

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1998

Legislative Document

No. 38

S.P. 27

Received by the Secretary, December 29, 1998

**An Act to Give the Probate Court Power to Order Child Support in Cases
Involving Guardianship of a Minor.**

Received by the Secretary of the Senate on December 29, 1998. Referred to the Committee on Judiciary and ordered printed pursuant to Joint Rule 308.2

A handwritten signature in cursive script, reading "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator LaFOUNTAIN of York.

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 18-A MRSA §5-204, as repealed and replaced by PL 1995, c. 623, §1, is amended by adding a new 4th paragraph to read:

If a proceeding is brought under subsection (b) or subsection (c), the court may order a parent to pay child support in accordance with Title 19-A, chapter 63.

Sec. 2. 19-A MRSA §2002, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

§2002. Application

Notwithstanding any other provisions of law, this chapter applies to a court action or administrative proceeding in which a child support order is issued or modified under Title 18-A, section 5-204, this Title or Title 22 and to any court action or administrative proceeding in which past support is awarded.

SUMMARY

This bill authorizes the Probate Court to order a parent to pay child support when a guardian is appointed for the child. To determine the amount of child support to be paid, the court must use the child support guidelines that apply in all other child support determinations.