

HOUSE BILL No. 5887

June 1, 1992, Introduced by Reps. Baade, Bennane, Gire, Berman, Bartnik, DeMars, Anthony, Olshove, Yokich and Bodem and referred to the Committee on Social Services and Youth.

A bill to amend sections 10 and 23 of Act No. 295 of the Public Acts of 1982, entitled as amended "Support and visitation enforcement act," section 23 as amended by Act No. 210 of the Public Acts of 1985, being sections 552.610 and 552.623 of the Michigan Compiled Laws; and to add section 7a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 10 and 23 of Act No. 295 of the Public
2 Acts of 1982, section 23 as amended by Act No. 210 of the Public
3 Acts of 1985, being sections 552.610 and 552.623 of the Michigan
4 Compiled Laws, are amended and section 7a is added to read as
5 follows:

6 SEC. 7A. IN THE CASE OF A PAYER SUBJECT TO A SUPPORT ORDER
7 WHO IS AT LEAST 3 MONTHS IN ARREARS OF SUPPORT AND WHO IS
8 DETERMINED BY THE OFFICE OF THE FRIEND OF THE COURT TO BE THE

1 HOLDER OF AN OCCUPATIONAL LICENSE, REGISTRATION, OR CERTIFICATE
2 ISSUED BY THE STATE OF MICHIGAN, THE OFFICE OF THE FRIEND OF THE
3 COURT SHALL SEND A NOTICE OF ARREARAGE TO THE STATE BOARD,
4 AGENCY, OR DEPARTMENT HAVING REGULATORY AUTHORITY AND SHALL
5 REQUEST THAT A HEARING BE HELD REGARDING THE IMPOSITION OF A
6 SANCTION AGAINST THE LICENSE, REGISTRATION, OR CERTIFICATE OF THE
7 PAYER.

8 Sec. 10. (1) The payer shall give to the office of the
9 friend of the court at the time the order of income withholding
10 is issued the name and address of his or her employer. The payer
11 shall immediately give to the office of the friend of the court
12 notice of the name and address of any subsequent employer.

13 (2) THE PAYER SHALL GIVE TO THE OFFICE OF THE FRIEND OF THE
14 COURT AT THE TIME AN ORDER OF INCOME WITHHOLDING OR SUPPORT ORDER
15 IS ISSUED INFORMATION REGARDING THE HOLDING OF ANY OCCUPATIONAL
16 LICENSE, REGISTRATION, OR CERTIFICATE ISSUED BY THE STATE OF
17 MICHIGAN. THE PAYER SHALL IMMEDIATELY GIVE THE OFFICE OF THE
18 FRIEND OF THE COURT NOTICE OF ANY CHANGE IN HIS OR HER STATUS AS
19 AN INDIVIDUAL WHOSE OCCUPATION IS LICENSED, REGISTERED, CERTIFI-
20 CATED, OR OTHERWISE REGULATED BY THE STATE OF MICHIGAN.

21 Sec. 23. (1) ~~The~~ EXCEPT IN THE CASE OF A PAYER WHOSE
22 OCCUPATIONAL LICENSE, REGISTRATION, OR CERTIFICATE IS NECESSARY
23 FOR THE PRACTICE OF A PARTICULAR OCCUPATION OR BUSINESS, THE
24 source of income shall not use an order of income withholding as
25 a basis for refusing to employ, discharging, or taking any disci-
26 plinary action or imposing any penalty against a payer.

1 (2) A source of income who refuses to employ, discharges,
2 disciplines, or penalizes a payer in violation of this section is
3 guilty of a misdemeanor, punishable by a fine of not more than
4 \$500.00, and shall be required to make full restitution to the
5 aggrieved payer, including reinstatement and back pay.

6 Section 2. This amendatory act shall not take effect unless
7 all of the following bills of the 86th Legislature are enacted
8 into law:

9 (a) Senate Bill No. _____ or House Bill No. 5890
10 (request no. 04439'91 a).

11 (b) Senate Bill No. _____ or House Bill No. 5882
12 (request no. 04439'91 b).

13 (c) Senate Bill No. _____ or House Bill No. 5889
14 (request no. 04439'91 c).

15 (d) Senate Bill No. _____ or House Bill No. 5888
16 (request no. 04439'91 d).

17 (e) Senate Bill No. _____ or House Bill No. 5886
18 (request no. 04439'91 e).

19 (f) Senate Bill No. _____ or House Bill No. 5883
20 (request no. 04439'91 f).

21 (g) Senate Bill No. _____ or House Bill No. 5884
22 (request no. 04439'91 g).

23 (h) Senate Bill No. _____ or House Bill No. 5885
24 (request no. 04439'91 h).

25 (i) Senate Bill No. _____ or House Bill No. 5880
26 (request no. 04439'91 i).

1 (j) Senate Bill No. _____ or House Bill No. 5879

2 (request no. 04439'91 j).

3 (k) Senate Bill No. _____ or House Bill No. 5881

4 (request no. 04439'91 k).