

ASSEMBLY BILL NO. 406—COMMITTEE ON JUDICIARY

MARCH 25, 2021

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to the collection of child support. (BDR 3-138)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: Yes.

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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 for the withholding of gambling winnings of an obligor to apply to arrears in child support owed by the obligor; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

- 1 Existing law provides that money may be withheld for the support of a child  
2 from any money due to an obligor as the prize from any contest or lottery. (NRS  
3 31A.150) This bill authorizes the withholding of money from the gambling  
4 winnings of an obligor to apply to arrears in child support owed by the obligor.

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

1 **Section 1.** (Deleted by amendment.)

2 **Sec. 2.** NRS 31A.150 is hereby amended to read as follows:

3 31A.150 1. Money may be withheld for the support of a child  
4 pursuant to NRS 31A.025 to 31A.190, inclusive, from any money:

5 (a) Due to:

6 (1) The obligor as a pension, an annuity, unemployment  
7 compensation, a benefit because of disability, retirement or other  
8 cause or any other benefit;

9 (2) The obligor as a return of contributions and interest; or

10 (3) Some other person because of the death of the obligor,  
11 ➔ from the State, a political subdivision of the State or an agency of  
12 either, a public trust, corporation or board or a system for  
13 retirement, disability or annuity established by any person or a



statute of this or any other state, whether the money is payable periodically or in a lump sum; or

(b) Due to the obligor as a judgment, a settlement, ~~for~~ the prize from any contest or lottery ~~or~~ *or gambling winnings*, from any person or other entity, whether the money is payable periodically or in a lump sum. *As used in this paragraph, "gambling winnings" means winnings at a licensed gaming establishment, as defined in NRS 463.0169, that are required to be reported to the Internal Revenue Service on Form W-2G.*

2. When a certified copy of a notice to withhold income is delivered by certified mail, return receipt requested, to a person or other entity described in subsection 1, the person or other entity must comply with the request and pay to the enforcing authority the amounts withheld as required in the notice to withhold income.

**Sec. 3.** Notwithstanding the provisions of NRS 218D.430 and 218D.435, a committee, other than the Assembly Standing Committee on Ways and Means and the Senate Standing Committee on Finance, may vote on this act before the expiration of the period prescribed for the return of a fiscal note in NRS 218D.475. This section applies retroactively from and after March 22, 2021.

