for the signature of the applicant.

34 **Sec. 4.** Chapter 130 of NRS is hereby amended by adding thereto a
35 new section to read as follows:

36 **Except as otherwise required by the provisions of this chapter, a**
37 **responding tribunal of this state:**

38 **1. Shall not stay a proceeding or refuse a hearing pursuant to this**
39 **chapter because of any pending or prior action or proceeding for divorce,**
40 **separation, annulment, dissolution, habeas corpus, adoption or custody**
41 **in this or any other state.**

1 ***2. Shall hold a hearing pursuant to this chapter and may issue a***
2 ***support order pendente lite and, in aide thereof, require the obligor to***
3 ***give a bond for the prompt prosecution of the pending proceeding.***

4 **Sec. 5.** 1. This act becomes effective on July 1, 1999.

5 2. Section 3 of this act expires by limitation on the date on which the
6 provisions of 42 U.S.C. § 666 requiring each state to establish procedures
7 under which the state has authority to withhold or suspend, or to restrict the
8 use of professional, occupational and recreational licenses of persons who:

9 (a) Have failed to comply with a subpoena or warrant relating to a
10 proceeding to determine the paternity of a child or to establish or enforce
11 an obligation for the support of a child; or

12 (b) Are in arrears in the payment for the support of one or more
13 children,

14 are repealed by the Congress of the United States.

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