

2A:17-56.8

LEGISLATIVE HISTORY CHECKLIST

NJSA: 2A:17-56.8

(Unemployment insurance benefits-allow execution for child support)

LAWS OF: 1985

CHAPTER: 53

Bill No: S1972

Sponsor(s): De Francesco

Date Introduced: June 25, 1984

Committee: Assembly: ///

Senate: Labor, Industry and Professions

Amended during passage: No

Date of Passage: Assembly: Jan. 3, 1985

Senate: Dec. 17, 1984

Date of Approval: February 21, 1985

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: Assembly No

Senate Yes

Fiscal Note: No

Veto Message: No

Message on Signing: ~~No~~ yes

Following were printed:

Reports: No

Hearings: No

DEPOSITORY COPY
Do Not Remove From Library

SENATE, No. 1972

STATE OF NEW JERSEY

INTRODUCED JUNE 25, 1984

By Senator DiFRANCESCO

Referred to Committee on Labor, Industry and Professions

AN ACT concerning income execution upon unemployment compensation benefits and certain other assets and amending P. L. 1981, c. 417.

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. Section 2 of P. L. 1981, c. 417 (C. 2A:17-56.8) is amended to
2 read as follows:

3 2. Every order of a court for alimony, maintenance or child
4 support payments shall include a written notice to the payer stating
5 that the order may be enforced by an income execution upon the
6 commissions, earnings, salaries, wages and other current or future
7 income due from the payer's employer or successor employers
8 *and upon the unemployment compensation benefits due the payer*
9 *and against debts, income, trust funds, profits or income from any*
10 *other source due the payer.*

1 2. This act shall take effect immediately.

STATEMENT

Withholding of wages has proved one of the most effective means of enforcing child support orders, both directly and is a deterrent to delinquency. A necessary adjunct to wage withholding is the garnishment of unemployment insurance benefits. Federal regulations, Pub. L. 97-35, (42 U. S. C. § 503) require that a state have provisions for enforcement of child support orders, under certain conditions, through garnishment of Unemployment Insurance compensations. The above amendment to P. L. 1981, c. 417 will put New Jersey in compliance with the federal requirement.

Matter printed in italics *thus* is new matter.

SENATE, No. 1972

STATE OF NEW JERSEY

INTRODUCED JUNE 25, 1984

By Senator DiFRANCESCO

Referred to Committee on Labor, Industry and Professions

AN ACT concerning income execution upon unemployment compensation benefits and certain other assets and amending P. L. 1981, c. 417.

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. Section 2 of P. L. 1981, c. 417 (C. 2A:17-56.8) is amended to
2 read as follows:

3 2. Every order of a court for alimony, maintenance or child
4 support payments shall include a written notice to the payer stating
5 that the order may be enforced by an income execution upon the
6 commissions, earnings, salaries, wages and other current or future
7 income due from the payer's employer or successor employers
8 *and upon the unemployment compensation benefits due the payer*
9 *and against debts, income, trust funds, profits or income from any*
10 *other source due the payer.*

1 2. This act shall take effect immediately.

STATEMENT

Withholding of wages has proved one of the most effective means of enforcing child support orders, both directly and is a deterrent to delinquency. A necessary adjunct to wage withholding is the garnishment of unemployment insurance benefits. Federal regulations, Pub. L. 97-35, (42 U. S. C. § 503) require that a state have provisions for enforcement of child support orders, under certain conditions, through garnishment of Unemployment Insurance compensations. The above amendment to P. L. 1981, c. 417 will put New Jersey in compliance with the federal requirement.

Matter printed in italics *thus* is new matter.

SENATE LABOR, INDUSTRY AND PROFESSIONS
COMMITTEE

STATEMENT TO

SENATE, No. 1972

STATE OF NEW JERSEY

DATED: DECEMBER 6, 1984

This bill amends a section of the "New Jersey Support Enforcement Act" (1981) to provide that every court order for alimony, maintenance or child support payments may be enforced by an income execution upon the unemployment compensation benefits due the payer and against debts, income, trust funds, profits and income from any other source due the payer.



OFFICE OF THE GOVERNOR NEWS RELEASE

CN-001

Contact: PAUL WOLCOTT
609-292-8956

TRENTON, N.J. 08625

Release: FRIDAY, FEB. 22, 1985

Governor Thomas H. Kean has signed legislation which authorizes the Child Support Unit in the Department of Human Services to obtain income executions on unemployment insurance benefits to enforce child support orders.

The bill, S-1972, was sponsored by State Senator Donald T. DiFrancesco, R-Union. It brings New Jersey statutes into compliance with Federal law governing child support.

The Governor also signed the following bills:

S-596, sponsored by State Senator S. Thomas Gagliano, R-Monmouth, which directs local school districts to establish policies which would allow military recruiters the same access to school facilities as is provided to educational and occupational recruiters.

S-534, sponsored by State Senator Wayne Dumont, Jr., R-Warren, which provides for the inclusion of budgeted free balances (surplus) and miscellaneous revenue in the calculation of school district budget caps. Under the bill, cap allowances would be computed as they currently are, but would be based on the district's adjusted net current expense budget per pupil after including the surplus and miscellaneous revenue.

S-1306, sponsored by State Senator Joseph Hirkala, D-Passaic, which provides that a housing police officer shall, under certain circumstances, have all the powers conferred by the law on police officers, so long as the housing police officer has completed full training as required by the Police Training Commission, and qualifies annually in the use of a weapon.