

2A:17-56.11a

LEGISLATIVE HISTORY CHECKLIST
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(Child support)

JSA: 2A:17-56.11a

LAWS OF: 1995 CHAPTER: 287

BILL NO: S2345

SPONSOR(S): Matheussen

DATE INTRODUCED: November 9, 1995

COMMITTEE: ASSEMBLY Insurance
SENATE: Human Services

AMENDED DURING PASSAGE: No

DATE OF PASSAGE: ASSEMBLY: December 18, 1995
SENATE: December 11, 1995

DATE OF APPROVAL: December 22, 1995

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes

COMMITTEE STATEMENT: ASSEMBLY: Yes
SENATE: Yes

FISCAL NOTE: No

VETO MESSAGE: No

MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:

REPORTS: No

HEARINGS: No

KBP:pp

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P.L.1995. CHAPTER 287. *approved December 22, 1995*

1995 Senate No. 2345

1 **AN ACT** concerning health insurance coverage pursuant to a child
2 support order and supplementing P.L.1981, c.417 (C.2A:17-56.7
3 et seq.).

4
5 **BE IT ENACTED** by the Senate and General Assembly of the
6 *State of New Jersey*:

7 1. When an obligor is eligible for health benefits plan coverage
8 which includes dependents and is available through an employer in
9 this State, and the obligor is required by a court or administrative
10 order to provide medical support coverage for his child, the
11 employer who is the payor shall:

12 a. Permit the obligor to enroll his child under the health
13 benefits plan as a dependent, without regard to any enrollment
14 season restrictions;

15 b. Permit the child's other parent, or the Division of Medical
16 Assistance and Health Services as the State Medicaid agency or
17 the Division of Family Development as the State IV-D agency, in
18 the Department of Human Services, to enroll the child under the
19 health benefits plan if the obligor, who is the covered person,
20 fails to enroll the child;

21 c. Not terminate coverage of the child unless:

22 (1) the obligor provides the payor with satisfactory written
23 evidence that the court or administrative order is no longer in
24 effect, or the child is or will be enrolled in a comparable health
25 benefits plan whose coverage will be effective on the date of the
26 termination of coverage, or

27 (2) the payor is no longer providing or making available to its
28 employees health benefits plan coverage which includes
29 dependents; and

30 d. Withhold from the obligor's compensation the obligor's
31 share, if any, of premiums for health benefits plan coverage for
32 the obligor and the obligor's dependent and pay the withheld
33 amount to the health benefits plan carrier or administrator, as
34 appropriate, subject to federal regulations. The amount withheld
35 shall not exceed the maximum amount permitted to be withheld
36 under section 303(b) of the federal "Consumer Credit Protection
37 Act," 15 U.S.C. § 1673(b).

38 2. This act shall take effect immediately.

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STATEMENT

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43 The provisions of this bill implement requirements under the
44 federal "Omnibus Budget Reconciliation Act of 1993,"
45 Pub.L.103-66, concerning responsibilities of employers (payors) in
46 assisting in the enforcement of child support orders concerning
47 medical support of a child.

1 Specifically, the bill provides that when a non-custodial parent
2 (obligor) is eligible, through his employer, for health benefits plan
3 coverage which includes dependents and is required by a court or
4 administrative order to provide medical support coverage for his
5 child, the employer shall:

6 (1) Permit the non-custodial parent to enroll his child as a
7 dependent, without regard to any enrollment season restrictions;

8 (2) Permit the child's other parent, or the State Medicaid
9 agency or State IV-D child support enforcement agency, in the
10 Department of Human Services, to enroll the child under the
11 health benefits plan if the non-custodial parent, who is the
12 covered person, fails to enroll the child; and

13 (3) Not terminate coverage of the child unless:

14 (a) the obligor provides the payor with satisfactory written
15 evidence that the court or administrative order is no longer in
16 effect, or the child is or will be enrolled in a comparable health
17 benefits plan whose coverage will be effective on the date of the
18 termination of coverage, or

19 (b) the payor is no longer providing or making available to its
20 employees health benefits plan coverage which includes
21 dependents; and

22 (4) Withhold from the obligor's compensation the obligor's
23 share, if any, of premiums for health benefits plan coverage for
24 the obligor and the obligor's dependent and pay the withheld
25 amount to the health benefits plan carrier or administrator,
26 subject to federal regulations. The amount withheld shall not
27 exceed the maximum amount permitted to be withheld under
28 section 303(b) of the federal "Consumer Credit Protection Act,"
29 15 U.S.C. § 1673(b).

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35 Specifies actions employer must take to assist in enforcement of
child support order regarding medical support of child.

SENATE, No. 2345

STATE OF NEW JERSEY

INTRODUCED NOVEMBER 9, 1995

By Senators MATHEUSSEN and BASSANO

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child support order regarding medical support of child.

ASSEMBLY INSURANCE COMMITTEE

STATEMENT TO

SENATE, No. 2345

STATE OF NEW JERSEY

DATED: DECEMBER 14, 1995

The Assembly Insurance Committee reports favorably Senate, No. 2345.

The provisions of this bill implement requirements under the federal "Omnibus Budget Reconciliation Act of 1993," Pub.L.103-66, concerning responsibilities of employers (payors) in assisting in the enforcement of child support orders concerning medical support of a child.

Specifically, the bill provides that when a non-custodial parent (obligor) is eligible, through his employer, for health benefits plan coverage which includes dependents and is required by a court or administrative order to provide medical support coverage for his child, the employer shall:

(1) Permit the non-custodial parent to enroll his child as a dependent, without regard to any enrollment season restrictions;

(2) Permit the child's other parent, or the State Medicaid agency or State IV-D child support enforcement agency, in the Department of Human Services, to enroll the child under the health benefits plan if the non-custodial parent, who is the covered person, fails to enroll the child; and

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SENATE HUMAN SERVICES COMMITTEE

STATEMENT TO

SENATE, No. 2345

STATE OF NEW JERSEY

DATED: NOVEMBER 27, 1995

The Senate Human Services Committee favorably reports Senate Bill No. 2345.

The provisions of this bill implement requirements under the federal "Omnibus Budget Reconciliation Act of 1993," Pub.L.103-66, concerning responsibilities of employers (payors) in assisting in the enforcement of child support orders concerning medical support of a child.

Specifically, the bill provides that when a non-custodial parent (obligor) is eligible, through his employer, for health benefits plan coverage which includes dependents and is required by a court or administrative order to provide medical support coverage for his child, the employer shall:

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