



General Assembly

January Session, 2007

Raised Bill No. 7361

LCO No. 5401

05401_____HS_

Referred to Committee on Human Services

Introduced by:
(HS)

AN ACT CONCERNING CHILD SUPPORT ENFORCEMENT PROGRAM COMPLIANCE AND IMPROVEMENTS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 17b-77 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2008*):

3 Application for aid under the state supplement program, medical
4 assistance program, temporary family assistance program and food
5 stamps program, shall be made to the Commissioner of Social Services.
6 The name and address of each such applicant shall be recorded with
7 the commissioner. Such application, in the case of temporary family
8 assistance, shall be made by the supervising relative, his authorized
9 representative, or, in the case of an individual who is incapacitated,
10 someone acting responsibly for him and shall contain the name and
11 the exact residence of such applicant, the name, place and date of birth
12 of each dependent child, the Social Security number of the supervising
13 relative and of each dependent child, and such other information as is
14 required by the commissioner. If such supervising relative or any such
15 child does not have a Social Security number, the commissioner shall
16 assist in obtaining a Social Security number for each such person

17 seeking public assistance and during the time required to obtain such
18 Social Security numbers the supervising relative and children shall not
19 be precluded from eligibility under this section. By such application,
20 the applicant shall assign to the commissioner the right of support,
21 present, past and future, due all persons seeking assistance and shall
22 assist the commissioner in pursuing support obligations due from the
23 [absent] noncustodial parent. On and after October 1, 2008, such
24 assignment under the temporary family assistance program shall
25 apply only to such support rights as accrue during the period of
26 assistance, not to exceed the total amount of assistance provided to the
27 family under said program. Notice of such assignment shall be
28 conspicuously placed on said application and shall be explained to the
29 applicant at the time of application. All information required to be
30 provided to the commissioner as a condition of such eligibility under
31 federal law shall be so provided by the applicant, provided, no person
32 shall be determined to be ineligible if the applicant has good cause for
33 the refusal to provide information concerning the [absent]
34 noncustodial parent or if the provision of such information would be
35 against the best interests of the dependent child or children, or any of
36 them. The Commissioner of Social Services shall adopt by regulation,
37 in accordance with chapter 54, standards as to good cause and best
38 interests of the child. Any person aggrieved by a decision of the
39 commissioner as to the determination of good cause or the best
40 interests of such child or children may request a fair hearing in
41 accordance with the provisions of sections 17b-60 and 17b-61. All
42 statements made by the applicant concerning income, resources and
43 any other matters pertaining to eligibility shall be certified to by the
44 applicant as true and correct under penalty of false statement, and for
45 any such certified statement which is untrue or incorrect such
46 applicant shall be subject to the penalties provided for false statement
47 under section 17b-97.

48 Sec. 2. Subsection (h) of section 17b-179 of the general statutes is
49 repealed and the following is substituted in lieu thereof (*Effective*
50 *October 1, 2007*):

51 (h) (1) The Connecticut Child Support Enforcement Bureau shall
52 provide, or arrange to provide through one or more of the state offices,
53 departments and agencies the same services for obtaining and
54 enforcing child support orders in cases in which children are not
55 beneficiaries of TANF as in cases where children are the beneficiaries
56 of such aid. Such services shall also be made available to residents of
57 other states on the same terms as to residents of this state. Support
58 services in non-TANF support cases will be provided upon application
59 to the Connecticut Bureau of Child Support Enforcement by the person
60 seeking to enforce a child support obligation and the payment of an
61 application fee, pursuant to the provisions of subsection (i) of this
62 section.

63 (2) In addition to the application fee, the Connecticut Child Support
64 Enforcement Bureau may assess costs incurred for the establishment,
65 enforcement or modification of a support order in non-TANF cases.
66 Such assessment shall be based on a fee schedule adopted by the
67 Department of Social Services pursuant to chapter 54. The fee schedule
68 to be charged in non-TANF support cases shall be made available to
69 any individual upon request. The Child Support Enforcement Bureau
70 shall adopt procedures for the notification of Superior Court judges
71 and family support magistrates when a fee has been assessed an
72 obligee for support services and a Superior Court judge or a family
73 support magistrate shall order the obligor to pay any such assessment
74 to the Child Support Enforcement Bureau. In cases where such order is
75 not entered, the obligee shall pay an amount based on a sliding scale
76 not to exceed the obligee's ability to pay. The Department of Social
77 Services shall adopt such sliding scale pursuant to chapter 54.

78 (3) The Connecticut Child Support Enforcement Bureau shall also,
79 in the case of an individual who has never received temporary aid for
80 needy families assistance and for whom the state has collected at least
81 five hundred dollars of support in a one-year period, impose an annual
82 fee of twenty-five dollars for each case in which services are furnished,
83 which shall be retained by the state from the support collected on

84 behalf of the individual, but not from the first five hundred dollars
85 collected. The annual fee shall be paid by the individual applying for
86 the services, recovered from the noncustodial parent, or paid by the
87 state.

88 Sec. 3. Subparagraph (A) of subdivision (2) of subsection (a) of
89 section 17b-745 of the general statutes is repealed and the following is
90 substituted in lieu thereof (*Effective October 1, 2007*):

91 (2) (A) The court or family support magistrate shall include in each
92 support order in a IV-D support case a provision for the health care
93 coverage of the child. [which] Such provision may include an order for
94 either parent or both parents to provide such coverage under any or all
95 of clauses (i), (ii) or (iii) of this subparagraph.

96 (i) The provision for healthcare coverage may include an order for
97 either parent to name any child as a beneficiary of any medical or
98 dental insurance or benefit plan carried by such parent or available to
99 such parent [on a group basis through an employer or a union. Any
100 such employment-based order] at a reasonable cost, as defined in
101 clause (iv) of this subparagraph. If such order requires the parent to
102 maintain insurance available through an employer, the order shall be
103 enforced using a National Medical Support Notice as provided in
104 section 46b-88, as amended by this act.

105 (ii) If [such] insurance coverage as described in clause (i) of this
106 subparagraph is unavailable at reasonable cost to the parent obligated
107 to maintain the insurance, or inaccessible to the child, the provision for
108 health care coverage may include an order for either parent to [apply] :
109 (I) Apply for and maintain coverage on behalf of the child under the
110 HUSKY Plan, Part B; [. The noncustodial parent shall be ordered to
111 apply for the HUSKY Plan, Part B only if such parent is found to have
112 sufficient ability to pay the appropriate premium. In any IV-D support
113 case in which the noncustodial parent is found to have insufficient
114 ability to provide medical insurance coverage and the custodial party
115 is the HUSKY Plan, Part A or Part B applicant, the provision for health

116 care coverage may include an order for the noncustodial parent to pay
117 such amount as is specified by the court or family support magistrate]
118 or (II) provide cash medical support, as described in clause (v) of this
119 subparagraph. An order under this clause shall be made only if the
120 cost to the parent obligated to maintain the insurance is reasonable as
121 defined in clause (iv) of this subparagraph.

122 (iii) An order for payment of the child's medical and dental
123 expenses that are not covered by insurance or reimbursed in any other
124 manner shall be entered in accordance with the child support
125 guidelines established pursuant to section 46b-215a.

126 (iv) Health care coverage shall be deemed reasonable in cost if: (I)
127 the parent obligated to maintain the insurance would qualify as a low-
128 income obligor under the child support guidelines established
129 pursuant to section 46b-215a, based solely on such parent's income,
130 and the cost does not exceed five per cent of such parent's gross
131 income; or (II) the parent obligated to maintain the insurance would
132 not qualify as a low-income obligor under such guidelines and the cost
133 does not exceed seven and one-half per cent of such parent's gross
134 income.

135 (v) Cash medical support means an amount ordered to be paid
136 toward the cost of health insurance provided by a public entity,
137 including the HUSKY Plan, Part A or Part B, or by another parent
138 through employment or otherwise, or for other medical costs not
139 covered by insurance, except as provided in clause (iii) of this
140 subparagraph. Cash medical support may be ordered in lieu of an
141 order under clause (i) of this subparagraph to be effective until such
142 time as health insurance that is accessible to the child and reasonable
143 in cost becomes available, or in addition to such order, provided the
144 combined cost of insurance and cash medical support is reasonable.
145 An order for cash medical support shall be payable to the state or the
146 custodial party, as their interests may appear. [.] Cash medical support
147 to offset the cost of any insurance payable under the HUSKY Plan, Part

148 A or Part B, [unless the] shall not be ordered against a noncustodial
149 parent who is a low-income obligor, as defined in the child support
150 guidelines established pursuant to section 46b-215a.

151 Sec. 4. Subparagraph (A) of subdivision (7) of subsection (a) of
152 section 17b-745 of the general statutes is repealed and the following is
153 substituted in lieu thereof (*Effective October 1, 2007*):

154 (7) (A) Proceedings to obtain orders of support under this section
155 shall be commenced by the service on the liable person or persons of a
156 verified petition of the Commissioner of Administrative Services, the
157 Commissioner of Social Services or their designees. The verified
158 petition shall be filed by any of said commissioners or their designees
159 in the judicial district of the court or Family Support Magistrate
160 Division in which the patient, applicant, beneficiary, recipient or the
161 defendant resides. The judge or family support magistrate shall cause
162 a summons, signed by such judge or magistrate, by the clerk of said
163 court, or by a commissioner of the Superior Court to be issued,
164 requiring such liable person or persons to appear before the court or a
165 family support magistrate at a time and place as determined by the
166 clerk but not more than ninety days after the issuance of the summons
167 to show cause, if any, why the request for relief in such petition should
168 not be granted. [The] In other than IV-D support cases, the verified
169 petition, summons and order shall be on forms prescribed by the
170 Office of the Chief Court Administrator.

171 Sec. 5. Subsection (e) of section 38a-497a of the general statutes is
172 repealed and the following is substituted in lieu thereof (*Effective*
173 *October 1, 2007*):

174 (e) If a parent is required by a court or an administrative order to
175 provide health coverage for a child and the parent is eligible for family
176 health coverage through an employer doing business in the state, such
177 employer shall permit such parent to enroll such child under such
178 coverage without regard to any open enrollment restrictions. If a
179 parent is enrolled but fails to make application to obtain coverage of a

180 child, the employer shall enroll such child under health care coverage
181 upon application by the child's other parent or by the Commissioner of
182 Social Services, or his designee, when such child is eligible under the
183 Medicaid program or is receiving child support enforcement services
184 pursuant to Title IV-D of the Social Security Act. A NMSN shall
185 constitute an application for health care coverage by the issuing
186 agency. If a noncustodial parent in a IV-D case provides such coverage
187 and changes employment, and the new employer provides health care
188 coverage, the IV-D agency or an agency under cooperative agreement
189 therewith shall transfer notice of the provision for health care coverage
190 to such new employer, as provided in section 46b-88, as amended by
191 this act. [The notice] A NMSN shall operate to enroll the child in the
192 [noncustodial] parent's health care plan if that portion of the [obligor's]
193 parent's income which is subject to withholding pursuant to subsection
194 (e) of section 52-362, as amended by this act, is sufficient to cover both
195 the current support order and health care coverage. At the time notice
196 is transferred to the employer, the IV-D agency, or an agency under
197 cooperative agreement therewith, shall also cause a copy of the notice
198 of such transfer of health care coverage to be delivered to [the obligor
199 and to the custodial] each parent. [The noncustodial] A parent may
200 contest such notice by filing a motion for modification with the family
201 support magistrate. An employer, subject to the provisions of this
202 section, shall not disenroll or eliminate coverage of any such child
203 unless the employer is provided satisfactory written evidence that: (1)
204 A court or an administrative order for health care coverage is no
205 longer in effect; (2) the child is or shall be enrolled in comparable
206 health care coverage which shall take effect not later than the effective
207 date of such disenrollment or elimination; or (3) the employer has
208 eliminated family health care coverage for all of its employees.

209 Sec. 6. Subsection (b) of section 46b-84 of the general statutes is
210 repealed and the following is substituted in lieu thereof (*Effective*
211 *October 1, 2007*):

212 (b) If there is an unmarried child of the marriage who has attained

213 the age of eighteen [.] and is a full-time high school student, [and
214 resides with a parent,] the parents shall maintain the child according to
215 their respective abilities if the child is in need of maintenance until
216 [such time as] such child completes the twelfth grade or attains the age
217 of nineteen, whichever [first] occurs first. The provisions of this
218 subsection shall apply only in cases where the decree of dissolution of
219 marriage, legal separation or annulment is entered on or after July 1,
220 1994.

221 Sec. 7. Subsection (f) of section 46b-84 of the general statutes is
222 repealed and the following is substituted in lieu thereof (*Effective*
223 *October 1, 2007*):

224 (f) (1) After the granting of a decree annulling or dissolving the
225 marriage or ordering a legal separation, and upon complaint or motion
226 with order and summons made to the Superior Court by either parent
227 or by the Commissioner of Administrative Services in any case arising
228 under subsection (a) or (b) of this section, as amended by this act, the
229 court shall inquire into the child's need of maintenance and the
230 respective abilities of the parents to supply maintenance. The court
231 shall make and enforce the decree for the maintenance of the child as it
232 considers just, and may direct security to be given therefor, including
233 an order to either party to contract with a third party for periodic
234 payments or payments contingent on a life to the other party. The
235 court may order that a party obtain life insurance as such security
236 unless such party proves, by a preponderance of the evidence, that
237 such insurance is not available to such party, such party is unable to
238 pay the cost of such insurance or such party is uninsurable.

239 (2) The court shall include in each support order a provision for the
240 health care coverage of the child [which provision may include an
241 order for either parent to name any child] who is subject to the
242 provisions of subsection (a) or (b) of this section. Such provision may
243 include an order for either parent or both parents to provide such
244 coverage under any or all of subparagraphs (A), (B) or (C) of this

245 subdivision.

246 (A) The provision for health care coverage may include an order for
247 either parent to name any child as a beneficiary of any medical or
248 dental insurance or benefit plan carried by such parent or available to
249 such parent [on a group basis through an employer or a union. Any
250 such employment-based order] at a reasonable cost, as defined in
251 subparagraph (D) of this subdivision. If such order in a IV-D support
252 case requires the parent to maintain insurance available through an
253 employer, the order shall be enforced using a National Medical
254 Support Notice as provided in section 46b-88, as amended by this act.

255 (B) If [such] insurance coverage in accordance with subparagraph
256 (A) of this subdivision is unavailable at reasonable cost to the parent
257 obligated to maintain the insurance, or inaccessible to the child, the
258 provision for health care coverage may include an order for either
259 parent to: [apply] (i) Apply for and maintain coverage on behalf of the
260 child under the HUSKY Plan, Part B; [. The noncustodial parent shall
261 be ordered to apply for the HUSKY Plan, Part B only if such parent is
262 found to have sufficient ability to pay the appropriate premium. In any
263 IV-D support case in which the noncustodial parent is found to have
264 insufficient ability to provide medical insurance coverage and the
265 custodial party is the HUSKY Plan, Part A or Part B applicant, the
266 provision for health care coverage may include an order for the
267 noncustodial parent to pay such amount as is specified by the court or
268 family support magistrate] or (ii) provide cash medical support, as
269 described in subparagraph (E) of this subdivision. An order under this
270 subparagraph shall be made only if the cost to the parent obligated to
271 maintain the insurance is reasonable, as defined in subparagraph (D)
272 of this subdivision.

273 (C) An order for payment of the child's medical and dental expenses
274 that are not covered by insurance or reimbursed in any other manner
275 shall be entered in accordance with the child support guidelines
276 established pursuant to section 46b-215a, as amended by this act.

277 (D) Health care coverage shall be deemed reasonable in cost if: (i)
278 The parent obligated to maintain the insurance would qualify as a low-
279 income obligor under the child support guidelines established
280 pursuant to section 46b-215a, as amended by this act, based solely on
281 such parent's income, and the cost does not exceed five per cent of
282 such parent's gross income; or (ii) the parent obligated to maintain
283 insurance would not qualify as a low-income obligor under such
284 guidelines and the cost does not exceed seven and one-half per cent of
285 such parent's gross income.

286 (E) Cash medical support means an amount ordered to be paid
287 toward the cost of health insurance provided by a public entity,
288 including the HUSKY Plan, Part A or Part B, or by another parent
289 through employment or otherwise, or for other medical costs not
290 covered by insurance, except as provided in subparagraph (C) of this
291 subdivision. Cash medical support may be ordered in lieu of an order
292 under subparagraph (A) of this subdivision to be effective until such
293 time as health insurance that is accessible to the child and reasonable
294 in cost becomes available, or in addition to such order, provided the
295 combined cost of insurance and cash medical support is reasonable.
296 An order for cash medical support shall be payable to the state or the
297 custodial party, as their interests may appear. [,] Cash medical support
298 to offset the cost of any insurance payable under the HUSKY Plan, Part
299 A or Part B, [unless the] shall not be ordered against a noncustodial
300 parent who is a low-income obligor, as defined in the child support
301 guidelines established pursuant to section 46b-215a, as amended by
302 this act.

303 Sec. 8. Subdivision (1) of subsection (b) of section 46b-88 of the
304 general statutes is repealed and the following is substituted in lieu
305 thereof (*Effective October 1, 2007*):

306 (b) (1) Whenever a court or family support magistrate enters a
307 support order in a Title IV-D support case, as defined in subsection (b)
308 of section 46b-231, as amended by this act, that requires a noncustodial

309 parent to provide employment-based health care coverage for a child,
310 and the noncustodial parent's employer is known to the issuing
311 agency, such agency shall enforce the health care coverage provisions
312 of the order through the use of a NMSN. The issuing agency may also
313 use the NMSN to enforce provisions of the support order requiring the
314 custodial parent to provide employment-based health coverage for the
315 child.

316 Sec. 9. Subsection (d) of section 46b-88 of the general statutes is
317 repealed and the following is substituted in lieu thereof (*Effective*
318 *October 1, 2007*):

319 (d) The NMSN shall inform the employer of the duration of the
320 withholding requirement, of any limitations on withholding
321 prescribed by federal or state law, and of any withholding priorities
322 that apply when available income is insufficient to satisfy all cash and
323 medical support obligations. A withholding for medical support
324 obligations shall take priority over all support obligations other than
325 current child and spousal support. The employer shall notify the
326 issuing agency when any such withholding limitations or priorities
327 prevent the employer from withholding the amount required to obtain
328 coverage under the group health plan for which the child is otherwise
329 eligible.

330 Sec. 10. Subsection (a) of section 46b-160 of the general statutes is
331 repealed and the following is substituted in lieu thereof (*Effective*
332 *October 1, 2007*):

333 (a) (1) (A) Proceedings to establish paternity of a child born or
334 conceived out of lawful wedlock, including one born to, or conceived
335 by, a married woman but begotten by a man other than her husband,
336 shall be commenced by the service on the putative father of a verified
337 petition of the mother or expectant mother. Such petition may be
338 brought at any time prior to the child's eighteenth birthday, provided
339 liability for past support shall be limited to the three years next
340 preceding the date of the filing of any such petition.

341 (B) In cases involving public assistance recipients, the petition shall
342 also be served upon the Attorney General who shall be and remain a
343 party to any paternity proceeding and to any proceedings after
344 judgment in such action.

345 (2) The verified petition, summons and order shall be filed in the
346 superior court for the judicial district in which either she or the
347 putative father resides, except that in IV-D support cases, as defined in
348 subdivision (13) of subsection (b) of section 46b-231, as amended by
349 this act, and in petitions brought under sections 46b-212 to [46b-213v]
350 46b-213w, inclusive, as amended by this act, such petition shall be filed
351 with the clerk for the Family Support Magistrate Division serving the
352 judicial district where either she or the putative father resides. [In cases
353 involving public assistance recipients the petition shall also be served
354 upon the Attorney General who shall be and remain a party to any
355 paternity proceeding and to any proceedings after judgment in such
356 action.] Such petition, summons, and order, in other than IV-D support
357 cases, shall be on forms prescribed by the Office of the Chief Court
358 Administrator.

359 (3) (A) The court or any judge, or family support magistrate,
360 assigned to said court shall cause a summons, signed by such judge or
361 magistrate, by the clerk of said court, or by a commissioner of the
362 Superior Court to be issued, requiring the putative father to appear in
363 court at a time and place as determined by the clerk but not more than
364 ninety days after the issuance of the summons to show cause why the
365 request for relief in such petition should not be granted.

366 (B) A state marshal, proper officer or investigator shall make due
367 [returns] return of process to the court not less than twenty-one days
368 before the date assigned for hearing. [Such petition, summons and
369 order shall be on forms prescribed by the Office of the Chief Court
370 Administrator.] In the case of a child or expectant mother being
371 supported wholly or in part by the state, service of such petition may
372 be made by any investigator employed by the Department of Social

373 Services and any proper officer authorized by law. [Such petition may
374 be brought at any time prior to the child's eighteenth birthday,
375 provided liability for past support shall be limited to the three years
376 next preceding the date of the filing of any such petition.]

377 (4) If the putative father fails to appear in court at such time and
378 place, the court or family support magistrate shall hear the petitioner
379 and, upon a finding that process was served on the putative father,
380 shall enter a default judgment of paternity against such father and
381 such other orders as the facts may warrant. Such court or family
382 support magistrate may order continuance of such hearing; and if such
383 mother or expectant mother continues constant in her accusation, it
384 shall be evidence that the respondent is the father of such child. The
385 court or family support magistrate shall, upon motion by a party, issue
386 an order for temporary support of the child by the respondent pending
387 a final judgment of the issue of paternity if such court or magistrate
388 finds that there is clear and convincing evidence of paternity which
389 evidence shall include, but not be limited to, genetic test results
390 indicating a ninety-nine per cent or greater probability that such
391 respondent is the father of the child.

392 Sec. 11. Subdivision (2) of subsection (a) of section 46b-171 of the
393 general statutes is repealed and the following is substituted in lieu
394 thereof (*Effective October 1, 2007*):

395 (2) In addition, the court or family support magistrate shall include
396 in each support order in a IV-D support case a provision for the health
397 care coverage of the child. [which] Such provision may include an
398 order for either parent or both parents to provide such coverage under
399 any or all of subparagraphs (A), (B) or (C) of this subdivision.

400 (A) The provision for health care coverage may include an order for
401 either parent to name any child as a beneficiary of any medical or
402 dental insurance or benefit plan carried by such parent or available to
403 such parent [on a group basis through an employer or union. Any such
404 employment-based order] at a reasonable cost as defined in

405 subparagraph (D) of this subdivision. If such order requires the parent
406 to maintain insurance available through an employer, the order shall
407 be enforced using a National Medical Support Notice as provided in
408 section 46b-88, as amended by this act.

409 (B) If [such] insurance coverage in accordance with subparagraph
410 (A) is unavailable at reasonable cost to the parent obligated to
411 maintain the insurance, or inaccessible to the child, the provision for
412 health care coverage may include an order for either parent to: [apply]
413 (i) Apply for and maintain coverage on behalf of the child under the
414 HUSKY Plan, Part B; [. The noncustodial parent shall be ordered to
415 apply for the HUSKY Plan, Part B only if such parent is found to have
416 sufficient ability to pay the appropriate premium. In any IV-D support
417 case in which the noncustodial parent is found to have insufficient
418 ability to provide medical insurance coverage and the custodial party
419 is the HUSKY Plan, Part A or Part B applicant, the provision for health
420 care coverage may include an order for the noncustodial parent to pay
421 such amount as is specified by the court or family support magistrate]
422 (ii) provide cash medical support, as described in subparagraph (E) of
423 this subdivision. An order under this subparagraph shall be made only
424 if the cost to the parent obligated to maintain the insurance is
425 reasonable, as defined in subparagraph (D) of this subdivision.

426 (C) An order for payment of the child's medical and dental expenses
427 that are not covered by insurance or reimbursed in any other manner
428 shall be entered in accordance with the child support guidelines
429 established pursuant to section 46b-215a.

430 (D) Health care coverage shall be deemed reasonable in cost if: (i)
431 The parent obligated to maintain the insurance would qualify as a low-
432 income obligor under the child support guidelines established
433 pursuant to section 46b-215a, based solely on such parent's income,
434 and the cost does not exceed five per cent of such parent's gross
435 income; or (ii) the parent obligated to maintain insurance would not
436 qualify as a low-income obligor under such guidelines and the cost

437 does not exceed seven and one-half per cent of such parent's gross
438 income.

439 (E) Cash medical support means an amount ordered to be paid
440 toward the cost of health insurance provided by a public entity,
441 including the HUSKY Plan, Part A or Part B, or by another parent
442 through employment or otherwise, or for other medical costs not
443 covered by insurance, except as provided in subparagraph (C) of this
444 subdivision. Cash medical support may be ordered in lieu of an order
445 under subparagraph (A) of this subdivision to be effective until such
446 time as health insurance that is accessible to the child and reasonable
447 in cost becomes available, or in addition to such order, provided the
448 combined cost of insurance and cash medical support is reasonable.
449 An order for cash medical support shall be payable to the state or the
450 custodial party, as their interests may appear. [,] Cash medical support
451 to offset the cost of any insurance payable under the HUSKY Plan, Part
452 A or Part B, [unless the] shall not be ordered against a noncustodial
453 parent who is a low-income obligor, as defined in the child support
454 guidelines established pursuant to section 46b-215a.

455 Sec. 12. Subdivision (4) of subsection (b) of section 46b-172 of the
456 general statutes is repealed and the following is substituted in lieu
457 thereof (*Effective October 1, 2007*):

458 (4) Such written agreements to support shall be [on forms
459 prescribed by the Office of the Chief Court Administrator and shall be]
460 sworn to, [and shall be] binding on the person executing the same
461 whether he is an adult or a minor, and in other than IV-D support
462 cases, on forms prescribed by the Office of the Chief Court
463 Administrator.

464 Sec. 13. Subdivision (3) of subsection (c) of section 46b-172 of the
465 general statutes is repealed and the following is substituted in lieu
466 thereof (*Effective October 1, 2007*):

467 (3) The application, summons and order, in other than IV-D support

468 cases, shall be on forms prescribed by the Office of the Chief Court
469 Administrator. Proceedings to obtain such orders of support shall be
470 commenced by the service of such summons on the acknowledged
471 father. A state marshal or proper officer shall make due return of
472 process to the court not less than twenty-one days before the date
473 assigned for hearing.

474 Sec. 14. Section 46b-212 of the general statutes is repealed and the
475 following is substituted in lieu thereof (*Effective January 1, 2008*):

476 Sections 46b-212 to [46b-213v] 46b-213w, inclusive, as amended by
477 this act, may be cited as the Uniform Interstate Family Support Act.

478 Sec. 15. Section 46b-212a of the general statutes is repealed and the
479 following is substituted in lieu thereof (*Effective January 1, 2008*):

480 As used in sections 46b-212 to 46b-213v, inclusive, as amended by
481 this act:

482 (1) "Child" means an individual, whether over or under the age of
483 majority, who is or is alleged to be owed a duty of support by the
484 individual's parent or who is or is alleged to be the beneficiary of a
485 support order directed to the parent.

486 (2) "Child support order" means a support order for a child,
487 including a child who has attained the age of majority under the law of
488 the issuing state.

489 (3) "Duty of support" means an obligation imposed or imposable by
490 law to provide support for a child, spouse or former spouse, including
491 an unsatisfied obligation to provide support.

492 (4) "Governor" means an individual performing the functions of
493 Governor or the executive authority of a state covered by sections 46b-
494 212 to [46b-213v] 46b-213w, inclusive, as amended by this act.

495 (5) "Home state" means the state in which a child lived with a parent

496 or a person acting as parent for at least six consecutive months
497 immediately preceding the time of filing of a petition or comparable
498 pleading for support and, if such child is less than six months old, the
499 state in which such child lived from birth with such parent or person
500 acting as parent. A period of temporary absence of such parent or
501 person acting as parent is counted as part of the six-month or other
502 period.

503 (6) "Income" includes earnings or other periodic entitlements to
504 money from any source and any other property subject to withholding
505 for support under the laws of this state.

506 (7) "Income withholding order" means an order or other legal
507 process directed to an obligor's employer, as defined in section 52-362,
508 as amended by this act, to withhold support from the income of the
509 obligor.

510 (8) "Initiating state" means a state from which a proceeding is
511 forwarded or in which a proceeding is filed for forwarding to a
512 responding state under sections 46b-212 to [46b-213v] 46b-213w,
513 inclusive, as amended by this act, or a law or procedure substantially
514 similar to said sections. [the Uniform Reciprocal Enforcement of
515 Support Act or the Revised Uniform Reciprocal Enforcement of
516 Support Act.]

517 (9) "Initiating tribunal" means the authorized tribunal in an
518 initiating state.

519 (10) "Issuing state" means the state in which a tribunal issues a
520 support order or renders a judgment determining paternity.

521 (11) "Issuing tribunal" means the tribunal [which] that issues a
522 support order or renders a judgment determining paternity.

523 (12) "Law" includes decisional and statutory law and rules and
524 regulations having the force of law.

525 (13) "Obligee" means: (A) An individual to whom a duty of support
526 is or is alleged to be owed or in whose favor a support order has been
527 issued or a judgment determining paternity has been rendered; (B) a
528 state or political subdivision to which the rights under a duty of
529 support or support order have been assigned or which has
530 independent claims based on financial assistance provided to an
531 individual obligee; or (C) an individual seeking a judgment
532 determining paternity of the individual's child.

533 (14) "Obligor" means an individual, or the estate of a decedent: (A)
534 Who owes or is alleged to owe a duty of support; (B) who is alleged
535 but has not been adjudicated to be a parent of a child; or (C) who is
536 liable under a support order.

537 (15) "Person" means an individual, corporation, business trust,
538 estate, trust, partnership, limited liability company, association, joint
539 venture, government, governmental subdivision, agency, or
540 instrumentality, public corporation, or any other legal or commercial
541 entity.

542 (16) "Record" means information that is inscribed on a tangible
543 medium or that is stored in an electronic or other medium and is
544 retrievable in perceivable form.

545 [(15)] (17) "Register" means to file a support order or judgment
546 determining paternity in the registry of support orders of the Family
547 Support Magistrate Division of the Superior Court. Such a support
548 order or judgment shall be filed by delivery of the order or judgment
549 for filing to Support Enforcement Services of the Superior Court which
550 shall maintain the registry on behalf of the Family Support Magistrate
551 Division.

552 [(16)] (18) "Registering tribunal" means a tribunal in which a
553 support order is registered.

554 [(17)] (19) "Responding state" means a state in which a proceeding is

555 filed or to which a proceeding is forwarded for filing from an initiating
556 state under sections 46b-212 to [46b-213v] 46b-213w, inclusive, as
557 amended by this act, or a law or procedure substantially similar to said
558 sections. [, the Uniform Reciprocal Enforcement of Support Act or the
559 Revised Uniform Reciprocal Enforcement of Support Act.]

560 [(18)] (20) "Responding tribunal" means the authorized tribunal in a
561 responding state.

562 [(19) "Spousal-support"] (21) "Spousal support order" means a
563 support order for a spouse or former spouse of the obligor.

564 [(20)] (22) "State" means a state of the United States, the District of
565 Columbia, Puerto Rico, the U.S. Virgin Islands or any territory or
566 insular possession subject to the jurisdiction of the United States. [The
567 term "state"] "State" includes: [an] (A) An Indian tribe, and (B) a foreign
568 [jurisdiction] country or political subdivision that: (i) Has been
569 declared to be a foreign reciprocating country or political subdivision
570 under federal law; (ii) has established a reciprocal arrangement for
571 child support with this state; or (iii) has enacted a law or established
572 procedures for issuance and enforcement of support orders which are
573 substantially similar to the procedure under sections 46b-212 to [46b-
574 213v] 46b-213w, inclusive, as amended by this act. [the Uniform
575 Reciprocal Enforcement of Support Act or the Revised Uniform
576 Enforcement of Support Act.]

577 [(21)] (23) "Support enforcement agency" means a public official or
578 agency authorized to seek: (A) Enforcement of support orders or laws
579 relating to the duty of support; (B) establishment or modification of
580 child support; (C) determination of paternity; [or] (D) the location of
581 obligors or their assets; or (E) determination of the controlling child
582 support order.

583 [(22)] (24) "Support order" means a judgment, decree, [or] order [,]
584 or directive whether temporary, final or subject to modification, issued
585 by a tribunal for the benefit of a child, a spouse or a former spouse,

586 which provides for monetary support, health care, arrearages or
587 reimbursement, and may include related costs and fees, interest,
588 income withholding, attorney's fees and other relief.

589 [(23)] (25) "Tribunal" means a court, administrative agency or quasi-
590 judicial entity authorized to establish, enforce or modify support
591 orders or to determine paternity.

592 Sec. 16. Section 46b-212b of the general statutes is repealed and the
593 following is substituted in lieu thereof (*Effective January 1, 2008*):

594 The Superior Court and the Family Support Magistrate Division of
595 the Superior Court are the tribunals of this state. The Family Support
596 Magistrate Division is the tribunal for the filing of petitions under
597 sections 46b-212 to [46b-213v] 46b-213w, inclusive, as amended by this
598 act, provided clerical, administrative and other nonjudicial functions in
599 proceedings before the Family Support Magistrate Division may be
600 performed by Support Enforcement Services of the Superior Court.

601 Sec. 17. Section 46b-212c of the general statutes is repealed and the
602 following is substituted in lieu thereof (*Effective January 1, 2008*):

603 (a) Remedies provided by sections 46b-212 to [46b-213v] 46b-213w,
604 inclusive, as amended by this act, are cumulative and do not affect the
605 availability of remedies under any other law, including the recognition
606 of a support order of a foreign country or political subdivision on the
607 basis of comity.

608 (b) Sections 46b-212 to 46b-213w, inclusive, as amended by this act,
609 do not: (1) Provide the exclusive method of establishing or enforcing a
610 support order under the laws of this state; or (2) grant a tribunal of this
611 state jurisdiction to render judgment or issue an order relating to child
612 custody or visitation in a proceeding under sections 46b-212 to 46b-
613 213w, inclusive, as amended by this act.

614 Sec. 18. Section 46b-212d of the general statutes is repealed and the
615 following is substituted in lieu thereof (*Effective January 1, 2008*):

616 (a) Subject to the provisions of subsection (b) of section 46b-46, in a
617 proceeding to establish [] or enforce [or modify] a support order or to
618 determine paternity, a tribunal of this state may exercise personal
619 jurisdiction over a nonresident individual if: (1) The individual is
620 personally served with process within this state; (2) the individual
621 submits to the jurisdiction of this state by consent in a record, by
622 entering a general appearance and failing to object to jurisdiction in a
623 timely manner, or by filing a responsive document having the effect of
624 waiving any contest to personal jurisdiction; (3) the individual resided
625 with the child in this state; (4) the individual resided in this state and
626 provided prenatal expenses or support for the child; (5) the child
627 resides in this state as a result of the acts or directives of the individual;
628 (6) the individual engaged in sexual intercourse in this state and the
629 child may have been conceived by that act of intercourse; or (7) there is
630 any other basis consistent with the Constitutions of this state and the
631 United States for the exercise of personal jurisdiction.

632 (b) The bases of personal jurisdiction set forth in subsection (a) of
633 this section or in any other law of this state may not be used to acquire
634 personal jurisdiction for a tribunal of the state to modify a child
635 support order of another state unless the requirements of section 46b-
636 213q, as amended by this act, or subsection (b) of section 46b-213r, as
637 amended by this act, are met.

638 (c) Personal jurisdiction acquired by the Family Support Magistrate
639 Division in a proceeding under sections 46b-212 to 46b-213w,
640 inclusive, as amended by this act, or other law of this state relating to a
641 support order continues as long as the Family Support Magistrate
642 Division has continuing, exclusive jurisdiction to modify its order or
643 continuing jurisdiction to enforce its order as provided by sections
644 46b-212h and 46b-212i, as amended by this act.

645 Sec. 19. Section 46b-212e of the general statutes is repealed and the
646 following is substituted in lieu thereof (*Effective January 1, 2008*):

647 The Family Support Magistrate Division exercising personal

648 jurisdiction over a nonresident [under section 46b-212d, may apply
649 section 46b-213a to] in a proceeding under sections 46b-212 to 46b-
650 213w, inclusive, as amended by this act, under other law of this state
651 relating to a support order, or recognizing a support order of a foreign
652 country or political subdivision on the basis of comity may receive
653 evidence from another state [, and section 46b-213c to] pursuant to
654 section 46b-213a, as amended by this act, communicate with a tribunal
655 of another state pursuant to section 46b-213b, as amended by this act,
656 and obtain discovery through a tribunal of another state pursuant to
657 section 46b-213c. In all other respects, sections 46b-212m to 46b-213s,
658 inclusive, as amended by this act, do not apply and the Family Support
659 Magistrate Division shall apply the procedural and substantive law of
660 this state, [, including the rules on choice of law other than those
661 established by sections 46b-212 to 46b-213v, inclusive.]

662 Sec. 20. Section 46b-212f of the general statutes is repealed and the
663 following is substituted in lieu thereof (*Effective January 1, 2008*):

664 Under sections 46b-212 to [46b-213v] 46b-213w, inclusive, as
665 amended by this act, the Family Support Magistrate Division may
666 serve as an initiating tribunal to forward proceedings to another state
667 and as a responding tribunal for proceedings initiated in another state.

668 Sec. 21. Section 46b-212h of the general statutes is repealed and the
669 following is substituted in lieu thereof (*Effective January 1, 2008*):

670 (a) The Family Support Magistrate Division or the Superior Court
671 [issuing] that has issued a support order consistent with the law of this
672 state has and shall exercise continuing exclusive jurisdiction [over a] to
673 modify a child support order if such order is the controlling support
674 order and: (1) [As long as] At the time of the filing of a request for
675 modification this state [remains] is the residence of the obligor, the
676 individual obligee or the child for whose benefit the support order is
677 issued; or (2) [until all of the parties who are individuals have filed
678 written consents with the Family Support Magistrate Division for a
679 tribunal of another state to modify the order and assume continuing

680 exclusive jurisdiction] if this state is not the residence of the obligor,
681 the individual obligee, or the child for whose benefit the support order
682 is issued, the parties consent in a record or in open court that the
683 Family Support Magistrate Division or the Superior Court may
684 continue to exercise jurisdiction to modify its order.

685 (b) The Family Support Magistrate Division or the Superior Court
686 [issuing] that has issued a child support order consistent with the law
687 of this state may not exercise [its] continuing, exclusive jurisdiction to
688 modify the order if: [the order has been modified by a tribunal of
689 another state pursuant to a law substantially similar to sections 46b-
690 212 to 46b-213v, inclusive.]

691 [(c) If a child support order of this state is modified by a tribunal of
692 another state pursuant to a law substantially similar to sections 46b-
693 212 to 46b-213v, inclusive, the Family Support Magistrate Division and
694 the Superior Court lose continuing exclusive jurisdiction with regard
695 to prospective enforcement of the order issued in this state, and may
696 only: (1) Enforce the order that was modified as to amounts accruing
697 before the modification; (2) enforce nonmodifiable aspects of that
698 order; and (3) provide other appropriate relief for violations of that
699 order which occurred before the effective date of the modification.]

700 [(d) The Family Support Magistrate Division and the Superior Court
701 shall recognize the continuing exclusive jurisdiction of]

702 (1) All of the parties who are individuals file consent in a record
703 with the Family Support Magistrate Division or the Superior Court
704 that a tribunal of another state that has jurisdiction over at least one of
705 the parties who are individuals or that is located in the state of
706 residence of the child may modify the order and assume continuing,
707 exclusive jurisdiction; or

708 (2) Its order is not the controlling order.

709 (c) If a tribunal of another state [which] has issued a child support

710 order pursuant to the Uniform Interstate Family Support Act or a law
711 substantially similar to [sections 46b-212 to 46b-213v, inclusive] said
712 act, which modifies a child support order of the Family Support
713 Magistrate Division or Superior Court, tribunals of this state shall
714 recognize the continuing, exclusive jurisdiction of the tribunal of the
715 other state.

716 (d) A tribunal of this state that lacks continuing, exclusive
717 jurisdiction to modify a child support order may serve as an initiating
718 tribunal to request a tribunal of another state to modify a support
719 order issued in that state.

720 (e) A temporary support order issued ex parte or pending resolution
721 of a jurisdictional conflict does not create continuing exclusive
722 jurisdiction in the issuing tribunal.

723 (f) (1) The Family Support Magistrate Division or Superior Court
724 issuing a spousal support order consistent with the law of this state
725 has continuing exclusive jurisdiction [over a] to modify the spousal
726 support order throughout the existence of the support obligation. (2)
727 The Family Support Magistrate Division and the Superior Court may
728 not modify a spousal support order issued by a tribunal of another
729 state having continuing exclusive jurisdiction over that order under
730 the law of that state. (3) The Family Support Magistrate Division or
731 Superior Court that has continuing exclusive jurisdiction over a
732 spousal support order may serve as: (A) An initiating tribunal to
733 request a tribunal of another state to enforce the spousal support order
734 issued in this state; or (B) a responding tribunal to enforce or modify
735 its own spousal support order.

736 Sec. 22. Section 46b-212i of the general statutes is repealed and the
737 following is substituted in lieu thereof (*Effective January 1, 2008*):

738 (a) The Family Support Magistrate Division that has issued a child
739 support order consistent with the law of this state may serve as an
740 initiating tribunal to request a tribunal of another state to enforce; [or

741 modify a support order issued in that state] (1) The order if the order is
742 the controlling order and has not been modified by a tribunal of
743 another state that assumed jurisdiction pursuant to the Uniform
744 Interstate Family Support Act; or (2) a money judgment for arrears of
745 support and interest on the order accrued before a determination that
746 an order of another state is the controlling order.

747 (b) The Family Support Magistrate Division having continuing
748 [exclusive] jurisdiction over a support order may act as a responding
749 tribunal to enforce [or modify] the order. [If a party subject to the
750 continuing exclusive jurisdiction of the Family Support Magistrate
751 Division no longer resides in the issuing state, in subsequent
752 proceedings the Family Support Magistrate Division may apply the
753 provisions of section 46b-213a to receive evidence from another state
754 and the provisions of section 46b-213c to obtain discovery through a
755 tribunal of another state.]

756 [(c) If the Family Support Magistrate Division or Superior Court
757 lacks continuing exclusive jurisdiction over a spousal support order, it
758 may not serve as a responding tribunal to modify a spousal support
759 order of another state.]

760 Sec. 23. Section 46b-212j of the general statutes is repealed and the
761 following is substituted in lieu thereof (*Effective January 1, 2008*):

762 (a) If a proceeding is brought under sections 46b-212 to [46b-213v]
763 46b-213w, inclusive, as amended by this act, and only one tribunal has
764 issued a child support order, the order of that tribunal controls and
765 shall be recognized.

766 (b) If a proceeding is brought under sections 46b-212 to [46b-213v]
767 46b-213w, inclusive, as amended by this act, and two or more child
768 support orders have been issued by tribunals of this state or another
769 state with regard to the same obligor and child, the family support
770 magistrate having personal jurisdiction over both the obligor and the
771 individual obligee shall apply the following rules [in determining] and

772 by order shall determine which order [to recognize for purposes of
773 continuing, exclusive jurisdiction] controls:

774 (1) If only one of the tribunals would have continuing, exclusive
775 jurisdiction under sections 46b-212 to [46b-213v] 46b-213w, inclusive,
776 as amended by this act, the order of that tribunal controls and shall be
777 recognized.

778 (2) If more than one of the tribunals would have continuing,
779 exclusive jurisdiction under 46b-212 to [46b-213v] 46b-213w, inclusive,
780 as amended by this act: (A) [an] An order issued by a tribunal in the
781 current home state of the child controls; [and shall be recognized,] but,
782 (B) if an order has not been issued in the current home state of the
783 child, the order most recently issued controls. [and shall be
784 recognized.]

785 (3) If none of the tribunals would have continuing, exclusive
786 jurisdiction under sections 46b-212 to [46b-213v] 46b-213w, inclusive,
787 as amended by this act, the family support magistrate [having
788 jurisdiction over the parties] shall issue a child support order, which
789 controls. [and shall be recognized.]

790 (c) If two or more child support orders have been issued for the
791 same obligor and same child, [or the individual obligee resides in this
792 state, a party may request] upon request of an individual party or a
793 support enforcement agency, a family support magistrate [to] having
794 personal jurisdiction over both the obligor and the obligee who is an
795 individual shall determine which order controls [and is required to be
796 recognized] under subsection (b) of this section. [The request shall be
797 accompanied by a certified copy of every support order in effect. The
798 requesting party shall give notice of the request to each party whose
799 rights may be affected by the determination.]

800 (d) A request to determine which is the controlling order shall be
801 accompanied by a copy of every child support order in effect and the
802 applicable record of payments. The requesting party shall give notice

803 of the request to each party whose rights may be affected by the
804 determination.

805 [(d)] (e) The tribunal that issued [an order recognized] the
806 controlling order under subsection (a), (b) or (c) of this section [is the
807 tribunal having] has continuing [, exclusive] jurisdiction to the extent
808 provided in section 46b-212h or 46b-212i, as amended by this act.

809 [(e)] (f) The family support magistrate [which] that determines by
810 order [the identity of] which is the controlling order under
811 subdivisions (1) or (2) of subsection (b) or subsection (c) of this section
812 or [which] that issues a new controlling order under subdivision (3) of
813 subsection (b) of this section, shall state in the order: [the] (1) The basis
814 upon which the tribunal made its determination; (2) the amount of
815 prospective support, if any; and (3) the total amount of consolidated
816 arrears and accrued interest, if any, under all of the orders after all
817 payments made are credited as provided by section 46b-212l, as
818 amended by this act.

819 [(f)] (g) The family support magistrate shall order the party
820 obtaining the order determining the identity of the controlling order to
821 file, within thirty days after issuance of an order determining the
822 identity of the controlling order, a certified copy of such order with
823 each tribunal that issued or registered an earlier order of child support.
824 The failure to file such order pursuant to this subsection shall not affect
825 the validity or enforceability of the controlling order.

826 (h) An order that has been determined to be the controlling order, or
827 a judgment for consolidated arrears of support and interest, if any,
828 made pursuant to this section shall be recognized in proceedings
829 under sections 46b-212 to 46b-213w, inclusive, as amended by this act.

830 Sec. 24. Section 46b-212k of the general statutes is repealed and the
831 following is substituted in lieu thereof (*Effective January 1, 2008*):

832 In responding to [multiple] registrations or petitions for

833 enforcement of two or more child support orders in effect at the same
834 time with regard to the same obligor and different individual obligees,
835 at least one of which was issued by a tribunal of another state, the
836 Family Support Magistrate Division shall enforce those orders in the
837 same manner as if the [multiple] orders had been issued by the Family
838 Support Magistrate Division.

839 Sec. 25. Section 46b-212l of the general statutes is repealed and the
840 following is substituted in lieu thereof (*Effective January 1, 2008*):

841 [Amounts] The Family Support Magistrate Division shall credit
842 amounts collected [and credited] for a particular period pursuant to [a
843 support order] any child support order against the amounts owed for
844 the same period under any other child support order for support of the
845 same child issued by a tribunal of this or another state. [must be
846 credited against the amounts accruing or accrued for the same period
847 under a support order issued by the Family Support Magistrate
848 Division or the Superior Court.]

849 Sec. 26. Section 46b-212m of the general statutes is repealed and the
850 following is substituted in lieu thereof (*Effective January 1, 2008*):

851 (a) Except as otherwise provided in sections 46b-212 to [46b-213v]
852 46b-213w, inclusive, as amended by this act, sections 46b-212m to 46b-
853 213d, inclusive, as amended by this act, apply to all proceedings under
854 sections 46b-212 to [46b-213v] 46b-213w, inclusive, as amended by this
855 act.

856 [(b) Sections 46b-212 to 46b-213v, inclusive, provide for the
857 following proceedings: (1) Establishment of an order for spousal
858 support or child support pursuant to section 46b-213e; (2) enforcement
859 of a support order and income withholding order of another state
860 without registration pursuant to section 46b-213f; (3) registration of an
861 order for spousal support or child support of another state for
862 enforcement pursuant to sections 46b-213g to 46b-213r, inclusive; (4)
863 modification of an order for child support or spousal support issued

864 by a tribunal of this state pursuant to sections 46b-212f to 46b-212i,
865 inclusive; (5) registration of an order for child support of another state
866 for modification pursuant to sections 46b-213g to 46b-213r, inclusive;
867 (6) determination of paternity pursuant to section 46b-213s; and (7)
868 assertion of jurisdiction over nonresidents pursuant to sections 46b-
869 212d and 46b-212e.]

870 [(c)] (b) An individual petitioner or a support enforcement agency
871 may [commence] initiate a proceeding authorized under sections 46b-
872 212 to [46b-213v] 46b-213w, inclusive, as amended by this act, by filing
873 a petition in an initiating tribunal for forwarding to a responding
874 tribunal or by filing a petition or a comparable pleading directly in a
875 tribunal of another state which has or can obtain personal jurisdiction
876 over the respondent.

877 Sec. 27. Section 46b-212o of the general statutes is repealed and the
878 following is substituted in lieu thereof (*Effective January 1, 2008*):

879 Except as otherwise provided [by] in sections 46b-212 to [46b-213v]
880 46b-213w, inclusive, as amended by this act, a responding tribunal of
881 this state shall: (1) [Shall apply] Apply the procedural and substantive
882 law [, including the rules on choice of law,] generally applicable to
883 similar proceedings originating in this state and may exercise all
884 powers and provide all remedies available in those proceedings; and
885 (2) [shall] determine the duty of support and the amount payable in
886 accordance with the law and support guidelines of this state.

887 Sec. 28. Section 46b-212p of the general statutes is repealed and the
888 following is substituted in lieu thereof (*Effective January 1, 2008*):

889 (a) Except with respect to the initial petition in a IV-D support case,
890 upon filing of a petition authorized by sections 46b-212 to [46b-213v]
891 46b-213w, inclusive, as amended by this act, an initiating tribunal of
892 this state shall forward [three copies of] the petition and its
893 accompanying documents: (1) To the responding tribunal or
894 appropriate support enforcement agency in the responding state; or (2)

895 if the identity of the responding tribunal is unknown, to the state
896 information agency of the responding state with a request that they be
897 forwarded to the appropriate tribunal and that receipt be
898 acknowledged. If a petition is the initial petition in a IV-D support
899 case, the initiating tribunal shall forward [the three copies of] the
900 petition and its accompanying documents to the interstate central
901 registry in the responding state.

902 (b) If [a responding state has not enacted a law or procedure
903 substantially similar to sections 46b-212 to 46b-213v, inclusive]
904 requested by the responding tribunal, the family support magistrate
905 [may] shall issue a certificate or other document and make findings
906 required by the law of the [other] responding state. If the responding
907 state is a foreign [jurisdiction] country or political subdivision, upon
908 request, the family support magistrate [may] shall specify the amount
909 of support sought, convert that amount into the equivalent amount in
910 the foreign currency under applicable official or market exchange rate
911 as publicly reported and provide any other documents necessary to
912 satisfy the requirements of the responding state.

913 Sec. 29. Section 46b-212q of the general statutes is repealed and the
914 following is substituted in lieu thereof (*Effective January 1, 2008*):

915 (a) When the Family Support Magistrate Division receives a petition
916 or comparable pleading from an initiating tribunal or directly pursuant
917 to subsection [(c)] (b) of section 46b-212m, as amended by this act, the
918 Family Support Magistrate Division, or Support Enforcement Services
919 acting on its behalf shall promptly cause the petition or pleading to be
920 filed and notify the petitioner [by first class mail] where and when it
921 was filed.

922 (b) In matters arising under this section, family support magistrates
923 shall have the same powers and authority as provided by law for IV-D
924 support cases.

925 (c) The family support magistrate shall include in a support order

926 issued under sections 46b-212 to 46b-213w, inclusive, as amended by
927 this act, or in the documents accompanying the order, the calculations
928 on which the support order is based.

929 [(c)] (d) The family support magistrate may not condition the
930 payment of a support order issued under sections 46b-212 to [46b-
931 213v] 46b-213w, inclusive, as amended by this act, upon compliance by
932 a party with provisions for visitation.

933 [(d)] (e) If the Family Support Magistrate Division issues an order
934 under sections 46b-212 to [46b-213v] 46b-213w, inclusive, as amended
935 by this act, the Family Support Magistrate Division, or Support
936 Enforcement Services acting on its behalf, shall send a copy of the
937 order [by first class mail] to the petitioner and the respondent and to
938 the initiating tribunal, if any.

939 (f) If requested to enforce a support order, arrears, or judgment or
940 modify a support order stated in a foreign currency, the Family
941 Support Magistrate Division, or Support Enforcement Services acting
942 on its behalf, shall convert the amount stated in the foreign currency to
943 the equivalent amount in dollars under the applicable official or
944 market exchange rate as publicly reported.

945 Sec. 30. Section 46b-212r of the general statutes is repealed and the
946 following is substituted in lieu thereof (*Effective January 1, 2008*):

947 If a petition or comparable pleading is received by an inappropriate
948 tribunal of this state, the tribunal shall promptly forward the pleading
949 and accompanying documents to an appropriate tribunal in this state
950 or another state and notify the petitioner [by first class mail] where and
951 when the pleading was sent.

952 Sec. 31. Section 46b-212s of the general statutes is repealed and the
953 following is substituted in lieu thereof (*Effective January 1, 2008*):

954 (a) A support enforcement agency of this state, upon request, shall
955 provide services to a petitioner in a proceeding under sections 46b-212

956 to [46b-213v] 46b-213w, inclusive, as amended by this act.

957 (b) A support enforcement agency of this state that is providing
958 services to the petitioner [as appropriate] shall: (1) Take all steps
959 necessary to enable an appropriate tribunal in this state or another
960 state to obtain jurisdiction over the respondent; (2) request an
961 appropriate tribunal to set a date, time and place for a hearing; (3)
962 make a reasonable effort to obtain all relevant information, including
963 information as to income and property of the parties; (4) within five
964 days, exclusive of Saturdays, Sundays and legal holidays, after receipt
965 of [a written] notice in a record from an initiating, responding or
966 registering tribunal, send a copy of the notice [by first class mail] to the
967 petitioner; (5) within five days, exclusive of Saturdays, Sundays and
968 legal holidays, after receipt of [a written] communication in a record
969 from the respondent or the respondent's attorney, send a copy of the
970 communication [by first class mail] to the petitioner; and (6) notify the
971 petitioner if jurisdiction over the respondent cannot be obtained.

972 (c) A support enforcement agency of this state that requests
973 registration of a child support order in this state for enforcement or
974 modification of such order shall make reasonable efforts: (1) To ensure
975 that the order to be registered is the controlling order; or (2) if two or
976 more child support orders exist and the identity of the controlling
977 order has not been determined, to ensure that a request for such a
978 determination is made in a tribunal having jurisdiction to do so.

979 (d) A support enforcement agency of this state that requests
980 registration and enforcement of a support order, arrears or judgment
981 stated in a foreign currency shall convert the amounts stated in the
982 foreign currency into the equivalent amounts in dollars under the
983 applicable official or market exchange rate as publicly reported.

984 (e) A support enforcement agency of this state shall issue, or request
985 a family support magistrate to issue, a child support order and an
986 income withholding order that redirect payment of current support,
987 arrears and interest if requested to do so by a support enforcement

988 agency of another state pursuant to section 46b-213d, as amended by
989 this act.

990 [(c)] (f) The provisions of sections 46b-212 to [46b-213v] 46b-213w,
991 inclusive, as amended by this act, do not create a relationship of
992 attorney and client or other fiduciary relationship between a support
993 enforcement agency or the attorney for the agency and the individual
994 being assisted by the agency.

995 Sec. 32. Section 46b-212t of the general statutes is repealed and the
996 following is substituted in lieu thereof (*Effective January 1, 2008*):

997 (a) The Attorney General shall provide necessary legal services on
998 behalf of the support enforcement agency in providing services to a
999 petitioner under sections 46b-212 to [46b-213v] 46b-213w, inclusive, as
1000 amended by this act.

1001 (b) An individual may employ private counsel to represent the
1002 individual in proceedings authorized by sections 46b-212 to [46b-213v]
1003 46b-213w, inclusive, as amended by this act.

1004 Sec. 33. Section 46b-212v of the general statutes is repealed and the
1005 following is substituted in lieu thereof (*Effective January 1, 2008*):

1006 (a) Support Enforcement Services of the Superior Court is the state
1007 information agency under sections 46b-212 to [46b-213v] 46b-213w,
1008 inclusive, as amended by this act.

1009 (b) The state information agency shall: (1) Compile and maintain a
1010 current list, including addresses, of the tribunals in this state which
1011 have jurisdiction under sections 46b-212 to [46b-213v] 46b-213w,
1012 inclusive, as amended by this act, and any support enforcement
1013 agencies in this state and transmit a copy to the state information
1014 agency of every other state; (2) maintain a registry of the names and
1015 addresses of tribunals and support enforcement agencies received
1016 from other states; (3) forward to the appropriate tribunal [in the place]
1017 in this state in which the [individual] obligee who is an individual or

1018 the obligor resides, or in which the obligor's property is believed to be
1019 located, all documents concerning a proceeding under sections 46b-212
1020 to [46b-213v] 46b-213w, inclusive, as amended by this act, received
1021 from an initiating tribunal or the state information agency of the
1022 initiating state; and (4) obtain information concerning the location of
1023 the obligor and the obligor's property within this state not exempt
1024 from execution.

1025 (c) In addition to its duties as the state information agency Support
1026 Enforcement Services of the Superior Court shall maintain a registry of
1027 support orders and judgments in the Family Support Magistrate
1028 Division of the Superior Court and shall perform such clerical,
1029 administrative and other nonjudicial functions on behalf of the Family
1030 Support Magistrate Division as may be required, or as are otherwise
1031 agreed upon, pursuant to sections 46b-62, 46b-69, 46b-179a, 46b-179b,
1032 46b-207, 46b-208, 46b-212 to [46b-213v] 46b-213w, inclusive, as
1033 amended by this act, 46b-231, as amended by this act, 52-362, as
1034 amended by this act, and 52-362f.

1035 Sec. 34. Section 46b-212w of the general statutes is repealed and the
1036 following is substituted in lieu thereof (*Effective January 1, 2008*):

1037 (a) [A] In a proceeding under sections 46b-212 to 46b-213w,
1038 inclusive, as amended by this act, a petitioner seeking to: [establish or
1039 modify] Establish a support order, [or to] determine paternity, [in a
1040 proceeding under sections 46b-212 to 46b-213v, inclusive, must verify
1041 the] or register and modify a support order of another state must file a
1042 petition. Unless otherwise ordered under section 46b-212x, as
1043 amended by this act, the petition or accompanying documents [must]
1044 shall provide, so far as known, the name, residential address and
1045 Social Security numbers of the obligor and the obligee, or the parent
1046 and alleged parent, and the name, sex, residential address, Social
1047 Security number and date of birth of each child for [whom] whose
1048 benefit support is sought [. The] or whose paternity is to be
1049 determined. Unless filed at the time of registration, the petition [must]

1050 shall be accompanied by a [certified] copy of any support order [in
1051 effect] known to have been issued by another tribunal. The petition
1052 may include any other information that may assist in locating or
1053 identifying the respondent.

1054 (b) The petition [must] shall specify the relief sought. The petition
1055 and accompanying documents must conform substantially with the
1056 requirements imposed by the forms mandated by federal law for use
1057 in cases filed by a support enforcement agency.

1058 Sec. 35. Section 46b-212x of the general statutes is repealed and the
1059 following is substituted in lieu thereof (*Effective January 1, 2008*):

1060 [Upon a finding, which may be made ex parte, that the health,
1061 safety or liberty of a party or child would be unreasonably put at risk
1062 by the disclosure of identifying information, or if an existing order so
1063 provides, a tribunal shall order that the address of the child or party or
1064 other identifying information not be disclosed in a pleading or other
1065 document filed in a proceeding under sections 46b-212 to 46b-213v,
1066 inclusive.] If a party alleges in an affidavit or a pleading under oath
1067 that the health, safety or liberty of a party or child would be
1068 jeopardized by disclosure of specific identifying information, such
1069 identifying information shall be sealed and may not be disclosed to the
1070 other party or the public unless ordered by a tribunal. After a hearing
1071 in which a tribunal takes into consideration the health, safety or liberty
1072 of the party or child, the tribunal may order disclosure of any
1073 information that the tribunal determines to be in the interest of justice.

1074 Sec. 36. Section 46b-212z of the general statutes is repealed and the
1075 following is substituted in lieu thereof (*Effective January 1, 2008*):

1076 (a) Participation by a petitioner in a proceeding under sections 46b-
1077 212 to 46b-213w, inclusive, as amended by this act, before a responding
1078 tribunal, whether in person, by private attorney or through services
1079 provided by the support enforcement agency, does not confer personal
1080 jurisdiction over the petitioner in another proceeding.

1081 (b) A petitioner is not amenable to service of civil process while
1082 physically present in this state to participate in a proceeding under
1083 sections 46b-212 to [46b-213v] 46b-213w, inclusive, as amended by this
1084 act.

1085 (c) The immunity granted by this section does not extend to civil
1086 litigation based on acts unrelated to a proceeding under sections 46b-
1087 212 to [46b-213v] 46b-213w, inclusive, as amended by this act,
1088 committed by a party while physically present in this state to
1089 participate in the proceeding.

1090 Sec. 37. Section 46b-213 of the general statutes is repealed and the
1091 following is substituted in lieu thereof (*Effective January 1, 2008*):

1092 A party whose paternity of a child has been previously determined
1093 by or pursuant to law may not plead nonpaternity as a defense to a
1094 proceeding under sections 46b-212 to [46b-213v] 46b-212w, inclusive,
1095 as amended by this act.

1096 Sec. 38. Section 46b-213a of the general statutes is repealed and the
1097 following is substituted in lieu thereof (*Effective January 1, 2008*):

1098 (a) The physical presence of [the petitioner] a nonresident
1099 individual party in a [responding] tribunal of this state is not required
1100 for the establishment, enforcement or modification of a support order
1101 or the rendition of a judgment determining paternity.

1102 (b) [A verified petition,] An affidavit, a document substantially
1103 complying with federally-mandated forms [and] or a document
1104 incorporated by reference in any of them, which would not be
1105 excluded under the hearsay rule if given in person, is admissible in
1106 evidence if given under [oath] penalty of perjury by a party or witness
1107 residing in another state.

1108 (c) A copy of the record of child support payments certified as a true
1109 copy of the original by the custodian of the record may be forwarded
1110 to a responding tribunal. The copy is evidence of facts asserted in it

1111 and is admissible to show whether payments were made.

1112 (d) Copies of bills for testing for paternity and for prenatal and
1113 postnatal health care of the mother and child, furnished to the adverse
1114 party at least ten days before trial, are admissible in evidence to prove
1115 the amount of the charges billed and that the charges were reasonable,
1116 necessary and customary.

1117 (e) Documentary evidence transmitted from another state to a
1118 tribunal of this state by telephone, telecopier or other means that do
1119 not provide an original [writing] record may not be excluded from
1120 evidence on an objection based on the means of transmission.

1121 (f) In a proceeding under sections 46b-212 to [46b-213v] 46b-213w,
1122 inclusive, as amended by this act, the family support magistrate [may]
1123 shall permit a party or witness residing in another state to be deposed
1124 or to testify under penalty or perjury by telephone, audiovisual means,
1125 or other electronic means [, if available, and such costs for such
1126 testimony shall be assessed to the party requesting such method of
1127 providing testimony] at a designated tribunal or other location in that
1128 state. A tribunal of this state shall cooperate with tribunals of other
1129 states in designating an appropriate location for the deposition or
1130 testimony.

1131 (g) If a party called to testify at a civil hearing refuses to answer on
1132 the ground that the testimony may be self-incriminating, the trier of
1133 fact may draw an adverse inference from the refusal.

1134 (h) A privilege against disclosure of communications between
1135 spouses does not apply in a proceeding under sections 46b-212 to [46b-
1136 213v] 46b-213w, inclusive, as amended by this act.

1137 (i) The defense of immunity based on the relationship of husband
1138 and wife or parent and child does not apply in a proceeding under
1139 sections 46b-212 to [46b-213v] 46b-213w, inclusive, as amended by this
1140 act.

1141 (j) A voluntary acknowledgment of paternity, certified as a true
1142 copy, is admissible to establish paternity of the child.

1143 Sec. 39. Section 46b-213b of the general statutes is repealed and the
1144 following is substituted in lieu thereof (*Effective January 1, 2008*):

1145 A family support magistrate may communicate with a tribunal of
1146 another state or foreign country or political subdivision in [writing] a
1147 record, or by telephone or other means, to obtain information
1148 concerning the laws, [of that state,] the legal effect of a judgment,
1149 decree or order of that tribunal and the status of a proceeding in the
1150 other state or foreign country or political subdivision. A family
1151 support magistrate may furnish similar information by similar means
1152 to a tribunal of another state or foreign country or political
1153 subdivision.

1154 Sec. 40. Section 46b-213d of the general statutes is repealed and the
1155 following is substituted in lieu thereof (*Effective January 1, 2008*):

1156 (a) The Child Support Enforcement Bureau of the Department of
1157 Social Services or its designated collection agent, and any tribunal shall
1158 disburse promptly any amounts received pursuant to a support order,
1159 as directed by the order. The bureau, agent or tribunal shall furnish to
1160 a requesting party or tribunal of another state a certified statement by
1161 the custodian of the record of the amounts and dates of all payments
1162 received.

1163 (b) If neither the obligor, nor an obligee who is an individual, nor
1164 the child resides in this state, upon request from the support
1165 enforcement agency of this state or another state, the support
1166 enforcement agency or tribunal of this state shall: (1) Direct that the
1167 support payment be made to the support enforcement agency in the
1168 state in which the obligee is receiving services; and (2) issue and send
1169 to the obligor's employer a conforming income withholding order or
1170 an administrative notice of change of payee, reflecting the redirected
1171 payments.

1172 (c) The support enforcement agency of this state, receiving
1173 redirected payments from another state pursuant to a law similar to
1174 subsection (b) of this section, shall furnish to a requesting party or
1175 tribunal of the other state a certified statement by the custodian of the
1176 record of the amount and dates of all payments received.

1177 Sec. 41. Section 46b-213e of the general statutes is repealed and the
1178 following is substituted in lieu thereof (*Effective January 1, 2008*):

1179 (a) If a support order entitled to recognition under sections 46b-212
1180 to [46b-213v] 46b-213w, inclusive, as amended by this act, has not been
1181 issued, a family support magistrate may issue a support order if: (1)
1182 The individual seeking the order resides in another state; or (2) the
1183 support enforcement agency seeking the order is located in another
1184 state.

1185 (b) The family support magistrate may issue a temporary child
1186 support order if the family support magistrate determines that such an
1187 order is appropriate and the individual ordered to pay is: (1) [The
1188 respondent has signed a verified statement acknowledging paternity;
1189 (2) the respondent has been determined by or pursuant to law to be the
1190 parent; or (3) there is clear and convincing evidence of paternity which
1191 evidence shall include, but not be limited to, genetic test results
1192 indicating a ninety-nine per cent or greater probability that such
1193 respondent is the father of the child] A presumed father of the child;
1194 (2) petitioning to have paternity adjudicated; (3) identified as the father
1195 of the child through genetic testing; (4) an alleged father who has
1196 declined to submit to genetic testing; (5) shown by clear and
1197 convincing evidence to be the father of the child; (6) an acknowledged
1198 father as provided by section 46b-172, as amended by this act; (7) the
1199 mother of the child; or (8) an individual who has been ordered to pay
1200 child support in a previous proceeding and the order has not been
1201 reversed or vacated.

1202 (c) Upon finding, after notice and opportunity to be heard, that an
1203 obligor owes a duty of support, the tribunal shall issue a support order

1204 directed to the obligor and may issue other orders pursuant to section
1205 46b-212q, as amended by this act.

1206 Sec. 42. Subsection (a) of section 46b-213f of the general statutes is
1207 repealed and the following is substituted in lieu thereof (*Effective*
1208 *January 1, 2008*):

1209 (a) A party or support enforcement agency seeking to enforce a
1210 support order or an income withholding order, or both, issued by a
1211 tribunal of another state may send the documents required for
1212 registering the order to Support Enforcement Services.

1213 Sec. 43. Section 46b-213g of the general statutes is repealed and the
1214 following is substituted in lieu thereof (*Effective January 1, 2008*):

1215 A support order or [an] income withholding order issued by a
1216 tribunal of another state may be registered in this state for enforcement
1217 with the registry of support orders of the Family Support Magistrate
1218 Division maintained by Support Enforcement Services of the Superior
1219 Court.

1220 Sec. 44. Section 46b-213h of the general statutes is repealed and the
1221 following is substituted in lieu thereof (*Effective January 1, 2008*):

1222 (a) A support order or income withholding order of another state
1223 may be registered in this state by sending the following [documents]
1224 records and information to Support Enforcement Services for filing in
1225 the registry of support orders of the Family Support Magistrate
1226 Division: (1) A letter of transmittal to Support Enforcement Services
1227 requesting registration and enforcement; (2) two copies, including one
1228 certified copy, of [all orders] the order to be registered, including any
1229 modification of [an] the order; (3) a sworn statement by the [party
1230 seeking] person requesting registration or a certified statement by the
1231 custodian of the records showing the amount of any arrearage; (4) the
1232 name of the obligor and, if known: (A) The obligor's address and Social
1233 Security number; (B) the name and address of the obligor's employer

1234 and any other source of income of the obligor; and (C) a description
1235 and the location of property of the obligor in this state not exempt
1236 from execution; (5) except as otherwise provided in section 46b-212x,
1237 as amended by this act, the name and address of the obligee and, if
1238 applicable, the [agency or] person to whom support payments are to
1239 be remitted; and (6) a statement disclosing whether or not any other
1240 action or proceeding is currently pending concerning the support of
1241 the child who is the subject of such support order.

1242 (b) On receipt of a request for registration, Support Enforcement
1243 Services shall cause the order to be filed as a foreign judgment in the
1244 registry of support orders of the Family Support Magistrate Division,
1245 together with one copy of the documents and information, regardless
1246 of their form.

1247 (c) A petition or comparable pleading seeking a remedy that is
1248 required to be affirmatively sought under other law of this state may
1249 be filed at the same time as the request for registration or later. The
1250 pleading shall specify the grounds for the remedy sought.

1251 (d) If two or more orders are in effect, the person requesting
1252 registration shall: (1) Furnish to Support Enforcement Services a copy
1253 of every support order asserted to be in effect in addition to the
1254 documents specified in this section; (2) specify the order alleged to be
1255 the controlling order, if any; and (3) specify the amount of
1256 consolidated arrears, if any.

1257 (e) A request for a determination of which is the controlling order
1258 may be filed separately or with a request for registration and
1259 enforcement or for registration and modification. The person
1260 requesting registration shall give notice of the request to each party
1261 whose rights may be affected by the determination.

1262 Sec. 45. Section 46b-213j of the general statutes is repealed and the
1263 following is substituted in lieu thereof (*Effective January 1, 2008*):

1264 (a) [The] Except as provided in subsection (d) of this section, the law
1265 of the issuing state governs: [the] (1) The nature, extent, amount and
1266 duration of current payments [and other obligations of support and
1267 the] under a registered support order; (2) the computation and
1268 payment of arrearages and accrual of interest on the arrearages under
1269 the support order; and (3) the existence and satisfaction of other
1270 obligations under the support order.

1271 (b) In a proceeding for [arrearages] arrears under a registered
1272 support order, the statute of limitations [under the laws] of this state or
1273 of the issuing state, whichever is longer, applies.

1274 (c) A responding tribunal of this state shall apply the procedures
1275 and remedies of this state to enforce current support and collect arrears
1276 and interest due on a support order of another state registered in this
1277 state.

1278 (d) After a tribunal of this or another state determines which is the
1279 controlling order and issues an order consolidating arrears, if any, a
1280 tribunal of this state shall prospectively apply the law of the state
1281 issuing the controlling order, including its law on interest, arrears,
1282 current and future support, and on consolidated arrears.

1283 Sec. 46. Section 46b-213k of the general statutes is repealed and the
1284 following is substituted in lieu thereof (*Effective January 1, 2008*):

1285 (a) When a support order or income withholding order issued in
1286 another state is registered, the Family Support Magistrate Division or
1287 Support Enforcement Services acting on its behalf, shall notify the
1288 nonregistering party. [Notice must be given by first class, certified or
1289 registered mail or by any means of personal service authorized by the
1290 law of this state.] The notice [must] shall be accompanied by a copy of
1291 the registered order and the documents and relevant information
1292 accompanying the order.

1293 (b) [The] A notice [must] shall inform the nonregistering party: (1)

1294 That a registered order is enforceable as of the date of registration in
1295 the same manner as an order issued by a tribunal of this state; (2) that a
1296 hearing before the Family Support Magistrate Division to contest the
1297 validity or enforcement of the registered order must be requested
1298 [within] not later than twenty days after [the date of mailing or
1299 personal service of the] a notice; (3) that failure to contest the validity
1300 or enforcement of the registered order in a timely manner will result in
1301 confirmation of the order and enforcement of the order and the alleged
1302 arrearages and precludes further contest of that order with respect to
1303 any matter that could have been asserted; and (4) of the amount of any
1304 alleged arrearages.

1305 (c) If the registering party asserts that two or more orders are in
1306 effect, a notice shall also: (1) Identify the two or more orders and the
1307 order alleged by the registering person to be the controlling order and
1308 the consolidated arrears, if any; (2) notify the nonregistering party of
1309 the right to a determination of which is the controlling order; (3) state
1310 that the procedures provided in subsection (b) of this section apply to
1311 the determination of which is the controlling order; and (4) state that
1312 failure to contest the validity or enforcement of the order alleged to be
1313 the controlling order in a timely manner may result in confirmation
1314 that the order is the controlling order.

1315 ~~[(c)]~~ (d) Upon registration of an income withholding order for
1316 enforcement, the Family Support Magistrate Division, or Support
1317 Enforcement Services acting on its behalf, shall notify the obligor's
1318 employer pursuant to section 52-362, as amended by this act.

1319 Sec. 47. Section 46b-213l of the general statutes is repealed and the
1320 following is substituted in lieu thereof (*Effective January 1, 2008*):

1321 (a) A nonregistering party seeking to contest the validity or
1322 enforcement of a registered order in this state shall request a hearing
1323 before the Family Support Magistrate Division within twenty days
1324 after [the date of mailing or personal service of] notice of the
1325 registration. The nonregistering party may seek to vacate the

1326 registration, to assert any defense to an allegation of noncompliance
1327 with the registered order, or to contest the remedies being sought or
1328 the amount of any alleged arrearages pursuant to section 46b-213m, as
1329 amended by this act.

1330 (b) If the nonregistering party fails to contest the validity or
1331 enforcement of the registered order in a timely manner, the order is
1332 confirmed by operation of law.

1333 (c) If a nonregistering party requests a hearing to contest the validity
1334 or enforcement of the registered order, the Family Support Magistrate
1335 Division shall schedule the matter for hearing and give notice to the
1336 parties [by first class mail] of the date, time and place of the hearing.

1337 Sec. 48. Section 46b-213m of the general statutes is repealed and the
1338 following is substituted in lieu thereof (*Effective January 1, 2008*):

1339 (a) A party contesting the validity or enforcement of a registered
1340 order or seeking to vacate the registration has the burden of proving
1341 one or more of the following defenses: (1) The issuing tribunal lacked
1342 personal jurisdiction over the contesting party; (2) the order was
1343 obtained by fraud; (3) the order has been vacated, suspended or
1344 modified by a later order; (4) the issuing tribunal has stayed the order
1345 pending appeal; (5) there is a defense under the law of this state to the
1346 remedy sought; (6) full or partial payment has been made; [or] (7) the
1347 statute of limitations under section 46b-213j, as amended by this act,
1348 precludes enforcement of some or all of the alleged arrearages; or (8)
1349 the alleged controlling order is not the controlling order.

1350 (b) If a party presents evidence establishing a full or partial defense
1351 under subsection (a) of this section, a tribunal may stay enforcement of
1352 the registered order, continue the proceeding to permit production of
1353 additional relevant evidence and issue other appropriate orders. An
1354 uncontested portion of the registered order may be enforced by all
1355 remedies available under the law of this state.

1356 (c) If the contesting party does not establish a defense under
1357 subsection (a) of this section to the validity or enforcement of the
1358 order, the registering tribunal shall issue an order confirming the
1359 order.

1360 Sec. 49. Section 46b-213p of the general statutes is repealed and the
1361 following is substituted in lieu thereof (*Effective January 1, 2008*):

1362 A family support magistrate may enforce a child support order of
1363 another state registered for purposes of modification, in the same
1364 manner as if the order had been issued by a family support magistrate,
1365 but the registered order may be modified only if the requirements of
1366 section 46b-213q, as amended by this act, or subsection (b) of section
1367 46b-213r, as amended by this act, have been met.

1368 Sec. 50. Section 46b-213q of the general statutes is repealed and the
1369 following is substituted in lieu thereof (*Effective January 1, 2008*):

1370 (a) [After] If all of the parties who are individuals reside in this state
1371 and the child does not reside in the issuing state, and except as
1372 otherwise provided in subsection (b) of section 46b-213r, as amended
1373 by this act, upon petition a family support magistrate may modify a
1374 child support order issued in another state [has been] which is
1375 registered in this state [, a family support magistrate may modify that
1376 order only if subsection (e) of this section does not apply and,] if, after
1377 notice and hearing, such magistrate finds that: (1) The following
1378 requirements are met: (A) [The] Neither the child, nor the [individual]
1379 obligee [and] who is an individual nor the obligor [do not reside]
1380 resides in the issuing state; (B) a petitioner who is a nonresident of this
1381 state seeks modification; and (C) the respondent is subject to the
1382 personal jurisdiction of the Family Support Magistrate Division; or (2)
1383 this state is the state of residence the child or a party who is an
1384 individual is subject to the personal jurisdiction of the Family Support
1385 Magistrate Division and all of the parties who are individuals have
1386 filed [written] consents in a record in the issuing tribunal for a family
1387 support magistrate to modify the support order and assume

1388 continuing exclusive jurisdiction over the order provided if the issuing
1389 state is a foreign jurisdiction, [that has not enacted a law or established
1390 procedures substantially similar to sections 46b-212 to 46b-213v,
1391 inclusive, the consent otherwise required of an individual residing in
1392 this state is not required for the family support magistrate to assume
1393 jurisdiction to modify a child support order.]

1394 (b) Modification of a registered child support order is subject to the
1395 same requirements, procedures and defenses that apply to the
1396 modification of an order issued by the Family Support Magistrate
1397 Division and the order may be enforced and satisfied in the same
1398 manner.

1399 (c) [A] Except as provided in subsection (b) of section 46b-213r, as
1400 amended by this act, a family support magistrate may not modify any
1401 aspect of a child support order that may not be modified under the law
1402 of the issuing state, including the duration of the obligation of support.
1403 If two or more tribunals have issued child support orders for the same
1404 obligor and same child, the order that controls and shall be so
1405 recognized under section 46b-212j, as amended by this act, establishes
1406 the aspects of the support order which are nonmodifiable.

1407 (d) In a proceeding to modify a child support order, the law of the
1408 state that is determined to have issued the initial controlling order
1409 governs the duration of the obligation of support. The obligor's
1410 fulfillment of the duty of support established by that order precludes
1411 imposition of a further obligation of support by a tribunal of this state.

1412 [(d)] (e) On issuance of an order by the Family Support Magistrate
1413 Division modifying a child support order issued in another state, the
1414 Family Support Magistrate Division becomes the tribunal [of] having
1415 continuing exclusive jurisdiction.

1416 [(e)] (f) (1) If all of the parties who are individuals reside in this state
1417 and the child does not reside in the issuing state, the Family Support
1418 Magistrate Division has jurisdiction to enforce and to modify the

1419 issuing state's child support order in a proceeding to register that
1420 order.

1421 (2) The Family Support Magistrate Division exercising jurisdiction
1422 under this subsection shall apply the provisions of sections 46b-212a to
1423 46b-212l, inclusive, as amended by this act, and sections 46b-213g to
1424 46b-213r, inclusive, as amended by this act, and the procedural and
1425 substantive law of this state to the proceeding for enforcement or
1426 modification. Sections 46b-212m to 46b-213f, inclusive, as amended by
1427 this act, sections 46b-213s to 46b-213u, inclusive, as amended by this
1428 act, and section 46b-213w, as amended by this act, shall not apply to
1429 such proceeding.

1430 [(f)] (g) The family support magistrate shall order the party
1431 obtaining the modification of a child support order to file, within thirty
1432 days after issuance of such modification order, a certified copy of such
1433 order with each tribunal that issued or registered an earlier order of
1434 child support. A party who obtains the order and fails to file a certified
1435 copy is subject to appropriate sanctions by a tribunal in which the
1436 issue of failure to file arises. The failure to file such orders pursuant to
1437 this subsection shall not affect the validity or enforceability of the
1438 [controlling] modified order of the new tribunal having continuing
1439 exclusive jurisdiction.

1440 Sec. 51. Section 46b-213r of the general statutes is repealed and the
1441 following is substituted in lieu thereof (*Effective January 1, 2008*):

1442 [The] (a) If a child support order issued by the Family Support
1443 Magistrate Division or Superior Court [shall recognize a modification
1444 of its earlier child support order] is modified by a tribunal of another
1445 state which assumed jurisdiction pursuant to [a law substantially
1446 similar to sections 46b-212 to 46b-213v, inclusive, and, upon request,
1447 except as otherwise provided in said sections, shall] the Uniform
1448 Interstate Family Support Act, a tribunal of this state: (1) [Enforce the]
1449 May enforce its order that was modified only as to [amounts] arrears
1450 and interest accruing before the modification; (2) [enforce only

1451 nonmodifiable aspects of that order; (3) may provide [other]
1452 appropriate relief [only] for violations of [that] its order which
1453 occurred before the effective date of modification; and [(4)] (3) shall
1454 recognize the modifying order of the other state, upon registration, for
1455 the purpose of enforcement.

1456 (b) (1) If a foreign country or political subdivision that is a state will
1457 not or may not modify its order pursuant to its laws, a tribunal of this
1458 state may assume jurisdiction to modify the child support order and
1459 bind all individuals subject to the personal jurisdiction of the tribunal
1460 whether or not the consent to modification of a child support order
1461 otherwise required of the individual pursuant to subsection (a) of
1462 section 46b-213q, as amended by this act, has been given or whether
1463 the individual seeking modification is a resident of this state or of the
1464 foreign country or political subdivision. (2) An order issued pursuant
1465 to this subsection is the controlling order.

1466 Sec. 52. Section 46b-213s of the general statutes is repealed and the
1467 following is substituted in lieu thereof (*Effective January 1, 2008*):

1468 [(a) The Family Support Magistrate Division] A court of this state
1469 authorized to determine paternity of a child may serve as [an initiating
1470 or] a responding tribunal in a proceeding to determine paternity
1471 brought under sections 46b-212 to [46b-213v] 46b-213w, inclusive, as
1472 amended by this act, or a law substantially similar to said sections. [,
1473 the Uniform Reciprocal Enforcement of Support Act or the Revised
1474 Uniform Reciprocal Enforcement of Support Act to determine that the
1475 petitioner is a parent of a particular child or to determine that a
1476 respondent is a parent of such child.]

1477 [(b) In a proceeding to determine paternity, the Family Support
1478 Magistrate Division shall apply the procedural and substantive law of
1479 this state and the rules of this state on choice of law.]

1480 Sec. 53. Section 46b-213t of the general statutes is repealed and the
1481 following is substituted in lieu thereof (*Effective January 1, 2008*):

1482 (a) The Governor of this state may: (1) Demand that the governor of
1483 another state surrender an individual found in the other state who is
1484 charged criminally in this state with having failed to provide for the
1485 support of an obligee; or (2) on the demand [by] of the governor of
1486 another state, surrender an individual found in this state who is
1487 charged criminally in the other state with having failed to provide for
1488 the support of an obligee.

1489 (b) A provision for extradition of individuals not inconsistent with
1490 sections 46b-212 to [46b-213v] 46b-213w, inclusive, as amended by this
1491 act, applies to the demand even if the individual whose surrender is
1492 demanded was not in the demanding state when the crime was
1493 allegedly committed and has not fled therefrom.

1494 Sec. 54. Section 46b-213u of the general statutes is repealed and the
1495 following is substituted in lieu thereof (*Effective January 1, 2008*):

1496 (a) Before making a demand that the governor of another state
1497 surrender an individual charged criminally in this state with having
1498 failed to provide for the support of an obligee, the Governor of this
1499 state may require a state's attorney or assistant state's attorney to
1500 demonstrate that at least sixty days previously the obligee had
1501 initiated proceedings for support pursuant to sections 46b-212 to [46b-
1502 213v] 46b-213w, inclusive, as amended by this act, or that the
1503 proceeding would be of no avail.

1504 (b) If, under sections 46b-212 to [46b-213v] 46b-213w, inclusive, as
1505 amended by this act, or a law substantially similar to said sections, [the
1506 Uniform Reciprocal Enforcement of Support Act or the Revised
1507 Uniform Reciprocal Enforcement of Support Act,] the governor of
1508 another state makes a demand that the Governor of this state
1509 surrender an individual charged criminally in that state with having
1510 failed to provide for the support of a child or other individual to whom
1511 a duty of support is owed, the Governor may require a state's attorney
1512 or assistant state's attorney to investigate the demand and report
1513 whether a proceeding for support has been initiated or would be

1514 effective. If it appears that a proceeding would be effective, but has not
1515 been initiated, the Governor may delay honoring the demand for a
1516 reasonable time to permit the initiation of a proceeding.

1517 (c) If a proceeding for support has been initiated and the individual
1518 whose rendition is demanded prevails, the Governor may decline to
1519 honor the demand. If the petitioner prevails and the individual whose
1520 rendition is demanded is subject to a support order, the Governor may
1521 decline to honor the demand if the individual is complying with the
1522 support order.

1523 Sec. 55. Section 46b-213v of the general statutes is repealed and the
1524 following is substituted in lieu thereof (*Effective January 1, 2008*):

1525 [Sections 46b-212 to 46b-213v, inclusive, shall be applied and
1526 construed to effectuate their general purpose to make uniform] In
1527 applying and construing this Uniform Act consideration shall be given
1528 to the need to promote uniformity of the law with respect to [the] its
1529 subject [of said sections,] matter among states [enacting this uniform
1530 act] that enact the Uniform Act.

1531 Sec. 56. Section 46b-213w of the general statutes is repealed and the
1532 following is substituted in lieu thereof (*Effective January 1, 2008*):

1533 (a) An income withholding order issued in another state may be
1534 sent by or on behalf of the obligee, or by the support enforcement
1535 agency, to the person [or entity] defined as the obligor's employer
1536 under section 52-362, as amended by this act, without first filing a
1537 petition or comparable pleading or registering the order in the registry
1538 of support orders of the Family Support Magistrate Division.

1539 (b) Upon receipt of an income withholding order issued in another
1540 state, the obligor's employer shall immediately provide to the obligor
1541 (1) a copy of the order, and (2) a copy of the notice and claim form
1542 provided by the Department of Social Services pursuant to subsection
1543 (c) of this section.

1544 (c) The Department of Social Services shall distribute to all
1545 employers in this state a standard notice and claim form, written in
1546 clear and simple language, which shall include:

1547 (1) Notice that money will be withheld from the employee's wages
1548 for child support and health insurance;

1549 (2) Notice of the amount of disposable earnings that are exempt
1550 from the income withholding order;

1551 (3) Notice that the amount of the income withholding order may not
1552 exceed the maximum permitted by federal law under Section 1673 of
1553 Title 15 of the United States Code, together with a statement of the
1554 obligor's right to claim any other applicable state or federal
1555 exemptions;

1556 (4) Notice of the right to object to the validity or enforcement of such
1557 income withholding order in a court in this state and of the right to
1558 seek modification of the underlying support order in the court of
1559 continuing exclusive jurisdiction;

1560 (5) Notice of the right to seek the assistance of the Bureau of Child
1561 Support Enforcement [Bureau] of the Department of Social Services
1562 and the toll-free telephone number at which the bureau can be
1563 contacted;

1564 (6) A claim form which shall include (A) a list of the most common
1565 defenses and exemptions to such income withholding order in a
1566 manner which allows the obligor to check any of the defenses and
1567 exemptions which apply; (B) a space where the obligor may briefly
1568 explain the obligor's claim or defense; (C) a space where the obligor
1569 may initiate a request for services to modify the support order; (D) a
1570 space for the obligor to provide the obligor's address and the name of
1571 the town in which the obligor principally conducts the obligor's work
1572 for the employer; (E) a space for the obligor to sign the obligor's name;
1573 (F) the address of the Bureau of Child Support Enforcement of the

1574 Department of Social Services to which the claim form is to be sent in
1575 order to contest the validity or enforcement of the income withholding
1576 order or to initiate a request for modification; and (G) space for the
1577 employer to state the date upon which the form was actually delivered
1578 to the obligor.

1579 (d) The employer shall treat an income withholding order issued in
1580 another state which appears [valid] regular on its face if it had been
1581 issued by a tribunal of this state.

1582 (e) Except as otherwise provided in subsections (f) and (g) of this
1583 section, the employer shall withhold and distribute the funds as
1584 directed in the withholding order by complying with terms of the
1585 order which specify: (1) The duration and amount of periodic
1586 payments of current child support, stated as a sum certain; (2) the
1587 person [or agency] designated to receive payments and the address to
1588 which the payments are to be forwarded; (3) medical support, whether
1589 in the form of periodic cash payment, stated as a sum certain, or
1590 ordering the obligor to provide health insurance coverage for the child
1591 under a policy available through the obligor's employment, subject to
1592 the provisions of subsection (e) of section 38a-497a, as amended by this
1593 act; (4) the amount of periodic payments of fees and costs for a support
1594 enforcement agency, the issuing tribunal and the obligee's attorney,
1595 stated as sums certain; and (5) the amount of periodic payments of
1596 arrearages and interest on arrearages, stated as sums certain.

1597 (f) The employer shall comply with the law of this state for
1598 withholding from income with respect to: (1) The prohibition against
1599 an employer's fee for processing an income withholding order; (2) the
1600 maximum amount permitted to be withheld from the obligor's income;
1601 and (3) the time period within which the employer must implement
1602 the withholding order and forward the child support payment.

1603 (g) If an employer receives [multiple] two or more income
1604 withholding orders with respect to the earnings of the same obligor,
1605 the employer satisfies the terms of [the multiple] such orders if the

1606 employer complies with the law of this state to establish the priorities
1607 for withholding and allocating income withheld for [multiple] two or
1608 more child support obligees.

1609 (h) An employer who complies with an income withholding order
1610 issued in another state in accordance with this section shall be immune
1611 from civil liability with regard to the employer's withholding of child
1612 support from the obligor's income.

1613 (i) An employer who wilfully fails to comply with an income
1614 withholding order issued by another state and received for
1615 enforcement is subject to the same penalties that may be imposed for
1616 noncompliance with an order issued by a tribunal of this state.

1617 (j) An obligor may contest the validity or enforcement of an income
1618 withholding order issued in another state and received directly by an
1619 employer in this state by: (1) Registering the order in accordance with
1620 section 46b-213h, as amended by this act, and filing a contest to that
1621 order as provided in section 46b-213l, as amended by this act,
1622 notwithstanding the obligor is the registering party; (2) otherwise
1623 contesting the order in the same manner as if the order had been
1624 issued by a tribunal of this state; or [by] (3) mailing to the Bureau of
1625 Child Support Enforcement of the Department of Social Services the
1626 claim form delivered to the obligor pursuant to subsection (b) of this
1627 section, signed by the obligor and containing his address and a copy of
1628 the income withholding order. The obligor shall also deliver a copy of
1629 such claim form to the employer. [If a claim form contesting the
1630 validity or enforcement of an income withholding order is received by
1631 the employer within fourteen days of the receipt by the obligor of the
1632 notice and claim form, imposition of the withholding order shall be
1633 stayed and the employer shall not implement the withholding order
1634 for a period of thirty days. If the employer receives from the Bureau of
1635 Child Support Enforcement a notice that it has received the claim form,
1636 the employer shall not implement the withholding order until the
1637 claim is decided by a family support magistrate.]

1638 (k) Upon receipt of a claim form contesting the validity or
1639 enforcement of an income withholding order, the Bureau of Child
1640 Support Enforcement shall within seven days notify the employer of
1641 the receipt of the claim form. The bureau shall also give notice of the
1642 contest [and of the fact that the order is stayed until the claim is
1643 decided by a family support magistrate] to (1) the support enforcement
1644 agency providing services to the obligee; (2) [the obligor's] each
1645 employer that has directly received an income withholding order
1646 relating to the obligor; (3) the person [or agency] designated to receive
1647 payments in the income withholding order; and (4) if the obligee's
1648 address is known, the obligee. In addition, the bureau shall
1649 immediately cause the income withholding order to be registered in
1650 this state [with the appropriate clerk of the Family Support Magistrate
1651 Division and shall comply with the registration requirements of] in
1652 accordance with section 46b-213h, as amended by this act. The bureau
1653 shall also immediately file the claim form on behalf of the obligor with
1654 Support Enforcement Services acting on behalf of the Family Support
1655 Magistrate Division. [of the Superior Court.] The clerk shall promptly
1656 enter the appearance of the obligor, schedule a hearing, and give notice
1657 of the hearing to the obligor, the Bureau of Child Support
1658 Enforcement, the party initiating the income withholding order, and, if
1659 the obligee's address is known, the obligee. The clerk shall proceed in
1660 accordance with subsection (d) of section [52-361] 52-362, as amended
1661 by this act. The family support magistrate shall promptly hear and
1662 determine the claim and enter its determination within forty-five days
1663 from the date of the filing of the claim form. In addition to any notice
1664 given by the clerk, upon entry of the decision of the family support
1665 magistrate on the claim, the bureau shall give notice of the decision to
1666 [the] each employer that has directly received an income withholding
1667 order related to the obligor, the party initiating the income
1668 withholding order, the obligor and, if the obligee's address is known,
1669 the obligee.

1670 (l) If the claim form requests services to modify the support order,
1671 the Bureau of Child Support Enforcement shall assist the obligor to file

1672 a motion for modification with the appropriate tribunal of the state of
1673 continuing exclusive jurisdiction in accordance with the law of that
1674 jurisdiction. The receipt of the request for modification shall constitute
1675 a request for Title IV-D services, but the bureau may require the
1676 making of a formal application. Such assistance shall include, but is
1677 not limited to, providing the obligor with information about how such
1678 a motion is filed, contacting the state of continuing exclusive
1679 jurisdiction on behalf of the obligor to obtain appropriate forms, and
1680 transmitting such forms and applicable information to the appropriate
1681 tribunal in such state.

1682 (m) Venue for contested claims under this section shall be the family
1683 support magistrate division of the superior court in the judicial district
1684 in which the obligor resides, provided (1) if the obligor does not reside
1685 in this state, venue shall be in the judicial district in which the obligor
1686 principally conducts his work for the employer who is subject to the
1687 income withholding order, and (2) if there is an existing action
1688 concerning support of the child or children who are the subject of the
1689 income withholding order, the claim shall be filed in that action.

1690 Sec. 57. Subdivision (2) of subsection (a) of section 46b-215 of the
1691 general statutes is repealed and the following is substituted in lieu
1692 thereof (*Effective October 1, 2007*):

1693 (2) Any such support order in a IV-D support case shall include a
1694 provision for the health care coverage of the child. [which] Such
1695 provision may include an order for either parent or both parents to
1696 provide such coverage under any or all of subparagraphs (A), (B) or
1697 (C) of this subdivision.

1698 (A) The provision for health care coverage may include an order for
1699 either parent to name any child as a beneficiary of any medical or
1700 dental insurance or benefit plan carried by such parent or available to
1701 such parent [on a group basis through an employer or a union. Any
1702 such employment-based order] at a reasonable cost, as defined in
1703 subparagraph (D) of this subdivision. If such order requires the parent

1704 to maintain insurance available through an employer, the order shall
1705 be enforced using a National Medical Support Notice as provided in
1706 section 46b-88, as amended by this act.

1707 (B) If [such] insurance coverage in accordance with subparagraph
1708 (A) is unavailable at reasonable cost to the parent obligated to
1709 maintain the insurance, or inaccessible to the child, the provision for
1710 health care coverage may include an order for either parent to: [apply]
1711 (i) Apply for and maintain coverage on behalf of the child under the
1712 HUSKY Plan, Part B; [The noncustodial parent shall be ordered to
1713 apply for the HUSKY Plan, Part B only if such parent is found to have
1714 sufficient ability to pay the appropriate premium. In any IV-D support
1715 case in which the noncustodial parent is found to have insufficient
1716 ability to provide medical insurance coverage and the custodial party
1717 is the HUSKY Plan, Part A or Part B applicant, the provision for health
1718 care coverage may include an order for the noncustodial parent to pay
1719 such amount as is specified by the court or family support magistrate]
1720 or (ii) provide cash medical support, as described in subparagraph (E)
1721 of this subdivision. An order under this subparagraph shall be made
1722 only if the cost to the parent obligated to maintain the insurance is
1723 reasonable, as defined in subparagraph (D) of this subdivision.

1724 (C) An order for payment of the child's medical and dental expenses
1725 that are not covered by insurance or reimbursed in any other manner
1726 shall be entered in accordance with the child support guidelines
1727 established pursuant to section 46b-215a.

1728 (D) Health care coverage shall be deemed reasonable in cost if: (i)
1729 The parent obligated to maintain the insurance would qualify as a low-
1730 income obligor under the child support guidelines established
1731 pursuant to section 46b-215a, based solely on such parent's income,
1732 and the cost does not exceed five per cent of such parent's gross
1733 income; or (ii) the parent obligated to maintain insurance would not
1734 qualify as a low-income obligor under such guidelines and the cost
1735 does not exceed seven and one-half per cent of such parent's gross

1736 income.

1737 (E) Cash medical support means an amount ordered to be paid
1738 toward the cost of health insurance provided by a public entity,
1739 including the HUSKY Plan, Part A or Part B, or by another parent
1740 through employment or otherwise, or for other medical costs not
1741 covered by insurance, except as provided in subparagraph (C) of this
1742 subdivision. Cash medical support may be ordered in lieu of an order
1743 under subparagraph (A) of this subdivision to be effective until such
1744 time as health insurance that is accessible to the child and reasonable
1745 in cost becomes available, or in addition to such order, provided the
1746 combined cost of insurance and cash medical support is reasonable.
1747 An order for cash medical support shall be payable to the state or the
1748 custodial party, as their interests may appear. [,] Cash medical support
1749 to offset the cost of any insurance payable under the HUSKY Plan, Part
1750 A or Part B, [unless the] shall not be ordered against a noncustodial
1751 parent who is a low-income obligor, as defined in the child support
1752 guidelines established pursuant to section 46b-215a.

1753 Sec. 58. Subdivision (3) of subsection (a) of section 46b-215 of the
1754 general statutes is repealed and the following is substituted in lieu
1755 thereof (*Effective October 1, 2007*):

1756 (3) Proceedings to obtain orders of support under this section shall
1757 be commenced by the service on the liable person or persons of a
1758 verified petition, with summons and order, [in a form prescribed by
1759 the Office of the Chief Court Administrator,] of the husband or wife,
1760 child or any relative or the conservator, guardian or support
1761 enforcement officer, town or state, or any selectmen or the public
1762 official charged with the administration of public assistance of the
1763 town, or in [TANF] IV-D support cases, as defined in subdivision [(14)]
1764 (13) of subsection (b) of section 46b-231, as amended by this act, the
1765 Commissioner of Social Services. The verified petition, summons and
1766 order shall be filed in the judicial district in which the petitioner or
1767 respondent resides or does business, or if filed in the Family Support

1768 Magistrate Division, in the judicial district in which the petitioner or
1769 respondent resides or does business. Such petition, summons and
1770 order, in other than IV-D support cases, shall be on forms prescribed
1771 by the Office of the Chief Court Administrator.

1772 Sec. 59. Section 46b-223 of the general statutes is repealed and the
1773 following is substituted in lieu thereof (*Effective October 1, 2007*):

1774 The judges of the Superior Court may adopt any rules they deem
1775 necessary to implement the provisions of section 46b-220, including
1776 the application of said section to the practice of law, and the Office of
1777 the Chief Court Administrator, in other than IV-D support cases, shall
1778 prescribe any forms required to implement said section.

1779 Sec. 60. Section 46b-224 of the general statutes is repealed and the
1780 following is substituted in lieu thereof (*Effective October 1, 2007*):

1781 Whenever the Probate Court, in a guardianship matter under
1782 chapter 802h, or the Superior Court, in a [juvenile matter under
1783 chapter 815t,] family relations matter, as defined in section 46b-1,
1784 orders a change or transfer of the guardianship or custody of a child
1785 who is the subject of a preexisting support order, and the court makes
1786 no finding with respect to such support order, such guardianship or
1787 custody order shall operate to: (1) Suspend the support order if
1788 guardianship or custody is transferred to the obligor under the
1789 support order; or (2) modify the payee of the support order to be the
1790 person or entity awarded guardianship or custody of the child by the
1791 court, if such person or entity is other than the obligor under the
1792 support order.

1793 Sec. 61. Subsection (s) of section 46b-231 of the general statutes is
1794 repealed and the following is substituted in lieu thereof (*Effective*
1795 *October 1, 2007*):

1796 (s) Support enforcement officers of Support Enforcement Services of
1797 the Superior Court shall:

1798 (1) Supervise the payment of any child or spousal support order
1799 made by a family support magistrate. Supervision of such orders is
1800 defined as the utilization of all procedures available by law to collect
1801 child or spousal support, or enforce medical support including (A)
1802 issuance and implementation of income withholdings ordered by the
1803 Superior Court or a family support magistrate pursuant to section 52-
1804 362, as amended by this act, (B) issuance of an order requiring any
1805 party to appear before a family support magistrate on an action to
1806 modify a support order pursuant to subdivision (4) of this subsection,
1807 (C) issuance of a *capias mittimus* directed to a proper officer to arrest
1808 an obligor or witness and bring such obligor or witness before a family
1809 support magistrate if such obligor or witness is served with a
1810 summons, subpoena, citation or order to appear issued by a family
1811 support magistrate, the assistant clerk of the Family Support
1812 Magistrate Division or a support enforcement officer and fails to
1813 appear, [and] (D) if necessary, bringing an application for contempt to
1814 a family support magistrate and, in connection with such application,
1815 issuing an order requiring the obligor to appear before a family
1816 support magistrate to show cause why such obligor should not be held
1817 in contempt for failure to pay an order for child or spousal support
1818 entered by the Superior Court or a family support magistrate, and (E)
1819 issuance of a National Medical Support Notice in accordance with
1820 section 46b-88, as amended by this act;

1821 (2) In non-TANF cases, have the authority to bring petitions for
1822 support orders pursuant to section 46b-215, as amended by this act, file
1823 agreements for support with the assistant clerk of the Family Support
1824 Magistrate Division, and bring applications for show cause orders
1825 pursuant to section 46b-172, as amended by this act, and in IV-D
1826 support cases and cases under sections 46b-212 to [46b-213v] 46b-
1827 213w, inclusive, as amended by this act, enforce foreign support orders
1828 registered with the Family Support Magistrate Division pursuant to
1829 sections 46b-213f to 46b-213i, inclusive, as amended by this act, and file
1830 agreements for support with the assistant clerk of the Family Support
1831 Magistrate Division;

1832 (3) In connection with any order or agreement entered by, or filed
1833 with, the Family Support Magistrate Division, or any order entered by
1834 the Superior Court in a IV-D support case, upon order, investigate the
1835 financial situation of the parties and report findings to the family
1836 support magistrate regarding: (A) Any pending motion to modify such
1837 order or agreement; or (B) any request or application for modification
1838 of such order or agreement made by an obligee;

1839 (4) Review child support orders (A) in non-TANF IV-D support
1840 cases (i) at the request of either parent or custodial party subject to a
1841 support order, or (ii) upon receipt of information indicating a
1842 substantial change in circumstances of any party to the support order,
1843 (B) in TANF cases, at the request of the Bureau of Child Support
1844 Enforcement, or (C) as necessary to comply with federal requirements
1845 for the child support enforcement program mandated by Title IV-D of
1846 the Social Security Act, and initiate an action before a family support
1847 magistrate to modify such support order if it is determined upon such
1848 review that the order substantially deviates from the child support
1849 guidelines established pursuant to section 46b-215a or 46b-215b. A
1850 requesting party under subparagraph (A)(i) or (B) of this subdivision
1851 shall have a right to such review every three years without proving a
1852 substantial change in circumstances, but more frequent reviews shall
1853 be made only if such requesting party demonstrates a substantial
1854 change in circumstances. There shall be a rebuttable presumption that
1855 any deviation of less than fifteen per cent from the child support
1856 guidelines is not substantial and any deviation of fifteen per cent or
1857 more from the guidelines is substantial. Modification may be made of
1858 such support order without regard to whether the order was issued
1859 before, on or after May 9, 1991. In determining whether to modify a
1860 child support order based on a substantial deviation from such child
1861 support guidelines, consideration shall be given to the division of real
1862 and personal property between the parties set forth in any final decree
1863 entered pursuant to chapter 815j and the benefits accruing to the child
1864 as the result of such division. No order for periodic payment of
1865 support may be subject to retroactive modification, except that the

1866 family support magistrate may order modification with respect to any
1867 period during which there is a pending motion for modification of a
1868 support order from the date of service of notice of such pending
1869 motion to the opposing party pursuant to section 52-50.

1870 Sec. 62. Subsection (a) of section 52-362 of the general statutes is
1871 repealed and the following is substituted in lieu thereof (*Effective*
1872 *October 1, 2007*):

1873 (a) For purposes of this section:

1874 (1) "Dependent" means a spouse, former spouse or child entitled to
1875 payments under a support order, provided Support Enforcement
1876 Services of the Superior Court or the state acting under an assignment
1877 of a dependent's support rights or under an application for child
1878 support enforcement services shall, through an officer of Support
1879 Enforcement Services or the Bureau of Child Support Enforcement
1880 within the Department of Social Services or an investigator of the
1881 Department of Administrative Services or the Attorney General, take
1882 any action which the dependent could take to enforce a support order;

1883 (2) "Disposable earnings" means that part of the earnings of an
1884 individual remaining after deduction from those earnings of amounts
1885 required to be withheld for the payment of federal, state and local
1886 income taxes, employment taxes, normal retirement contributions,
1887 union dues and initiation fees, and group life and health insurance
1888 premiums;

1889 (3) "Earnings" means any debt accruing to an obligor by reason of
1890 such obligor's personal services, including any compensation payable
1891 by an employer to an employee for such personal services whether
1892 denominated as wages, salary, commission, bonus or otherwise,
1893 including unemployment compensation if a purchase of service
1894 agreement between the Commissioner of Social Services and the Labor
1895 Commissioner is in effect pursuant to subsection (e) of section 17b-179,
1896 as amended by this act;

1897 (4) "Employer" means any person, including the Labor
1898 Commissioner, who owes earnings to an obligor;

1899 (5) "Income" means any periodic form of payment due to an
1900 individual, regardless of source, including, but not limited to,
1901 disposable earnings, workers' compensation and disability benefits,
1902 payments pursuant to a pension or retirement program and interest;

1903 (6) "Obligor" means a person required to make payments under a
1904 support order;

1905 (7) "Support order" means a court order, or order of a family
1906 support magistrate including an agreement approved by a court or a
1907 family support magistrate, that requires the payment to a dependent of
1908 [either] current support, cash medical support, a specific dollar
1909 amount of child care costs or arrearage payments; [, payments on an
1910 arrearage, or both;]

1911 (8) "Unemployment compensation" means any compensation
1912 payable under chapter 567, including amounts payable by the
1913 administrator of the unemployment compensation law pursuant to an
1914 agreement under any federal law providing for compensation,
1915 assistance or allowances with respect to unemployment.

1916 Sec. 63. Subsection (e) of section 52-362 of the general statutes is
1917 repealed and the following is substituted in lieu thereof (*Effective*
1918 *October 1, 2007*):

1919 (e) A withholding order shall issue in the amount necessary to
1920 enforce a support order against only such nonexempt income of the
1921 obligor as exceeds the greater of (1) eighty-five per cent of the first one
1922 hundred forty-five dollars per week of disposable income, or (2) the
1923 amount exempt under Section 1673 of Title 15 of the United States
1924 Code, or against any lesser amount which the court or family support
1925 magistrate deems equitable. [The] Subject to subsection (d) of section
1926 46b-88, as amended by this act, the withholding order shall secure

1927 payment of past and future amounts due under the support order and
1928 an additional amount computed in accordance with the child support
1929 guidelines established in accordance with section 46b-215a, as
1930 amended by this act, to be applied toward liquidation of any arrearage
1931 accrued under such order, unless contested by the obligor after a
1932 notice has been served pursuant to subsection (c) of this section, in
1933 which case the court or family support magistrate may determine the
1934 amount to be applied toward the liquidation of the arrearage found to
1935 have accrued under prior order of the court or family support
1936 magistrate. In no event shall such additional amount be applied if
1937 there is an existing arrearage order from the court or family support
1938 magistrate in a IV-D support case, as defined in subdivision (13) of
1939 subsection (b) of section 46b-231, as amended by this act. Any
1940 investigator or other authorized employee of the Bureau of Child
1941 Support Enforcement within the Department of Social Services, or any
1942 officer of Support Enforcement Services of the Superior Court, may
1943 issue a withholding order entered by the Superior Court or a family
1944 support magistrate pursuant to subsection (b) of this section, and shall
1945 issue a withholding order pursuant to this subsection when the obligor
1946 becomes subject to withholding under subsection (c) of this section. On
1947 service of the order of withholding on an existing or any future
1948 employer or other payer of income, and until the support order is fully
1949 satisfied or modified, the order of withholding is a continuing lien and
1950 levy on the obligor's income as it becomes due.

1951 Sec. 64. Section 52-362e of the general statutes is repealed and the
1952 following is substituted in lieu thereof (*Effective October 1, 2007*):

1953 (a) Subject to the provisions of section 52-362h, whenever an order
1954 of the Superior Court or a family support magistrate for support of a
1955 [minor] child or children is issued, and, in [TFA] IV-D support cases as
1956 defined in subdivision (13) of subsection (b) of section 46b-231, as
1957 amended by this act, the person against whom such order was issued
1958 owes past-due support [of one hundred fifty dollars or more, or in
1959 non-TANF IV-D support cases, as defined in subdivision (13) of

1960 subsection (b) of said section 46b-231, the person against whom such
1961 order was issued owes past-due support of five hundred dollars or
1962 more] in the amount specified in subsection (c) of this section, the state
1963 shall submit to the Internal Revenue Service through the federal Office
1964 of Child Support Enforcement the name of such person and request
1965 the withholding from refunds of federal income taxes owed to such
1966 person of an amount equal to the past-due support, and payment of
1967 such withheld amount to the state for distribution [to the state for
1968 reimbursement of public assistance in TANF cases and in non-TANF
1969 IV-D support cases for distribution to the guardian or custodial parent
1970 of such minor child or children] in accordance with subsection (d) of
1971 this section, after first deducting from [the] any amount payable to
1972 [such] the guardian or custodial parent of such child a collection fee
1973 [determined by the Secretary of the Treasury to be] sufficient to
1974 reimburse the Internal Revenue Service and the state for the cost of the
1975 offset procedure.

1976 (b) (1) Subject to the provisions of subsection [(c)] (d) of this section,
1977 whenever an order of the Superior Court or a family support
1978 magistrate for support of a [minor] child or children is issued, and, in
1979 [TANF] IV-D support cases, the person against whom such support
1980 order is issued owes past-due support [of one hundred fifty dollars or
1981 more, or in non-TANF IV-D support cases the person against whom
1982 such order is issued owes past-due support of five hundred dollars or
1983 more] in the amount specified in subsection (c) of this section, the
1984 Department of Social Services shall submit to the Commissioner of
1985 Administrative Services the name of such person and request the
1986 withholding from refunds of state income taxes owed to such person
1987 of an amount equal to the past-due support, and payment of such
1988 withheld amount by the Commissioner of Revenue Services to the
1989 state for distribution [to the state for reimbursement of public
1990 assistance in TANF cases and in non-TANF IV-D support cases for
1991 distribution to the guardian or custodial parent of such minor child or
1992 children] in accordance with subsection (d) of this section.

1993 (2) Whenever an order of the Superior Court or family support
1994 magistrate is issued against a parent to cover the cost of health
1995 insurance for a child who is eligible for Medicaid and such parent has
1996 received payment from a third party for the costs of services provided
1997 under such health coverage for such child but such parent has not used
1998 such payments to reimburse, as appropriate, either the other parent or
1999 guardian or the provider of such services, the Commissioner of Social
2000 Services shall submit to the Commissioner of Administrative Services
2001 the name of such person and request the withholding from refunds of
2002 state income taxes owed to such person of an amount necessary to
2003 reimburse the Department of Social Services for such costs under the
2004 Medicaid program, and payment of such amount shall be withheld by
2005 the Commissioner of Revenue Services and distributed to the
2006 Department of Social Services for reimbursement. However, any
2007 claims for current or past due child support shall take priority over
2008 any such claims for the costs of such services.

2009 (c) The amount of past-due support qualifying a IV-D support case
2010 for use of the federal income tax refund withholding procedure under
2011 subsection (a) of this section or the state income tax refund
2012 withholding procedure under subdivision (1) of subsection (b) of this
2013 section shall be: (1) One hundred fifty dollars or more in temporary
2014 family assistance cases under section 17b-112; and (2) five hundred
2015 dollars or more in nontemporary family assistance cases.

2016 [(c)] (d) Support collected pursuant to this section shall be
2017 distributed as required by Title IV-D of the Social Security Act.

2018 [(d)] (e) The Commissioner of Social Services shall adopt
2019 regulations, in accordance with chapter 54, setting forth procedures in
2020 compliance with federal law and regulations under Title IV-D of the
2021 Social Security Act providing for adequate notice of (1) the right to a
2022 review by Support Enforcement Services of the Superior Court, (2) the
2023 right to a fair hearing before a hearing officer, (3) a list of available
2024 defenses including the defense described in section 52-362h, and (4)

2025 procedures for a fair hearing for any person who is alleged to owe
2026 past-due support and is subject to the provisions of this section.

2027 Sec. 65. (NEW) (*Effective January 1, 2008*) (a) Notwithstanding any
2028 provision of the general statutes, the Commissioner of Motor Vehicles
2029 shall not issue a renewal of registration for any recreational vehicle;
2030 antique, rare or special interest motor vehicle; motorcycle; snowmobile
2031 or all-terrain vehicle; or vessel for the next registration period if the
2032 owner thereof has been identified by the IV-D agency, as defined in
2033 subdivision (12) of subsection (b) of section 46b-231 of the general
2034 statutes, as amended by this act, as a child support obligor owing at
2035 least five thousand dollars past-due support in a IV-D case, as defined
2036 in subdivision (13) of subsection (b) of section 46b-231 of the general
2037 statutes, as amended by this act.

2038 (b) The Commissioner of Motor Vehicles and the IV-D agency shall
2039 enter into an agreement for the exchange of information necessary for
2040 the purposes of this section. Such agreement shall include provision
2041 for: (1) Automated date exchange to the maximum extent feasible, (2)
2042 release of owner information to the IV-D agency pursuant to
2043 subparagraph (A) (vii) of subdivision (1) of subsection (b) of section
2044 17b-137 of the general statutes, and (3) notice to the applicant for
2045 registration who is identified by the IV-D agency under subsection (a)
2046 of this section of: (A) The reason for refusal to renew the registration of
2047 the motor vehicle or vessel, (B) the amount of past-due support alleged
2048 to be owing, and (C) the right to request a fair hearing before a hearing
2049 officer of the Department of Social Services pursuant to section 17b-60
2050 of the general statutes either: (i) To challenge the identification of such
2051 applicant as a child support obligor owing at least five thousand
2052 dollars past-due support in a IV-D support case, or (ii) to show that the
2053 vehicle being denied renewal of registration under subsection (a) of
2054 this section is used in the applicant's trade or business, or is necessary
2055 for the applicant to commute to and from such applicant's place of
2056 employment.

2057 (c) If a hearing officer finds, pursuant to a hearing held under
2058 subsection (b) of this section, that the applicant for renewal of
2059 registration was incorrectly identified as a child support obligor owing
2060 at least five thousand dollars past-due support in a IV-D support case,
2061 or that the vehicle being denied renewal of registration under
2062 subsection (a) of this section is used in the applicant's trade or
2063 business, or is necessary for the applicant to commute to and from
2064 such applicant's place of employment, the IV-D agency shall so notify
2065 the Commissioner of Motor Vehicles, who shall take any action on the
2066 application for renewal of registration that may be warranted under
2067 subpart A of part III of chapter 246 of the general statutes.

2068 Sec. 66. Subsection (a) of section 12-742 of the general statutes is
2069 repealed and the following is substituted in lieu thereof (*Effective*
2070 *October 1, 2007*):

2071 (a) In cases where any person or entity is due a refund of state
2072 income taxes, and that same person owes a debt or obligation for
2073 which the Commissioner of Administrative Services is seeking
2074 reimbursement, the Commissioner of Revenue Services, upon
2075 notification by the Commissioner of Administrative Services, shall
2076 withhold the payment of said refund to such person or entity to the
2077 extent of such debt or obligation, provided the Commissioner of
2078 Revenue Services shall notify such debtor that he or she has the right
2079 to a hearing before an officer designated by the Commissioner of
2080 Administrative Services if he or she contests the validity or amount of
2081 the Commissioner of Administrative Services' claim, except that where
2082 the debt or obligation is a debt resulting from failure to pay an order
2083 for child support, the administrative review process will be held in
2084 accordance with subsection [(c)] (e) of section 52-362e, as amended by
2085 this act. If the debtor fails to apply in writing to the Commissioner of
2086 Administrative Services for a hearing within sixty days of the issuance
2087 of notice of withholding, the Commissioner of Revenue Services shall
2088 remit the amount of the withheld refund to the Commissioner of
2089 Administrative Services. If the debtor elects an administrative hearing

2090 within this time, the Commissioner of Revenue Services shall remit the
 2091 amount of the withheld refund in accordance with any decisions of the
 2092 hearing officer or the court upon an appeal of the hearing officer's
 2093 decision.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2008</i>	17b-77
Sec. 2	<i>October 1, 2007</i>	17b-179(h)
Sec. 3	<i>October 1, 2007</i>	17b-745(a)(2)(A)
Sec. 4	<i>October 1, 2007</i>	17b-745(a)(7)(A)
Sec. 5	<i>October 1, 2007</i>	38a-497a(e)
Sec. 6	<i>October 1, 2007</i>	46b-84(b)
Sec. 7	<i>October 1, 2007</i>	46b-84(f)
Sec. 8	<i>October 1, 2007</i>	46b-88(b)(1)
Sec. 9	<i>October 1, 2007</i>	46b-88(d)
Sec. 10	<i>October 1, 2007</i>	46b-160(a)
Sec. 11	<i>October 1, 2007</i>	46b-171(a)(2)
Sec. 12	<i>October 1, 2007</i>	46b-172(b)(4)
Sec. 13	<i>October 1, 2007</i>	46b-172(c)(3)
Sec. 14	<i>January 1, 2008</i>	46b-212
Sec. 15	<i>January 1, 2008</i>	46b-212a
Sec. 16	<i>January 1, 2008</i>	46b-212b
Sec. 17	<i>January 1, 2008</i>	46b-212c
Sec. 18	<i>January 1, 2008</i>	46b-212d
Sec. 19	<i>January 1, 2008</i>	46b-212e
Sec. 20	<i>January 1, 2008</i>	46b-212f
Sec. 21	<i>January 1, 2008</i>	46b-212h
Sec. 22	<i>January 1, 2008</i>	46b-212i
Sec. 23	<i>January 1, 2008</i>	46b-212j
Sec. 24	<i>January 1, 2008</i>	46b-212k
Sec. 25	<i>January 1, 2008</i>	46b-212l
Sec. 26	<i>January 1, 2008</i>	46b-212m
Sec. 27	<i>January 1, 2008</i>	46b-212o
Sec. 28	<i>January 1, 2008</i>	46b-212p
Sec. 29	<i>January 1, 2008</i>	46b-212q
Sec. 30	<i>January 1, 2008</i>	46b-212r
Sec. 31	<i>January 1, 2008</i>	46b-212s

Sec. 32	<i>January 1, 2008</i>	46b-212t
Sec. 33	<i>January 1, 2008</i>	46b-212v
Sec. 34	<i>January 1, 2008</i>	46b-212w
Sec. 35	<i>January 1, 2008</i>	46b-212x
Sec. 36	<i>January 1, 2008</i>	46b-212z
Sec. 37	<i>January 1, 2008</i>	46b-213
Sec. 38	<i>January 1, 2008</i>	46b-213a
Sec. 39	<i>January 1, 2008</i>	46b-213b
Sec. 40	<i>January 1, 2008</i>	46b-213d
Sec. 41	<i>January 1, 2008</i>	46b-213e
Sec. 42	<i>January 1, 2008</i>	46b-213f(a)
Sec. 43	<i>January 1, 2008</i>	46b-213g
Sec. 44	<i>January 1, 2008</i>	46b-213h
Sec. 45	<i>January 1, 2008</i>	46b-213j
Sec. 46	<i>January 1, 2008</i>	46b-213k
Sec. 47	<i>January 1, 2008</i>	46b-213l
Sec. 48	<i>January 1, 2008</i>	46b-213m
Sec. 49	<i>January 1, 2008</i>	46b-213p
Sec. 50	<i>January 1, 2008</i>	46b-213q
Sec. 51	<i>January 1, 2008</i>	46b-213r
Sec. 52	<i>January 1, 2008</i>	46b-213s
Sec. 53	<i>January 1, 2008</i>	46b-213t
Sec. 54	<i>January 1, 2008</i>	46b-213u
Sec. 55	<i>January 1, 2008</i>	46b-213v
Sec. 56	<i>January 1, 2008</i>	46b-213w
Sec. 57	<i>October 1, 2007</i>	46b-215(a)(2)
Sec. 58	<i>October 1, 2007</i>	46b-215(a)(3)
Sec. 59	<i>October 1, 2007</i>	46b-223
Sec. 60	<i>October 1, 2007</i>	46b-224
Sec. 61	<i>October 1, 2007</i>	46b-231(s)
Sec. 62	<i>October 1, 2007</i>	52-362(a)
Sec. 63	<i>October 1, 2007</i>	52-362(e)
Sec. 64	<i>October 1, 2007</i>	52-362e
Sec. 65	<i>January 1, 2008</i>	New section
Sec. 66	<i>October 1, 2007</i>	12-742(a)

Statement of Purpose:

To: (1) Comply with Title IV-D program requirements in the federal Deficit Reduction Act of 2005; (2) adopt the 2001 revisions to the Uniform Interstate Family Support Act, as recommended by the

National Conference of Commissioners on Uniform State Laws; and (3) make other improvements to the Connecticut child support enforcement program.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]