

May 23, 1991

LB 715

CLERK: Senator Beutler, I now have AM1614, Senator. It is page 2043. It is the 150-day...

PRESIDENT MOUL: Senator Beutler.

SENATOR BEUTLER: That one would be withdrawn, Mr. Clerk.

CLERK: Madam President, the next amendment I have is by Senators Kristensen and Beutler, AM1800. (See page 2121 of the Legislative Journal.)

PRESIDENT MOUL: Senator Kristensen.

SENATOR KRISTENSEN: Thank you, Madam President, members of the body. When LB 715 was up for first round of debate, I raised several questions with Senator Beutler, some of which we shared similar concerns, some of them were frustrations, and as a way of telling the body what is happening here, much of this is federally mandated items and requirements for child support collection, and particularly those areas that we call Title IV collections. And there are just some very difficult provisions in there, and there is some latitude that we have. Most of the amendment here in LB...or AM1800 that you will find in the Journal has been passed by the Department of Social Services and the County Attorneys Association because those are the major players in this collection. And I want to go through them briefly with you in the amendment. The first part of the amendment says that if you have a properly executed notarized release that all the child support payments are current, that is evidence that they do, indeed, and are current and have been paid. Part of the problem here is they say, look, everything is current. Well, there is no way to check the current, the books that the county or the district court's office may be different than that of the Department of Social Services. They may be different than that of the child support collection officer, and if you have a release by...let's just use the example that the woman is paying child support, and she claims, look, I've made all my child support payments. The custodial father says, yeah, they are all current and they execute the release and say that they are. That is prima facie evidence for the court to consider that, in fact, the payments are current. The second one is the one that I had a tremendous amount of concern with and that is self-employed people. You know, not everybody earns a wage or salary, and so that you can have an easy to