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| PREVAILED | Roll Call No. _____ |
| FAILED | Ayes _____ |
| WITHDRAWN | Noes _____ |
| RULED OUT OF ORDER | |

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1337 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. AMENDED TO READ AS FOLLOWS
- 4 [EFFECTIVE: JULY 1, 1998]: Sec. 3. (a) Any earnings of a person
- 5 employed under this chapter, less payroll deductions required by law
- 6 and court ordered deductions for satisfaction of a judgment against that
- 7 person, **including a judgment regarding delinquent child support**
- 8 **described in IC 31-16-16-2**, shall be collected by the county sheriff,
- 9 probation department, county office of family and children, or other
- 10 agency designated by the sentencing or committing court. Unless
- 11 otherwise ordered by the court, the remaining earnings shall be
- 12 distributed in the following order:
- 13 (1) To pay state and federal income taxes and Social Security
- 14 deductions not otherwise withheld.
- 15 (2) To pay the cost of membership in an employee organization.
- 16 (3) Not less than fifteen percent (15%) of the person's gross
- 17 earnings, if that amount of the gross is available after the above
- 18 deductions, to be given to that person or retained for the person,
- 19 with accrued interest, until the person's release or discharge.
- 20 (4) To pay for the person's room and board provided by the
- 21 county.
- 22 (5) To pay transportation costs to and from work, and other work
- 23 related incidental expenses.
- 24 (6) To pay court ordered costs, fines, or restitution.
- 25 (b) After the amounts prescribed in subsection (a) are deducted,
- 26 the remaining amount may be used to:

- 1 (1) when directed by the person or ordered by the court, pay for
2 the support of the person's dependents (if the person's
3 dependents are receiving welfare assistance, the appropriate
4 office of family and children or welfare department in another
5 state shall be notified of such disbursements); and
6 (2) with the consent of the person, pay to the person's victims or
7 others any unpaid obligations of that person.
8 (c) Any remaining amount shall be given to the person or retained
9 for the person according to subsection (a)(3).
10 (d) The collection of room and board under subsection (a)(4) may
11 be waived."

12 Page 4, between lines 20 and 21, begin a new paragraph and
13 insert:

14 "SECTION 2. IC 31-14-12-3, AS ADDED BY P.L.1-1997,
15 SECTION 6, IS AMENDED TO READ AS FOLLOWS: Sec. 3. (a) If
16 the court finds that a party is delinquent as a result of an intentional
17 violation of an order for support, the court may find the party in
18 contempt of court.

19 (b) The court may order a party who is found in contempt of court
20 under this section to **do one or more of the following:**

21 (1) Perform community service without compensation in a
22 manner specified by the court.

23 (2) **Participate in a work release program under IC 11-12-5
24 for the purpose of using the party's earnings to satisfy
25 under IC 11-12-5-3 the party's child support arrearage."**

26 SECTION 3. IC 31-16-12-6, AS ADDED BY P.L.1-1997,
27 SECTION 8, IS AMENDED TO READ AS FOLLOWS: Sec. 6. If the
28 court finds that a party is delinquent as a result of an intentional
29 violation of an order for support, the court may find the party in
30 contempt of court. The court may order a party who is found in
31 contempt of court under this section to:

32 (1) Perform community service without compensation in a
33 manner specified by the court.

34 (2) **Participate in a work release program under IC 11-12-5
35 for the purpose of using the party's earnings to satisfy
36 under IC 11-12-5-3 the party's child support arrearage."**

37 Renumber all SECTIONS consecutively.

(Reference is to HB1337 as printed January 28, 1998.)

Representative BUCK