

MAINE STATE LEGISLATURE

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TIME
ROCKS

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L.D. 1306

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Date: 6/10/15

(Filing No. S-245)

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JUDICIARY

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STATE OF MAINE

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SENATE

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127TH LEGISLATURE

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FIRST REGULAR SESSION

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COMMITTEE AMENDMENT "A" to S.P. 471, L.D. 1306, Bill, "An Act To Affirm the Obligation To Support One's Children"

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Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

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'Sec. 1. 19-A MRSA §2110 is enacted to read:

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§2110. Exempt property of child support obligor

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1. Exempt property. The property of a child support obligor that is exempt pursuant to section 2203, subsection 15 from an order to seize and sell is also exempt from any other enforcement and collection action regarding a support order, except to the extent that it has been fraudulently conveyed by the obligor.

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2. Application of law. Title 14, chapter 507, subchapter 2, article 7 exemptions to collection do not apply to enforcement and collection of a support order.

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Sec. 2. 19-A MRSA §2203, sub-§15, ¶¶A and B, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, are amended to read:

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A. The obligor's aggregate interest, not to exceed ~~\$12,500~~ \$47,500 in value, in real or personal property that the obligor uses as a residence;

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B. The obligor's interest, not to exceed ~~\$2,500~~ \$5,000 in value, in one motor vehicle;'

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SUMMARY

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This amendment replaces the bill to clarify what property of a child support obligor is exempt from collection efforts, including liens. The exemptions under this amendment are the same as under the current exemptions for seize and sell. It also updates the

ROFS

COMMITTEE AMENDMENT " A " to S.P. 471, L.D. 1306

1 amounts of exempt interest in the obligor's property for a primary residence, \$47,500, and
2 one motor vehicle, \$5,000, to bring those amounts closer into line with current property
3 values.

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FISCAL NOTE REQUIRED

(See attached)



Approved: 05/31/15 *mac*

127th MAINE LEGISLATURE

LD 1306

LR 547(02)

An Act To Affirm the Obligation To Support One's Children

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-245)

Committee: Judiciary

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund
Minor revenue increase - General Fund

Correctional and Judicial Impact Statements

Increases the number of civil suits.

The collection of additional fines may also increase General Fund revenue by minor amounts.

Fiscal Detail and Notes

Any additional costs to the Department of Health and Human Services from the provisions of this bill are expected to be minor and can be absorbed within existing budgeted resources.