

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
114TH LEGISLATURE  
FIRST REGULAR SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 953, L.D. 1321, Bill, "An Act to Facilitate the Establishment and Enforcement of Child Support and Health Insurance Obligations and to Clarify the Law Concerning the Modification of Child Support Orders"

Amend the amendment by striking out all of the 6th paragraph after the title (page 2, lines 29 to 32 in amendment) and inserting in its place the following:

'Further amend the bill in section 4 by striking out all of the first 2 lines (page 2, lines 23 and 24 in L.D.) and inserting in their place the following:

'Sec. 4. 19 MRSA §498, as amended by PL 1989, c. 156, §4, is further amended to read:'

Further amend the bill in section 4 by striking out all of the first 2 paragraphs and inserting in their place the following:

~~'If no court order of support exists, the department may, by hearing and other procedures set forth below, establish a periodic payment to satisfy the responsible parent's support obligation under sections 442 and 443, establish the debt accrued under section 495, establish a periodic payment to satisfy that debt and establish the responsible parent's obligation to maintain medical insurance coverage and to provide payment for other medical expenses incurred on behalf of that parent's dependent children. Notwithstanding sections 442 and 443, after January 1, 1990, the responsible parent's support obligation shall continue beyond the child's 18th birthday if the child is attending secondary school as defined in Title 20-A, section 1, until the child graduates, withdraws or is expelled from secondary school or attains the age of 19, whichever first occurs.~~

If no court order of support exists, the department, by hearing, on its own behalf or on behalf of another state or another state's instrumentality, may establish a periodic payment

1 to satisfy the responsible parent's current support obligation  
2 under sections 442 and 443, establish the responsible parent's  
3 debt accrued under section 495, and establish the responsible  
4 parent's obligation to maintain health insurance coverage for any  
5 dependent children and to provide payment for other medical  
6 expenses incurred on behalf of the dependent children by the  
7 department or by another state or another state's  
8 instrumentality, by the other parent or any other person with  
9 whom the children reside. The department acting on behalf of  
10 another state or another state's instrumentality or a person  
11 residing in another state shall constitute good cause within the  
12 meaning of Title 5, section 9057, subsection 5. Notwithstanding  
13 sections 442 and 443, after January 1, 1990, the responsible  
14 parent's support obligation shall continue beyond the child's  
15 18th birthday if the child is attending secondary school as  
16 defined in Title 20-A, section 1, until the child graduates,  
17 withdraws or is expelled from secondary school or attains the age  
18 of 19, whichever first occurs.'

19  
20 Further amend the amendment by inserting after the 7th  
21 paragraph after the title (page 2, line 39 in amendment) the  
22 following:

23  
24 'Further amend the bill in section 5 by striking out all of  
25 the first 2 lines (page 6, lines 5 and 6 in L.D.) and inserting  
26 in their place the following:

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28 'Sec. 5. 19 MRSA §498-A, as amended by PL 1989, c. 156, §5,  
29 is repealed and the following enacted in its place:'

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31 Further amend the amendment in the 8th paragraph after the  
32 title in the 4th line (page 2, line 44 in amendment) by inserting  
33 after the underlined word and figure "subsection 5" the  
34 following: 'Notwithstanding sections 442 and 443, after  
35 January 1, 1990, the responsible parent's support obligation  
36 shall continue beyond the child's 18th birthday if the child is  
37 attending secondary school as defined in Title 20-A, section 1,  
38 until the child graduates, withdraws or is expelled from  
39 secondary school or attains the age of 19, whichever first occurs'

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 953, L.D.  
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### STATEMENT OF FACT

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This amendment is being presented on behalf of the Committee on Bills in Second Reading to correct an incorrect history and to prevent a conflict by incorporating changes made to the Maine Revised Statutes, Title 19, sections 498 and 498-A in Public Law 1989, chapter 156.

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Filed by Rep. Tamaro of Baileyville  
Reproduced and distributed under the direction of the Clerk of the  
House  
6/6/89

(Filing No. H-402)