



HOUSE BILL No. 4380

February 9, 1995, Introduced by Reps. Randall and McNutt and referred to the Committee on Judiciary and Civil Rights.

A bill to amend section 9 of Act No. 295 of the Public Acts of 1982, entitled as amended "Support and visitation enforcement act," as amended by Act No. 210 of the Public Acts of 1985, being section 552.609 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 9 of Act No. 295 of the Public Acts of
2 1982, as amended by Act No. 210 of the Public Acts of 1985, being
3 section 552.609 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 9. (1) An order of income withholding entered under
6 this act shall be served on sources of income as provided in sec-
7 tion 11. The order shall direct sources of income to withhold
8 from income due the payer and to pay to the office of the friend
9 of the court for the judicial circuit in which the order was

1 entered an amount sufficient to meet the payments ordered for
2 support and service fees, and to defray arrearages in payments
3 and service fees due at the time the order of income withholding
4 takes effect. The order shall also direct that the amount with-
5 held shall not exceed the amount allowed under section ~~303(b)~~
6 303 of title III of the consumer credit protection act, Public
7 Law 90-321, 15 U.S.C. ~~+673(b)~~ 1673. The order shall be accom-
8 panied by a notice containing a statement of the requirements of
9 sections 11, 11a, 12, 13, 14, ~~21,~~ and 23. The order shall also
10 direct that ~~any~~ income withheld under the order shall be paid
11 to the office of the friend of the court within 3 days after the
12 date of the withholding.

13 (2) AN ORDER OF INCOME WITHHOLDING ENTERED UNDER THIS ACT
14 SHALL PROVIDE THAT, IF THE SOURCE OF INCOME IS AN EMPLOYER, THE
15 EMPLOYER MAY WITHHOLD AN ADDITIONAL AMOUNT, NOT TO EXCEED \$5.00,
16 FROM INCOME DUE THE PAYER AND MAY RETAIN THE ADDITIONAL AMOUNT AS
17 REIMBURSEMENT FOR THE EXPENSE OF EXECUTING THE ORDER. IF THE
18 PAYER IS SUBJECT TO MORE THAN 1 ORDER OF INCOME WITHHOLDING UNDER
19 THIS ACT, THE EMPLOYER SHALL NOT WITHHOLD MORE THAN \$5.00 FOR
20 EXECUTING ALL OF THE ORDERS.