

Report on Public Policy Position

Name of section:

Family Law Section

Contact person:

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Bill Number:

[SB 1501](#) (Kahn) Family law; child support; notice that payee of child support may be entitled to payment from lawsuit settlement or judgment or similar service; require. Amends [1982 PA 295](#) (MCL [552.601](#) - [552.650](#)) by adding sec. 25j.

Date position was adopted:

October 4, 2008

Process used to take the ideological position:

Position adopted after discussion and vote at a scheduled meeting.

Number of members in the decision-making body:

21

Number who voted in favor and opposed to the position:

15 Voted for position

0 Voted against position

0 Abstained from vote

6 Did not vote

Position:

Oppose

Explanation of the position, including any recommended amendments:

SB 1501 requires the payer, the payer's attorney, or anyone giving a payer money or property to give notice to the payee and to the IV-D agency that the payer will or may be receiving money or property. The breadth of this bill is staggering. Anyone giving money or property to anyone over the age of 18 will have to check to see if that person has a child support obligation. This would place an untenable burden on all routine commerce within the state. The bill would also require attorneys to routinely breach the attorney-client privilege. The Family Law Section opposes this bill, and suggests that a much more narrowly drafted bill might be acceptable.

The text of any legislation, court rule, or administrative regulation that is the subject of or referenced in this report.

<http://legislature.mi.gov/doc.aspx?2008-SB-1501>