

SENATE BILL NO. 597

June 10, 1997, Introduced by Senators CISKY, GOUGEON, NORTH, BYRUM and SHUGARS and referred to the Committee on Human Resources, Labor and Veterans Affairs.

A bill to amend 1982 PA 295, entitled "Support and parenting time enforcement act," by amending section 9 (MCL 552.609), as amended by 1995 PA 236.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 9. (1) An order of income withholding entered under
2 this act shall be served on sources of income as provided in sec-
3 tion 11. The order shall direct sources of income to withhold
4 from income due the payer and to pay to the office of the friend
5 of the court for the judicial circuit in which the order was
6 entered an amount sufficient to meet the payments ordered for
7 support and service fees, and to defray arrearages in payments
8 and service fees due at the time the order of income withholding
9 takes effect. The order shall also direct that the amount
10 withheld for support, fees, and health care coverage premiums
11 shall not exceed the amount allowed under section 303(b) of title

1 III of the consumer credit protection act, Public Law 90-321, 15
2 U.S.C. 1673. The order shall be accompanied by a notice con-
3 taining a statement of the requirements of sections 11, 11a, 12,
4 13, 14, and 23. The order shall also direct that income withheld
5 under the order for support and fees shall be paid to the office
6 of the friend of the court within 3 days after the date of the
7 withholding.

8 (2) AN ORDER OF INCOME WITHHOLDING SHALL PROVIDE THAT IF AN
9 EMPLOYER OF THE PAYER IS SERVED WITH THE ORDER AND THE EMPLOYER
10 WITHHOLDS INCOME UNDER THE ORDER, THE EMPLOYER MAY WITHHOLD AN
11 ADDITIONAL AMOUNT FROM THE PAYER'S INCOME TO RECOVER THE
12 EMPLOYER'S EXPENSES IN ADMINISTERING THE ORDER. THE AMOUNT WITH-
13 HELD UNDER THIS SUBSECTION DOES NOT LESSEN THE PAYER'S INCOME FOR
14 THE PURPOSE OF CALCULATING CHILD SUPPORT.