

HOUSE BILL ANALYSIS

HB 2732

Title: An act relating to wage assignment orders for child support or spousal maintenance payments.

Brief Description: Regarding wage assignment orders for child support or spousal maintenance payments.

Sponsors: Representatives Robertson, Ogden, L. Thomas, McCune, Constantine, Wood, Zellinsky, Ballasiotes, Delvin and Hickel.

HOUSE COMMITTEE ON LAW & JUSTICE

Staff: Trudes Hutcheson (786-7384).

Background: There are a number of mechanisms available for the enforcement of child support orders. Both private parties and the state may seek to enforce support orders. A private party may commence a proceeding to enforce a support order by filing a petition for an original action or by motion in an existing action. A private party may seek a mandatory wage assignment if the support order allows immediate income withholding or if the obligor is more than 15 days past due in child support in an amount equal to or greater than the obligation payable for one month. The court forwards a copy of the mandatory wage assignment order and support order to the Washington State Support Registry.

An employer served with a mandatory wage assignment order must answer the order within 20 days after service. The employer is required to provide various information in the answer. If the employer possesses any earnings due to the obligor, the earnings subject to the mandatory wage assignment order must be withheld immediately upon receipt of the wage assignment order. Under current statute, the employer must deliver the withheld earnings to the Washington State Support Registry at each regular pay interval.–

Summary of Bill: An employer served with a mandatory wage assignment order must deliver withheld earnings to the Washington State Support Registry within five working days of each regular pay interval.

Fiscal Note: Not requested.

Effective Date: Ninety days after adjournment of session in which bill is passed.

Office of Program Research