

By: Representative Hudson (By Request)

To: Judiciary B

HOUSE BILL NO. 1466

1 AN ACT TO PRESCRIBE CERTAIN PROCEDURES THAT SHALL BE
2 APPLICABLE IN ACTIONS FOR THE PAYMENT AND COLLECTION OF CHILD
3 SUPPORT IN MISSISSIPPI; AND FOR RELATED PURPOSES.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 **SECTION 1.** The following provisions shall be applicable in
6 actions for the payment and collection of child support in the
7 State of Mississippi, notwithstanding any other provision of law
8 to the contrary:

9 (a) When a person is a defendant in an action for the
10 payment of child support, the court shall complete the proceedings
11 and issue an order in the action not later than one hundred twenty
12 (120) days after the date that the action is filed, or the
13 proceedings shall be dismissed.

14 (b) When a court order for the payment of child support
15 is entered against a person that provides for an encumbrance
16 against the person's personal assets or property, the person shall
17 be served with the required process not later than forty-five (45)
18 days after the date that the encumbrance is filed, or the action
19 for the encumbrance shall be void.

20 (c) When a person is subject to a court order for the
21 payment of child support, and the amount of the person's income
22 increases or the person's resources increase for any reason after
23 the entry of that order, the court shall not increase the amount
24 that the person must pay for child support above the amount that
25 was specified in the initial court order.

26 (d) When a person is subject to a court order for the
27 payment of child support, and the person has properly and timely

28 made the child support payments as required by that order for a
29 period of two (2) years, the court shall terminate all judgments
30 and encumbrances against that person and his personal assets and
31 property for the payment of child support.

32 (e) When a person who is subject to a court order for
33 child support is married to a person who is not the natural parent
34 of the child for whom the child support payments are to be made,
35 the assets of that spouse shall not be subject to withholding or
36 any other encumbrance for payment of support for that child.

37 **SECTION 2.** This act shall take effect and be in force from
38 and after July 1, 2007.