

EXPENSES OF MINOR CHILDREN AMENDMENTS

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Rebecca Chavez-Houck

Senate Sponsor: _____

LONG TITLE**General Description:**

This bill amends provisions related to joint obligations.

Highlighted Provisions:

This bill:

- ▶ under certain circumstances, requires a person to separately bill the parents of a minor child for the portion of the minor child's expenses for which each parent is responsible under court order;

- ▶ under certain circumstances, prohibits a creditor from making a negative credit report against a parent who has paid in full the portion of a minor child's expenses for which the parent is responsible under court order;

- ▶ addresses the effect of a waiver for one parent on the other parent's obligation to pay the balance of a minor child's expenses; and

- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

15-4-6.7, as last amended by Laws of Utah 2008, Chapter 3



Be it enacted by the Legislature of the state of Utah:

Section 1. Section **15-4-6.7** is amended to read:

15-4-6.7. Medical and miscellaneous expenses of minor children -- Collection and billing pursuant to court or administrative order of child support.

(1) When a court enters an order ~~[has been entered providing]~~ that provides for the payment of medical and dental expenses of a minor child ~~[pursuant to]~~ under Section [30-3-5](#), [30-4-3](#), or ~~[78B-12-212]~~ [78B-12-111](#), or an administrative order under Section [62A-11-326](#)~~[;]~~:

(a) a service provider who receives a copy of the order shall, upon request of either parent, separately bill each parent for the share of the bill that the parent is required to pay under the order;

(b) a creditor who ~~[has been provided]~~ receives a copy of the order;

(i) may not make a claim for unpaid medical and dental expenses against a parent who has paid in full [that] the share of the medical and dental expenses [required to be paid by] that the parent is required to pay under the order[-]; and

~~[(2) When a court order has been entered providing for the payment of medical and dental expenses of a minor child pursuant to Section [30-3-5](#), [30-4-3](#), or [78B-12-212](#), or an administrative order under Section [62A-11-326](#) and the creditor receives a copy of the order, the creditor]~~

(ii) may not make a negative credit report under Section [70C-7-107](#), or report of the debtor's repayment practices or credit history under Title 7, Chapter 14, Credit Information Exchange, regarding a parent who has paid in full [that] the share of the medical and dental expenses that the parent is required [to be paid by that parent] to pay under the order.

(2) (a) When a court enters an order that provides for the payment of child care expenses, school fees, or other expenses described in the court order of a minor child under Section [30-3-5](#), [30-4-3](#), or [78B-12-111](#):

(i) a person who receives a copy of the order shall, upon request of either parent, separately bill each parent for the share of the child care expenses, school fees, or other expenses described in the court order that the parent is required to pay under the order;

(ii) a creditor who receives a copy of the order may not make a negative credit report under Section [70C-7-107](#), or report of the debtor's repayment practices or credit history under

59 Title 7, Chapter 14, Credit Information Exchange, regarding a parent who has paid in full the
60 share of the child care expenses, school fees, or others expenses described in the court order
61 that the parent is required to pay under the order; and

62 (iii) each parent is liable only for the share of the child care expenses, school fees, or
63 other expenses described in the court order that the parent is required to pay under the order.

64 (b) If a person described in Subsection (2)(a)(i) grants a waiver to a parent who is
65 subject to an order described in Subsection (2)(a) for the parent's portion of a minor child's
66 childcare expenses, school fees, or other expenses described in the court order, the person may
67 bill the other parent for balance of the minor child's child care expenses, school fees, or other
68 expenses described in the court order.

Legislative Review Note
Office of Legislative Research and General Counsel