

ASSEMBLY BILL NO. 473—COMMITTEE ON JUDICIARY

MARCH 28, 2005

Referred to Committee on Judiciary

SUMMARY—Revises certain provisions governing payment of child support. (BDR 11-1373)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: 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 child support; providing that a penalty may not be added to a delinquent installment of child support in certain circumstances when the delinquency was not caused by the responsible parent; 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.** NRS 125B.095 is hereby amended to read as
2 follows:
3 125B.095 1. Except as otherwise provided in ***this section and***
4 NRS 125B.012, if an installment of an obligation to pay support for
5 a child which arises from the judgment of a court becomes
6 delinquent in the amount owed for 1 month's support, a penalty
7 must be added by operation of this section to the amount of the
8 installment. This penalty must be included in a computation of
9 arrearages by a court of this State and may be so included in a
10 judicial or administrative proceeding of another state. ***A penalty***
11 ***must not be added to the amount of the installment pursuant to***
12 ***this subsection if the court finds that the employer of the***
13 ***responsible parent or the district attorney or other public agency***
14 ***in this State that enforces an obligation to pay support for a child***
15 ***caused the payment to be delinquent.***
16 2. The amount of the penalty is 10 percent per annum, or
17 portion thereof, that the installment remains unpaid. Each district



- 1 attorney or other public agency in this State undertaking to enforce
- 2 an obligation to pay support for a child shall enforce the provisions
- 3 of this section.

