

MAINE STATE LEGISLATURE

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L.D. 81

Date: 5/8/2017

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**STATE OF MAINE
SENATE
128TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 30, L.D. 81, Bill, "An Act Regarding the Payment of Back Child Support"

Amend the bill in section 1 in §864 in the last line (page 1, line 7 in L.D.) by striking out the following: "under Title 19-A, section 1653, subsection 8" and inserting the following: 'For the purposes of this section, "child support order" means a judgment, decree or order, whether temporary, final or subject to modification, issued by a court or an administrative agency of competent jurisdiction for the support and maintenance of a child, including a child who has attained the age of majority under the law of the issuing state, that provides for monetary support, health care, arrearages or reimbursement and may include related costs and fees, interest and penalties, income withholding, attorney's fees and other relief'

Amend the bill by striking out all of section 2.

SUMMARY

This amendment corrects a cross-reference to remove the presumption that a child support order entered by a court or an administrative agency has been paid after 20 years. This amendment also removes the section of the bill that states that the equitable defense of laches is unavailable in actions to enforce a child support judgment, which is unnecessary given the Law Court's decision in *Brochu v. McLeod*, 2016 ME 146, ¶15, 148 A.3d 1220.

COMMITTEE AMENDMENT