

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

House Bill No. 1536

BY: Committee

**Amend by striking all after the enacting clause and inserting
in lieu thereof the following:**

6 **SECTION 1.** Section 75-17-7, Mississippi Code of 1972, is
7 amended as follows:

8 75-17-7. (1) All administrative or judicial judgments or
9 decrees founded on an obligation of support, including, but not
10 limited to, child support, medical support and spousal support,
11 shall bear interest compounded at a per annum rate of eight
12 percent (8%) unless the judgment or decree provides otherwise.

13 (2) All judgments or decrees founded on any sale or contract
14 shall bear interest at the same rate as the contract evidencing
15 the debt on which the judgment or decree was rendered.

16 (3) All other judgments or decrees shall bear interest at a
17 per annum rate of eight percent (8%) or an amount set by the judge
18 hearing the complaint from the date of judgment or entry decree.

19 **SECTION 2.** Section 75-17-9, Mississippi Code of 1972, is
20 amended as follows:

21 75-17-9. (1) When a partial payment is made on a debt
22 evidenced by an administrative or judicial judgment or decree
23 based upon a support obligation, including, but not limited to,
24 child support, medical support and spousal support, the compounded

25 interest and principal shall be aggregated, and the partial
26 payment shall be applied to the total debt owed.

27 (2) When partial payments are made in other cases, the
28 interest that has accrued to the time of payment, if any, shall be
29 first paid, and the residue of such partial payment shall be
30 placed to the payment of the principal, except that the parties
31 may agree in writing that such partial payment, or any portion
32 thereof, shall be applied first to the payment of principal, in
33 which case the residue shall be applied to the payment of interest
34 that has accrued to the time of payment.

35 **SECTION 3.** This act shall take effect and be in force from
36 and after July 1, 2004.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTIONS 75-17-7 AND 75-17-9, MISSISSIPPI
2 CODE OF 1972, TO PROVIDE THAT JUDGMENTS OR DECREES IN CHILD OR
3 SPOUSAL SUPPORT CASES SHALL BEAR COMPOUNDED INTEREST AT THE RATE
4 OF EIGHT PERCENT; AND FOR RELATED PURPOSES.