

**S.F. No. 0072      License suspensions-child support.**

Sponsored By:                      Joint Labor, Health and Social Services Interim Committee

AN ACT relating to child support enforcement; authorizing the suspension of a motor vehicle operator's license, professional or occupational licenses and hunting and fishing licenses for nonpayment of child support as specified; establishing procedures; providing for appeals as specified; and providing for an effective date.

1/14/97      Bill Number Assigned  
 1/15/97      S Received for Introduction  
 1/15/97      S Introduced and Referred to S10  
 1/24/97      S10 Recommended Amend and Do Pass

## ROLL CALL

Ayes: Senator(s) Cathcart, Devin, Meier and Scott

Nays: Senator(s) Goodenough

Ayes 4      Nays 1      Excused 0      Absent 0      Conflicts 0

1/24/97      S Placed on General File  
 1/29/97      Amendment Adopted

SF0072SS001/A

Page 1-line 6

Page 1-line 16

Delete "an"; delete "date" insert "dates".

After "(a)" insert "If the department determines that a driver's license suspension may be better achieved through an administrative suspension,"; delete "shall" insert "may".

Page 5-line 15

After "." delete balance of line and insert "After a review of the record, the hearing examiner shall issue an order affirming, modifying or rescinding the notice to suspend the license of the obligor.".

Page 7-line 3

Before "any" insert "a driver's license, commercial driver's license, or".

Page 7-line 17

After "that" insert "his driver's license, commercial license and".

Page 8-line 15

After "." insert "The licensing agencies shall, as needed, adopt reasonable rules and regulations to ensure such licenses are immediately reinstated upon receipt of the notice.".

Page 8-line 22

After "," insert "31-7-113(e),".

Page 10-lines 17 through 25      Delete entirely and      insert:

"(p)    The department shall determine whether the obligor has only a driver's license as defined in W.S. 31-7-102(a)(xxv), or a driver's license and other professional, occupational or recreational licenses subject to suspension or other restriction. If the only license an obligor has is a driver's license, the department may commence procedures pursuant to W.S. 20-6-111 to suspend the license administratively if the obligor is in arrears the equivalent of at least triple his current monthly child support obligation unless the obligor:".

Page 11-line 13

After "rescinded" insert "and the license may be reinstated".

Page 16-After line 24 insert:

**"31-7-113. Fees.**

(e) Notwithstanding W.S. 31-7-131(c), if a driver's license is reinstated after a period of suspension or revocation, the fee for the

reinstatement shall be fifty dollars (\$50.00) unless the final decision by the hearing examiner, or a court reverses the action taken by the department. If a driver's license is reinstated after suspension for nonpayment of child support pursuant W.S. 20-6-111 or 20-6-112, the fee for reinstatement shall be not more than five dollars (\$5.00)."

Page 43-line 1 Delete "license" insert "permit".

Page 43-line 4 Delete "license" insert "permit".

Page 43-line 6 Delete "license" insert "permit".

Page 45-After lines 4 through 7 Delete entirely and insert:

"**Section 3.** The department of family services and the licensing agencies specified in this act shall adopt reasonable rules and regulations to implement their responsibilities under this act.

**Section 4.**

(a) Section 3 of this act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(b) The balance of this act is effective July 1, 1997." SCOTT, CHAIRMAN

1/29/97 S Passed CoW  
1/30/97 S Passed 2nd Reading  
1/31/97 Amendment Failed

SF0072S3001/F

Page 1-line 2 Delete "a motor vehicle operator's license,".

Page 1-line 10 Delete "and 20-6-112 are" insert "is".

Page 1-lines 13 through 17 Delete including the Standing Committee Amendment (SF0072SS001/A) to line 16.

Page 2-lines 1 through 24 Delete.

Page 3-lines 1 through 25 Delete.

Page 4-lines 1 through 25 Delete.

Page 5-lines 1 through 22 Delete including the Standing Committee Amendment (SF0072SS001/A) to line 15.

Page 6-lines 1 through 21 Delete.

Page 6-line 23 Delete "20-6-112" insert "20-6-111".

Page 7-line 3 Delete the Standing Committee Amendment (SF0072SS001/A) to this line.

Page 7-line 17 Delete the Standing Committee Amendment (SF0072SS001/A) to this line.

Page 8-line 17 After "," delete balance of line.

Page 8-line 18 Delete line through ",".

Page 8-lines 21 and 22 Delete including the Standing Committee Amendment (SF0072SS001/A) to line 22.

Page 8-line 23 Delete line through "(g),".

Page 10-line 12 Delete "20-6-112" insert "20-6-111".

Page 10-lines 14 through 25 Delete including the Standing Committee Amendment (SF0072SS001/A) to lines 17 through 25.

Page 11-lines 1 through 25 Delete including the Standing Committee Amendment (SF0072SS001/A) to line 13.

Page 12-lines 1 through 14 Delete.

Page 14-lines 22 through 25 Delete.

Page 15-lines 1 through 24 Delete.

Page 16-lines 1 through 24 Delete including the Standing Committee Amendment (SF0072SS001/A) to Page 16-After line 24.

Page 17-lines 1 through 24 Delete. GEIS

1/31/97 Amendment Adopted

SF0072S3002/A

Page 2-line 1                   After "mail" insert ", restricted delivery,".  
                                  PHILLIPS

1/31/97       S Passed 3rd Reading

ROLL CALL

Ayes: Senator(s) Cameron, Cathcart, Devin, Erb, Grieve, Harris, Hawks, Job, Kinnison, Kunz, Larson, Lawler, Meier, Miller, Mockler, Peck, Phillips, Picard, Roberts, Sarcletti, Schiffer, Scott and Zimmerman.

Nays: Senator(s) Barton, Coe, Geis, Gilbertz, Goodenough and Twiford.

Excused: Senator(s) Vinich

Ayes 23   Nays 6   Excused 1   Absent 0   Conflicts 0

2/3/97       H Received for Introduction  
2/4/97       H Introduced and Referred to H10  
2/14/97      H10 Recommended Amend and Do Pass

ROLL CALL

Ayes: Representative(s) Huckfeldt, McMurtrey, Morrow, Osborn, Perkins, Rardin, Ross and Zanetti

Nays: Representative(s) Case

Ayes 8   Nays 1   Excused 0   Absent 0   Conflicts 0

2/14/97      H Placed on General File  
2/17/97      Amendment Adopted

SF0072HS001/AE (TO ENGROSSED COPY)  
Page 8-line 11           After "." insert "For purposes of this section, "licensing agency" means the state, any of its political subdivisions, any board, commission or other entity that issues licenses, certificates or permits necessary for an obligor to operate a motor vehicle, hunt, fish or practice a profession or occupation."  
Page 9-line 1           After "," insert "9-1-704 by creating a new subsection (k),".

Page 10-After line 22   Insert:  
          **"9-1-704. Qualifications for employment as a peace officer; loss of certification for felony conviction; termination from employment.**  
          (k) Upon receipt from the department of family services of a certified copy of an order from a court to withhold, suspend or otherwise restrict a certificate issued by the commission, the commission shall notify the party named in the court order and the employing agency of the withholding, suspension or restriction of the certificate in accordance with the terms of the court order. No appeal under the Wyoming Administrative Procedure Act shall be allowed for a certificate withheld, suspended or restricted under this subsection."  
Page 15-line 25   Delete "(f)" insert "(g)". PERKINS, CHAIRMAN

2/17/97      H Passed CoW  
2/18/97      Amendment Failed

SF0072H2001/FE (TO ENGROSSED COPY)

Page 1-line 2 Delete "," insert "or".  
 Page 1-line 3 Delete "and hunting and".  
 Page 1-line 4 Delete "fishing licenses".  
 Page 7-line 7 After "professional" delete "," and insert "or";  
 delete the last "or".  
 Page 7-line 8 Delete "hunting or fishing".  
 Page 7-line 14 Before "professional" delete "," and insert "or".  
 Page 7-line 15 After "permit" delete balance of line.  
 Page 7-line 22 After "professional" delete "," and insert "or";  
 delete the last "or".  
 Page 7-line 23 Delete "hunting or fishing".  
 Page 8-line 11 In the House standing committee amendment  
 (SF0072HS001/AE) to this line, delete ", hunt, fish".  
 Page 9-line 3 After "," delete balance of line.  
 Page 9-line 4 Delete "(k)".  
 Page 14-lines 4 through 14 Delete. STEINBRECH, BAKER  
  
 2/18/97 H Passed 2nd Reading  
 2/19/97 H Passed 3rd Reading

## ROLL CALL

Ayes: Representative(s) Anderson, R., Badgett, Barker, Berry, Betts, Boswell,  
 Burns, Childers, Decaria, Deegan, Esquibel, Garcia, Hanes, Harrison,  
 Hesselthaler, Hines, Johnson, Law, Luthi, Massie, McGraw, McMurtrey, Meuli,  
 Morrow, Nagel, Nicholas, Osborn, Parady, Perkins, Rardin, Reese, Robinson,  
 Rose, Ross, Ryckman, Sessions, Shreve, Smith, Tempest, Tipton, Wasserburger  
 and Zanetti.

Nays: Representative(s) Anderson, J., Baker, Bebout, Bensel, Case, Diercks,  
 Eyre, Hageman, Hinchey, Huckfeldt, Paseneaux, Philp, Simons, Steinbrech,  
 Tanner and Tomassi.

Excused: Representative(s) Stafford and Willford.

Ayes 42 Nays 16 Excused 2 Absent 0 Conflicts 0

2/20/97 S Did Concur

## ROLL CALL

Ayes: Senator(s) Cameron, Cathcart, Coe, Devin, Erb, Gilbertz, Goodenough,  
 Grieve, Harris, Hawks, Job, Kunz, Larson, Lawler, Meier, Miller, Mockler,  
 Peck, Phillips, Picard, Roberts, Sarcletti, Schiffer, Scott, Twiford and  
 Zimmerman.

Nays: Senator(s) Barton, Geis and Kinnison.

Excused: Senator(s) Vinich

Ayes 26 Nays 3 Excused 1 Absent 0 Conflicts 0

2/20/97 Assigned Number SEA 0040  
 2/21/97 S President Signed SEA No. 0040  
 2/21/97 H Speaker Signed SEA No. 0040  
 2/23/97 Governor Signed SEA No. 0040

Chapter No. 0128 Session Laws of Wyoming 1997.