

able to perform his business to make payment for child support. Same way with taking his driver's license, I suppose, because he's kind of limited to where he can get. But what's the rationale on that sort of procedure?

SENATOR DAY: Senator Dierks, I think the thing we need to look at is this individual has not been paying child support. That professional license, that driver's license has not been part of him paying the support. By the time this process even starts they are three months in arrears. At that time there's all kinds of due process they can go through. If their situation has changed, they can set up a payment plan. They can do a great number of things with this. I have heard that argument, like I said, I don't know if they have that professional license, they have that occupational license, they have that driver's license, they have not been paying their child support when this happens.

SENATOR DIERKS: What's happened to our courts? Why aren't they enforcing it? I mean we had a situation like that in my county for a number of years, got a new district judge and all of a sudden things changed, people started spending time in jail and they started paying their child support. But they didn't take professional licenses away to do that. And I have a big problem with that because that professional license is an extremely expensive thing to get. We have people out there that are having trouble making payments on their college loans already, and then if you try to get a child support payment out of them and a place for them to live and a vehicle to drive, they're up against the wall. I just wonder how we're improving the situation taking a professional license away. I have big problems with that. I would like to see that stricken.

SENATOR DAY: Do you want an answer?

SENATOR DIERKS: Yes.

SENATOR DAY: What's happening with the courts is hard to say because I think every court does it differently and every judge handles it differently. Throwing an individual into jail, to me, does not help that child support getting paid. What has happened with this in other states is the threat is what has brought them up to pay their child support and get it current or to work out a payment plan. And I think that's very important. I will be introducing another amendment that helps those