

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 6334**

65th Legislature  
2018 Regular Session

Passed by the Senate March 6, 2018  
Yeas 49 Nays 0

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**President of the Senate**

Passed by the House March 1, 2018  
Yeas 98 Nays 0

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**Speaker of the House of Representatives**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Brad Hendrickson, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 6334** as passed by Senate and the House of Representatives on the dates hereon set forth.

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**Secretary**

FILED

**Secretary of State  
State of Washington**



1 (b) The court must allocate the cost of health care coverage  
2 between the parents.

3 (2) Medical support consists of:

4 ~~((+i))~~ (a) Health ((insurance)) care coverage, which may consist  
5 of health insurance coverage or public health care coverage; and

6 ~~((+ii) Cash medical support.)~~

7 (b) Cash medical support, which consists of:

8 (i) A parent's monthly payment toward the premium paid for  
9 coverage provided by ((either the other parent or the state)) a  
10 public entity or by another parent, which represents the obligated  
11 parent's proportionate share of the premium paid, but no more than  
12 twenty-five percent of the obligated parent's basic support  
13 obligation; and

14 (ii) A parent's proportionate share of uninsured medical  
15 expenses.

16 ~~((+e))~~ (3) The parents share the obligation to provide medical  
17 support for the child or children specified in the order, by  
18 providing health care coverage or contributing a cash medical support  
19 obligation when appropriate, and paying a proportionate share of any  
20 uninsured medical expenses.

21 (4) Under appropriate circumstances, the court may excuse one  
22 parent from the responsibility to provide health ((insurance)) care  
23 coverage or the monthly payment toward the premium. The child's  
24 receipt of public health care coverage may not be the sole basis for  
25 excusing a parent from providing health insurance coverage through an  
26 employer or union.

27 ~~((+d) The court shall always require both parents to contribute~~  
28 ~~their proportionate share of uninsured medical expenses.~~

29 ~~(2) Both parents share the obligation to provide medical support~~  
30 ~~for the child or children specified in the order, by providing health~~  
31 ~~insurance coverage or contributing a cash medical support obligation~~  
32 ~~when appropriate, and paying a proportionate share of any uninsured~~  
33 ~~medical expenses.~~

34 ~~(3))~~ (5)(a) The court may specify how medical support must be  
35 provided by each parent under subsection ((+4)) (6) of this section.

36 (b) If the court does not specify how medical support will be  
37 provided or if neither parent provides proof that he or she is  
38 providing health ((insurance)) care coverage for the child at the  
39 time the support order is entered, the division of child support or

1 either parent may enforce a parent's obligation to provide medical  
2 support under RCW 26.18.170.

3 ~~((4))~~ (6)(a) If there is sufficient evidence provided at the  
4 time the order is entered, the court may make a determination of  
5 which parent must provide health care coverage and which parent must  
6 contribute a sum certain amount as his or her monthly payment toward  
7 the premium.

8 (b) If both parents have available health insurance coverage or  
9 health care coverage that is accessible to the child at the time the  
10 support order is entered, the court has discretion to order the  
11 parent with better coverage to provide the ~~((health insurance))~~  
12 coverage for the child and the other parent to pay a monthly payment  
13 toward the premium. In making the determination of which coverage is  
14 better, the court shall consider the needs of the child, the cost and  
15 extent of each parent's coverage, and the accessibility of the  
16 coverage.

17 (c) Each parent shall ~~((remain))~~ be responsible for his or her  
18 proportionate share of uninsured medical expenses.

19 ~~((5))~~ (7) The order must provide that if the parties'  
20 circumstances change, the parties' medical support obligations will  
21 be enforced as provided in RCW 26.18.170.

22 ~~((6))~~ (8) A parent who is ordered to maintain or provide health  
23 ~~((insurance))~~ care coverage may comply with that requirement by:

24 (a) Providing proof of accessible ~~((private insurance))~~ health  
25 care coverage for any child named in the order; or

26 (b) Providing coverage that can be extended to cover the child  
27 that is available to that parent through employment or that is union-  
28 related, if the cost of such coverage does not exceed twenty-five  
29 percent of that parent's basic child support obligation.

30 ~~((7))~~ (9) The order must provide that, while an obligated  
31 parent may satisfy his or her health care coverage obligation by  
32 enrolling the child in public health care coverage, that parent is  
33 also required to provide accessible health insurance coverage for the  
34 child if it is available at no cost through the parent's employer or  
35 union.

36 (10) The order must provide that the fact that one parent  
37 enrolled the child in public health care coverage does not satisfy  
38 the other parent's health care coverage obligation unless the support  
39 order provides otherwise. A parent may satisfy the obligation to  
40 provide health care coverage by:

1        (a) First enrolling the child in available and accessible health  
2 insurance coverage through the parent's employer or union if such  
3 coverage is available for no more than twenty-five percent of the  
4 parent's basic support obligation; or

5        (b) If there is no accessible health insurance coverage for the  
6 child available through the parent's employer or union, contributing  
7 a proportionate share of any premium paid by the other parent or the  
8 state for public health care coverage for the child.

9        (11) The court may order a parent to provide health ~~((insurance))~~  
10 care coverage that exceeds twenty-five percent of that parent's basic  
11 support obligation if it is in the best interests of the child to  
12 provide coverage.

13        ~~((8) If the child receives state-financed medical coverage~~  
14 ~~through the department under chapter 74.09 RCW for which there is an~~  
15 ~~assignment, the obligated parent shall pay a monthly payment toward~~  
16 ~~the premium.~~

17        ~~(9))~~ (12) Each parent is responsible for his or her  
18 proportionate share of uninsured medical expenses for the child or  
19 children covered by the support order.

20        ~~((10))~~ (13) The parents must maintain health ~~((insurance))~~ care  
21 coverage as required under this section until:

22        (a) Further order of the court;

23        (b) The child is emancipated, if there is no express language to  
24 the contrary in the order; or

25        (c) Health insurance is no longer available through the parents'  
26 employer or union and no conversion privileges exist to continue  
27 coverage following termination of employment.

28        ~~((11))~~ (14) A parent who is required to extend health insurance  
29 coverage to a child under this section is liable for any covered  
30 health care costs for which the parent receives direct payment from  
31 an insurer.

32        ~~((12) This section shall not be construed to limit the authority~~  
33 ~~of the court to enter or modify support orders containing provisions~~  
34 ~~for payment of uninsured health expenses, health care costs, or~~  
35 ~~insurance premiums which are in addition to and not inconsistent with~~  
36 ~~this section.~~

37        ~~(13))~~ (15) A parent ordered to provide health ~~((insurance))~~ care  
38 coverage must provide proof of such coverage or proof that such  
39 coverage is unavailable within twenty days of the entry of the order  
40 to:

1 (a) The other parent; or  
2 (b) The department of social and health services if the parent  
3 has been notified or ordered to make support payments to the  
4 Washington state support registry.

5 ~~((14))~~ (16) Every order requiring a parent to provide health  
6 care or insurance coverage must be entered in compliance with RCW  
7 26.23.050 and be subject to direct enforcement as provided under  
8 chapter 26.18 RCW.

9 ~~((15))~~ (17) When a parent is providing health insurance or  
10 health care coverage at the time the order is entered, the premium  
11 shall be included in the worksheets for the calculation of child  
12 support under chapter 26.19 RCW.

13 ~~((16))~~ (18) As used in this section:

14 (a) "Accessible" means health ~~((insurance))~~ care coverage which  
15 provides primary care services to the child or children with  
16 reasonable effort by the custodian.

17 (b) "Cash medical support" means a combination of: (i) A parent's  
18 monthly payment toward the premium paid for coverage provided by  
19 ~~((either the other))~~ a public entity or by another parent ~~((or the~~  
20 ~~state))~~, which represents the obligated parent's proportionate share  
21 of the premium paid, but no more than twenty-five percent of the  
22 obligated parent's basic support obligation; and (ii) a parent's  
23 proportionate share of uninsured medical expenses.

24 (c) ~~((("Health insurance coverage" does not include medical~~  
25 ~~assistance provided under chapter 74.09 RCW.~~

26 ~~(d))~~ "Uninsured medical expenses" includes premiums, copays,  
27 deductibles, along with other health care costs not covered by  
28 ~~((insurance))~~ health care coverage.

29 ~~((e))~~ (d) "Obligated parent" means a parent ordered to provide  
30 health insurance coverage for the children.

31 ~~((f))~~ (e) "Proportionate share" means an amount equal to a  
32 parent's percentage share of the combined monthly net income of both  
33 parents as computed when determining a parent's child support  
34 obligation under chapter 26.19 RCW.

35 ~~((g))~~ (f) "Monthly payment toward the premium" means a parent's  
36 contribution toward premiums paid for coverage provided by a public  
37 entity or by ~~((the other))~~ another parent ~~((or the state for~~  
38 ~~insurance coverage for the child))~~, which is based on the obligated  
39 parent's proportionate share of the premium paid, but no more than

1 twenty-five percent of the obligated parent's basic support  
2 obligation.

3 ~~((17))~~ (g) "Premium" means the amount paid for coverage  
4 provided by a public entity or by another parent for a child covered  
5 by the order. This term may also mean "cost of coverage."

6 (19) This section does not limit the authority of the court to  
7 enter or modify support orders containing provisions for payment of  
8 uninsured health expenses, health care costs, or insurance premiums  
9 which are in addition to and not inconsistent with this section.

10 (20) The department of social and health services has rule-making  
11 authority to enact rules in compliance with 45 C.F.R. Parts 302, 303,  
12 304, 305, and 308.

13 **Sec. 102.** RCW 26.18.020 and 2008 c 6 s 1027 are each amended to  
14 read as follows:

15 Unless the context clearly requires otherwise, the definitions in  
16 this section apply throughout this chapter.

17 (1) "Dependent child" means any child for whom a support order  
18 has been established or for whom a duty of support is owed.

19 (2) "Duty of maintenance" means the duty to provide for the needs  
20 of a spouse or former spouse or domestic partner or former domestic  
21 partner imposed under chapter 26.09 RCW.

22 (3) "Duty of support" means the duty to provide for the needs of  
23 a dependent child, which may include necessary food, clothing,  
24 shelter, education, and health care. The duty includes any obligation  
25 to make monetary payments, to pay expenses, including maintenance in  
26 cases in which there is a dependent child, or to reimburse another  
27 person or an agency for the cost of necessary support furnished a  
28 dependent child. The duty may be imposed by court order, by operation  
29 of law, or otherwise.

30 (4) "Obligee" means the custodian of a dependent child, the  
31 spouse or former spouse or domestic partner or former domestic  
32 partner, or person or agency, to whom a duty of support or duty of  
33 maintenance is owed, or the person or agency to whom the right to  
34 receive or collect support or maintenance has been assigned.

35 (5) "Obligor" means the person owing a duty of support or duty of  
36 maintenance.

37 (6) "Support or maintenance order" means any judgment, decree, or  
38 order of support or maintenance issued by the superior court or  
39 authorized agency of the state of Washington; or a judgment, decree,

1 or other order of support or maintenance issued by a court or agency  
2 of competent jurisdiction in another state or country, which has been  
3 registered or otherwise made enforceable in this state.

4 (7) "Employer" includes the United States government, a state or  
5 local unit of government, and any person or entity who pays or owes  
6 earnings or remuneration for employment to the obligor.

7 (8) "Earnings" means compensation paid or payable for personal  
8 services or remuneration for employment, whether denominated as  
9 wages, salary, commission, bonus, or otherwise, and, notwithstanding  
10 any other provision of law making the payments exempt from  
11 garnishment, attachment, or other process to satisfy support or  
12 maintenance obligations, specifically includes periodic payments  
13 pursuant to pension or retirement programs, or insurance policies of  
14 any type, but does not include payments made under Title 50 RCW,  
15 except as provided in RCW 50.40.020 and 50.40.050, or Title 74 RCW.

16 (9) "Disposable earnings" means that part of the earnings of an  
17 individual remaining after the deduction from those earnings of any  
18 amount required by law to be withheld.

19 (10) "Department" means the department of social and health  
20 services.

21 (11) "Health insurance coverage" is another term for, and  
22 included in the definition of, "health care coverage." Health  
23 insurance coverage includes any coverage under which medical services  
24 are provided by an employer or a union whether that coverage is  
25 provided through a self-insurance program, under the employee  
26 retirement income security act of 1974, a commercial insurer pursuant  
27 to chapters 48.20 and 48.21 RCW, a health care service contractor  
28 pursuant to chapter 48.44 RCW, or a health maintenance organization  
29 pursuant to chapter 48.46 RCW, and the state through chapter 41.05  
30 RCW.

31 (12) "Insurer" means a commercial insurance company providing  
32 disability insurance under chapter 48.20 or 48.21 RCW, a health care  
33 service contractor providing health care coverage under chapter 48.44  
34 RCW, a health maintenance organization providing comprehensive health  
35 care services under chapter 48.46 RCW, and shall also include any  
36 employer or union which is providing health insurance coverage on a  
37 self-insured basis.

38 (13) "Remuneration for employment" means moneys due from or  
39 payable by the United States to an individual within the scope of 42  
40 U.S.C. Sec. 659 and 42 U.S.C. Sec. 662(f).



1       (14) "Health care coverage" means fee for service, health  
2 maintenance organization, preferred provider organization, and other  
3 types of private health insurance and public health care coverage  
4 under which medical services could be provided to a dependent child  
5 or children. The term "health care coverage" includes, but is not  
6 limited to, health insurance coverage.

7       (15) "Public health care coverage," sometimes called "state  
8 purchased health care," means state-financed or federally financed  
9 medical coverage, whether or not there is an assignment of rights.  
10 For children residing in Washington state, this includes coverage  
11 through the department of social and health services or the health  
12 care authority, except for coverage under chapter 41.05 RCW; for  
13 children residing outside of Washington, this includes coverage  
14 through another state's agencies that administer state purchased  
15 health care programs.

16       **Sec. 103.** RCW 26.18.170 and 2009 c 476 s 2 are each amended to  
17 read as follows:

18       (1) Whenever a parent has been ordered to provide medical support  
19 for a dependent child, the department or the other parent may seek  
20 enforcement of the medical support as provided under this section.

21       (a) If the obligated parent provides proof that he or she  
22 provides accessible health care coverage for the child (~~(through~~  
23 ~~private insurance)~~), that parent has satisfied his or her obligation  
24 to provide health (~~(insurance)~~) care coverage.

25       (b) If the obligated parent does not provide proof of coverage,  
26 either the department or the other parent may take appropriate action  
27 as provided in this section to enforce the obligation.

28       (2) An obligated parent may satisfy his or her health care  
29 coverage obligation by enrolling the child in public health care  
30 coverage, but that parent is also required to provide accessible  
31 health insurance coverage for the child if it is available at no cost  
32 through the parent's employer or union.

33       (3) The fact that one parent enrolled the child in public health  
34 care coverage does not satisfy the other parent's health care  
35 coverage obligation unless the support order provides otherwise. A  
36 parent may satisfy the obligation to provide health care coverage by:

37       (a) First enrolling the child in available and accessible health  
38 insurance coverage through the parent's employer or union if such

1 coverage is available for no more than twenty-five percent of the  
2 parent's basic support obligation;

3 (b) If there is no accessible health insurance coverage for the  
4 child available through the parent's employer or union, contributing  
5 a proportionate share of any premium paid by the other parent or the  
6 state for public health care coverage for the child.

7 (4) The department may attempt to enforce a parent's obligation  
8 to provide health insurance coverage for the dependent child. If  
9 health insurance coverage is not available through the parent's  
10 employment or union at a cost not to exceed twenty-five percent of  
11 the parent's basic support obligation, or as otherwise provided in  
12 the support order, the department may enforce any monthly payment  
13 toward the premium ordered to be provided under RCW 26.09.105 or  
14 74.20A.300.

15 ((+3)) (5) A parent seeking to enforce another parent's monthly  
16 payment toward the premium under RCW 26.09.105 may:

17 (a) Apply for support enforcement services from the division of  
18 child support as provided by rule; or

19 (b) Take action on his or her own behalf by:

20 (i) Filing a motion in the underlying superior court action; or

21 (ii) Initiating an action in superior court to determine the  
22 amount owed by the obligated parent, if there is not already an  
23 underlying superior court action.

24 ((+4)) (6)(a) The department may serve a notice of support owed  
25 under RCW 26.23.110 on a parent to determine the amount of that  
26 parent's monthly payment toward the premium.

27 (b) Whether or not the child receives temporary assistance for  
28 needy families or medicaid, the department may enforce the  
29 responsible parent's monthly payment toward the premium. When the  
30 child receives ~~((state-financed medical))~~ public health care coverage  
31 ~~((through the department under chapter 74.09 RCW))~~ for which there is  
32 an assignment, the department may disburse amounts collected to the  
33 custodial parent to be used for the medical costs of the child or the  
34 department may retain amounts collected and apply them toward the  
35 cost of providing the child's state-financed medical coverage. The  
36 department may disregard monthly payments toward the premium which  
37 are passed through to the family in accordance with federal law.

38 ((+5)) (7)(a) If the order to provide health insurance coverage  
39 contains language notifying the parent ordered to provide coverage  
40 that failure to provide such coverage or proof that such coverage is

1 unavailable may result in direct enforcement of the order and orders  
2 payments through, or has been submitted to, the Washington state  
3 support registry for enforcement, then the department may, without  
4 further notice to the parent, send a national medical support notice  
5 pursuant to 42 U.S.C. Sec. 666(a)(19), and sections 401 (e) and (f)  
6 of the federal child support and performance incentive act of 1998 to  
7 the parent's employer or union. The notice shall be served:

8 (i) By regular mail;

9 (ii) In the manner prescribed for the service of a summons in a  
10 civil action;

11 (iii) By certified mail, return receipt requested; or

12 (iv) By electronic means if there is an agreement between the  
13 secretary of the department and the person, firm, corporation,  
14 association, political subdivision, department of the state, or  
15 agency, subdivision, or instrumentality of the United States to  
16 accept service by electronic means.

17 (b) The notice shall require the employer or union to enroll the  
18 child in the health insurance plan as provided in subsection ~~((+8))~~  
19 (10) of this section.

20 (c) The returned part A of the national medical support notice to  
21 the division of child support by the employer constitutes proof of  
22 service of the notice in the case where the notice was served by  
23 regular mail.

24 ~~((+6))~~ (8) Upon receipt of a national medical support notice  
25 from a child support agency operating under Title IV-D of the federal  
26 social security act:

27 (a) The parent's employer or union shall comply with the  
28 provisions of the notice, including meeting response time frames and  
29 withholding requirements required under part A of the notice;

30 (b) The parent's employer or union shall also be responsible for  
31 complying with forwarding part B of the notice to the child's plan  
32 administrator, if required by the notice;

33 (c) The plan administrator is responsible for complying with the  
34 provisions of the notice.

35 ~~((+7))~~ (9) If the parent's order to provide health insurance  
36 coverage does not order payments through, and has not been submitted  
37 to, the Washington state support registry for enforcement:

38 (a) The parent seeking enforcement may, without further notice to  
39 the obligated parent, send a certified copy of the order requiring

1 health insurance coverage to the parent's employer or union by  
2 certified mail, return receipt requested; and

3 (b) The parent seeking enforcement shall attach a notarized  
4 statement to the order declaring that the order is the latest order  
5 addressing coverage entered by the court and require the employer or  
6 union to enroll the child in the health insurance plan as provided in  
7 subsection (~~(8)~~) (10) of this section.

8 (~~(8)~~) (10) Upon receipt of an order that provides for health  
9 insurance coverage:

10 (a) The parent's employer or union shall answer the party who  
11 sent the order within twenty days and confirm that the child:

12 (i) Has been enrolled in the health insurance plan;

13 (ii) Will be enrolled; or

14 (iii) Cannot be covered, stating the reasons why such coverage  
15 cannot be provided;

16 (b) The employer or union shall withhold any required premium  
17 from the parent's income or wages;

18 (c) If more than one plan is offered by the employer or union,  
19 and each plan may be extended to cover the child, then the child  
20 shall be enrolled in the parent's plan. If the parent's plan does not  
21 provide coverage which is accessible to the child, the child shall be  
22 enrolled in the least expensive plan otherwise available to the  
23 parent;

24 (d) The employer or union shall provide information about the  
25 name of the health insurance coverage provider or issuer and the  
26 extent of coverage available to the parent and shall make available  
27 any necessary claim forms or enrollment membership cards.

28 (~~(9)~~) (11) If the order for coverage contains no language  
29 notifying either or both parents that failure to provide health  
30 insurance coverage or proof that such coverage is unavailable may  
31 result in direct enforcement of the order, the department or the  
32 parent seeking enforcement may serve a written notice of intent to  
33 enforce the order on the obligated parent by certified mail, return  
34 receipt requested, or by personal service. If the parent required to  
35 provide medical support fails to provide written proof that such  
36 coverage has been obtained or applied for or fails to provide proof  
37 that such coverage is unavailable within twenty days of service of  
38 the notice, the department or the parent seeking enforcement may  
39 proceed to enforce the order directly as provided in subsection  
40 (~~(5)~~) (7) of this section.

1       (~~(+10+)~~) (12) If the parent ordered to provide health insurance  
2 coverage elects to provide coverage that will not be accessible to  
3 the child because of geographic or other limitations when accessible  
4 coverage is otherwise available, the department or the parent seeking  
5 enforcement may serve a written notice of intent to purchase health  
6 insurance coverage on the obligated parent by certified mail, return  
7 receipt requested. The notice shall also specify the type and cost of  
8 coverage.

9       (~~(+11+)~~) (13) If the department serves a notice under subsection  
10 (~~(+10+)~~) (12) of this section the parent required to provide medical  
11 support shall, within twenty days of the date of service:

12       (a) File an application for an adjudicative proceeding; or

13       (b) Provide written proof to the department that the obligated  
14 parent has either applied for, or obtained, coverage accessible to  
15 the child.

16       (~~(+12+)~~) (14) If the parent seeking enforcement serves a notice  
17 under subsection (~~(+10+)~~) (12) of this section, within twenty days of  
18 the date of service the parent required to provide medical support  
19 shall provide written proof to the parent seeking enforcement that he  
20 or she has either applied for, or obtained, coverage accessible to  
21 the child.

22       (~~(+13+)~~) (15) If the parent required to provide medical support  
23 fails to respond to a notice served under subsection (~~(+10+)~~) (12) of  
24 this section to the party who served the notice, the party who served  
25 the notice may purchase the health insurance coverage specified in  
26 the notice directly.

27       (a) If the obligated parent is the responsible parent, the amount  
28 of the monthly premium shall be added to the support debt and be  
29 collectible without further notice.

30       (b) If the obligated parent is the custodial parent, the  
31 responsible parent may file an application for enforcement services  
32 and ask the department to establish and enforce the custodial  
33 parent's obligation.

34       (c) The amount of the monthly premium may be collected or accrued  
35 until the parent required to provide medical support provides proof  
36 of the required coverage.

37       (~~(+14+)~~) (16) The signature of the parent seeking enforcement or  
38 of a department employee shall be a valid authorization to the  
39 coverage provider or issuer for purposes of processing a payment to  
40 the child's health services provider. An order for health insurance

1 coverage shall operate as an assignment of all benefit rights to the  
2 parent seeking enforcement or to the child's health services  
3 provider, and in any claim against the coverage provider or issuer,  
4 the parent seeking enforcement or his or her assignee shall be  
5 subrogated to the rights of the parent obligated to provide medical  
6 support for the child. Notwithstanding the provisions of this section  
7 regarding assignment of benefits, this section shall not require a  
8 health care service contractor authorized under chapter 48.44 RCW or  
9 a health maintenance organization authorized under chapter 48.46 RCW  
10 to deviate from their contractual provisions and restrictions  
11 regarding reimbursement for covered services. If the coverage is  
12 terminated, the employer shall mail a notice of termination to the  
13 department or the parent seeking enforcement at that parent's last  
14 known address within thirty days of the termination date.

15 ~~((15))~~ (17) This section shall not be construed to limit the  
16 right of the parents or parties to the support order to bring an  
17 action in superior court at any time to enforce, modify, or clarify  
18 the original support order.

19 ~~((16))~~ (18) Where a child does not reside in the issuer's  
20 service area, an issuer shall cover no less than urgent and emergent  
21 care. Where the issuer offers broader coverage, whether by policy or  
22 reciprocal agreement, the issuer shall provide such coverage to any  
23 child otherwise covered that does not reside in the issuer's service  
24 area.

25 ~~((17))~~ (19) If a parent required to provide medical support  
26 fails to pay his or her portion, determined under RCW 26.19.080, of  
27 any premium, deductible, copay, or uninsured medical expense incurred  
28 on behalf of the child, pursuant to a child support order, the  
29 department or the parent seeking reimbursement of medical expenses  
30 may enforce collection of the obligated parent's portion of the  
31 premium, deductible, copay, or uninsured medical expense incurred on  
32 behalf of the child.

33 (a) If the department is enforcing the order and the responsible  
34 parent is the obligated parent, the obligated parent's portion of the  
35 premium, deductible, copay, or uninsured medical expenses incurred on  
36 behalf of the child added to the support debt and be collectible  
37 without further notice, following the reduction of the expenses to a  
38 sum certain either in a court order or by the department, pursuant to  
39 RCW 26.23.110.

1 (b) If the custodial parent is the obligated parent, the  
2 responsible parent may file an application for enforcement services  
3 and ask the department to establish and enforce the custodial  
4 parent's obligation.

5 ~~((18))~~ (20) As used in this section:

6 (a) "Accessible" means health insurance coverage which provides  
7 primary care services to the child or children with reasonable effort  
8 by the custodian.

9 (b) "Cash medical support" means a combination of: (i) A parent's  
10 monthly payment toward the premium paid for coverage by either the  
11 other parent or the state, which represents the obligated parent's  
12 proportionate share of the premium paid, but no more than twenty-five  
13 percent of the obligated parent's basic support obligation; and (ii)  
14 a parent's proportionate share of uninsured medical expenses.

15 (c) ~~("Health insurance coverage" does not include medical  
16 assistance provided under chapter 74.09 RCW.~~

17 ~~(d))~~ "Uninsured medical expenses" includes premiums, copays,  
18 deductibles, along with other health care costs not covered by  
19 insurance.

20 ~~((e))~~ (d) "Obligated parent" means a parent ordered to provide  
21 health insurance coverage for the children.

22 ~~((f))~~ (e) "Monthly payment toward the premium" means a parent's  
23 contribution toward premiums paid by the other parent or the state  
24 for insurance coverage for the child, which is based on the obligated  
25 parent's proportionate share of the premium paid, but no more than  
26 twenty-five percent of the obligated parent's basic support  
27 obligation.

28 ~~((19))~~ (21) The department has rule-making authority to enact  
29 rules consistent with 42 U.S.C. Sec. 652(f) and 42 U.S.C. Sec.  
30 666(a)(19) as amended by section 7307 of the deficit reduction act of  
31 2005. Additionally, the department has rule-making authority to  
32 implement regulations required under 45 C.F.R. Parts 302, 303, 304,  
33 305, and 308.

34 **Sec. 104.** RCW 26.23.050 and 2009 c 476 s 4 are each amended to  
35 read as follows:

36 (1) If the division of child support is providing support  
37 enforcement services under RCW 26.23.045, or if a party is applying  
38 for support enforcement services by signing the application form on

1 the bottom of the support order, the superior court shall include in  
2 all court orders that establish or modify a support obligation:

3 (a) A provision that orders and directs the responsible parent to  
4 make all support payments to the Washington state support registry;

5 (b) A statement that withholding action may be taken against  
6 wages, earnings, assets, or benefits, and liens enforced against real  
7 and personal property under the child support statutes of this or any  
8 other state, without further notice to the responsible parent at any  
9 time after entry of the court order, unless:

10 (i) One of the parties demonstrates, and the court finds, that  
11 there is good cause not to require immediate income withholding and  
12 that withholding should be delayed until a payment is past due; or

13 (ii) The parties reach a written agreement that is approved by  
14 the court that provides for an alternate arrangement;

15 (c) A statement that the receiving parent might be required to  
16 submit an accounting of how the support, including any cash medical  
17 support, is being spent to benefit the child;

18 (d) A statement that any parent required to provide health  
19 (~~insurance~~) care coverage for the child or children covered by the  
20 order must notify the division of child support and the other parent  
21 when the coverage terminates; and

22 (e) A statement that the responsible parent's privileges to  
23 obtain and maintain a license, as defined in RCW 74.20A.320, may not  
24 be renewed, or may be suspended if the parent is not in compliance  
25 with a support order as provided in RCW 74.20A.320.

26 As used in this subsection and subsection (3) of this section,  
27 "good cause not to require immediate income withholding" means a  
28 written determination of why implementing immediate wage withholding  
29 would not be in the child's best interests and, in modification  
30 cases, proof of timely payment of previously ordered support.

31 (2) In all other cases not under subsection (1) of this section,  
32 the court may order the responsible parent to make payments directly  
33 to the person entitled to receive the payments, to the Washington  
34 state support registry, or may order that payments be made in  
35 accordance with an alternate arrangement agreed upon by the parties.

36 (a) The superior court shall include in all orders under this  
37 subsection that establish or modify a support obligation:

38 (i) A statement that withholding action may be taken against  
39 wages, earnings, assets, or benefits, and liens enforced against real  
40 and personal property under the child support statutes of this or any



1 other state, without further notice to the responsible parent at any  
2 time after entry of the court order, unless:

3 (A) One of the parties demonstrates, and the court finds, that  
4 there is good cause not to require immediate income withholding and  
5 that withholding should be delayed until a payment is past due; or

6 (B) The parties reach a written agreement that is approved by the  
7 court that provides for an alternate arrangement;

8 (ii) A statement that the receiving parent may be required to  
9 submit an accounting of how the support is being spent to benefit the  
10 child;

11 (iii) A statement that any parent required to provide health  
12 (~~insurance~~) care coverage for the child or children covered by the  
13 order must notify the division of child support and the other parent  
14 when the coverage terminates; and

15 (iv) A statement that a parent seeking to enforce the obligation  
16 to provide health (~~insurance~~) care coverage may:

17 (A) File a motion in the underlying superior court action; or

18 (B) If there is not already an underlying superior court action,  
19 initiate an action in the superior court.

20 As used in this subsection, "good cause not to require immediate  
21 income withholding" is any reason that the court finds appropriate.

22 (b) The superior court may order immediate or delayed income  
23 withholding as follows:

24 (i) Immediate income withholding may be ordered if the  
25 responsible parent has earnings. If immediate income withholding is  
26 ordered under this subsection, all support payments shall be paid to  
27 the Washington state support registry. The superior court shall issue  
28 a mandatory wage assignment order as set forth in chapter 26.18 RCW  
29 when the support order is signed by the court. The parent entitled to  
30 receive the transfer payment is responsible for serving the employer  
31 with the order and for its enforcement as set forth in chapter 26.18  
32 RCW.

33 (ii) If immediate income withholding is not ordered, the court  
34 shall require that income withholding be delayed until a payment is  
35 past due. The support order shall contain a statement that  
36 withholding action may be taken against wages, earnings, assets, or  
37 benefits, and liens enforced against real and personal property under  
38 the child support statutes of this or any other state, without  
39 further notice to the responsible parent, after a payment is past  
40 due.

1 (c) If a mandatory wage withholding order under chapter 26.18 RCW  
2 is issued under this subsection and the division of child support  
3 provides support enforcement services under RCW 26.23.045, the  
4 existing wage withholding assignment is prospectively superseded upon  
5 the division of child support's subsequent service of an income  
6 withholding notice.

7 (3) The office of administrative hearings and the department of  
8 social and health services shall require that all support obligations  
9 established as administrative orders include a provision which orders  
10 and directs that the responsible parent shall make all support  
11 payments to the Washington state support registry. All administrative  
12 orders shall also state that the responsible parent's privileges to  
13 obtain and maintain a license, as defined in RCW 74.20A.320, may not  
14 be renewed, or may be suspended if the parent is not in compliance  
15 with a support order as provided in RCW 74.20A.320. All  
16 administrative orders shall also state that withholding action may be  
17 taken against wages, earnings, assets, or benefits, and liens  
18 enforced against real and personal property under the child support  
19 statutes of this or any other state without further notice to the  
20 responsible parent at any time after entry of the order, unless:

21 (a) One of the parties demonstrates, and the presiding officer  
22 finds, that there is good cause not to require immediate income  
23 withholding; or

24 (b) The parties reach a written agreement that is approved by the  
25 presiding officer that provides for an alternate agreement.

26 (4) If the support order does not include the provision ordering  
27 and directing that all payments be made to the Washington state  
28 support registry and a statement that withholding action may be taken  
29 against wages, earnings, assets, or benefits if a support payment is  
30 past due or at any time after the entry of the order, or that a  
31 parent's licensing privileges may not be renewed, or may be  
32 suspended, the division of child support may serve a notice on the  
33 responsible parent stating such requirements and authorizations.  
34 Service may be by personal service or any form of mail requiring a  
35 return receipt.

36 (5) Every support order shall state:

37 (a) The address where the support payment is to be sent;

38 (b) That withholding action may be taken against wages, earnings,  
39 assets, or benefits, and liens enforced against real and personal  
40 property under the child support statutes of this or any other state,

1 without further notice to the responsible parent at any time after  
2 entry of a support order, unless:

3 (i) One of the parties demonstrates, and the court finds, that  
4 there is good cause not to require immediate income withholding; or

5 (ii) The parties reach a written agreement that is approved by  
6 the court that provides for an alternate arrangement;

7 (c) The income of the parties, if known, or that their income is  
8 unknown and the income upon which the support award is based;

9 (d) The support award as a sum certain amount;

10 (e) The specific day or date on which the support payment is due;

11 (f) The names and ages of the dependent children;

12 (g) A provision requiring both the responsible parent and the  
13 custodial parent to keep the Washington state support registry  
14 informed of whether he or she has access to health ((~~insurance~~)) care  
15 coverage at reasonable cost and, if so, the health ((~~insurance~~  
16 ~~policy~~)) care coverage information;

17 (h) That either or both the responsible parent and the custodial  
18 parent shall be obligated to provide medical support for his or her  
19 child through health ((~~insurance~~)) care coverage if:

20 (i) The obligated parent provides accessible coverage for the  
21 child through private ((~~insurance~~)) or public health care coverage;  
22 or

23 (ii) Coverage that can be extended to cover the child is or  
24 becomes available to the parent through employment or is union-  
25 related; or

26 (iii) In the absence of such coverage, through an additional sum  
27 certain amount, as that parent's monthly payment toward the premium  
28 as provided under RCW 26.09.105;

29 (i) That a parent providing health ((~~insurance~~)) care coverage  
30 must notify both the division of child support and the other parent  
31 when coverage terminates;

32 (j) That if proof of health ((~~insurance~~)) care coverage or proof  
33 that the coverage is unavailable is not provided within twenty days,  
34 the parent seeking enforcement or the department may seek direct  
35 enforcement of the coverage through the employer or union of the  
36 parent required to provide medical support without further notice to  
37 the parent as provided under chapter 26.18 RCW;

38 (k) The reasons for not ordering health ((~~insurance~~)) care  
39 coverage if the order fails to require such coverage;

1 (l) That the responsible parent's privileges to obtain and  
2 maintain a license, as defined in RCW 74.20A.320, may not be renewed,  
3 or may be suspended if the parent is not in compliance with a support  
4 order as provided in RCW 74.20A.320;

5 (m) That each parent must:

6 (i) Promptly file with the court and update as necessary the  
7 confidential information form required by subsection (7) of this  
8 section; and

9 (ii) Provide the state case registry and update as necessary the  
10 information required by subsection (7) of this section; and

11 (n) That parties to administrative support orders shall provide  
12 to the state case registry and update as necessary their residential  
13 addresses and the address of the responsible parent's employer. The  
14 division of child support may adopt rules that govern the collection  
15 of parties' current residence and mailing addresses, telephone  
16 numbers, dates of birth, social security numbers, the names of the  
17 children, social security numbers of the children, dates of birth of  
18 the children, driver's license numbers, and the names, addresses, and  
19 telephone numbers of the parties' employers to enforce an  
20 administrative support order. The division of child support shall not  
21 release this information if the division of child support determines  
22 that there is reason to believe that release of the information may  
23 result in physical or emotional harm to the party or to the child, or  
24 a restraining order or protective order is in effect to protect one  
25 party from the other party.

26 (6) After the responsible parent has been ordered or notified to  
27 make payments to the Washington state support registry under this  
28 section, the responsible parent shall be fully responsible for making  
29 all payments to the Washington state support registry and shall be  
30 subject to payroll deduction or other income-withholding action. The  
31 responsible parent shall not be entitled to credit against a support  
32 obligation for any payments made to a person or agency other than to  
33 the Washington state support registry except as provided under RCW  
34 74.20.101. A civil action may be brought by the payor to recover  
35 payments made to persons or agencies who have received and retained  
36 support moneys paid contrary to the provisions of this section.

37 (7) All petitioners and parties to all court actions under  
38 chapters 26.09, 26.10, 26.12, 26.18, 26.21A, 26.23, 26.26, and 26.27  
39 RCW shall complete to the best of their knowledge a verified and  
40 signed confidential information form or equivalent that provides the

1 parties' current residence and mailing addresses, telephone numbers,  
2 dates of birth, social security numbers, driver's license numbers,  
3 and the names, addresses, and telephone numbers of the parties'  
4 employers. The clerk of the court shall not accept petitions, except  
5 in parentage actions initiated by the state, orders of child support,  
6 decrees of dissolution, or paternity orders for filing in such  
7 actions unless accompanied by the confidential information form or  
8 equivalent, or unless the confidential information form or equivalent  
9 is already on file with the court clerk. In lieu of or in addition to  
10 requiring the parties to complete a separate confidential information  
11 form, the clerk may collect the information in electronic form. The  
12 clerk of the court shall transmit the confidential information form  
13 or its data to the division of child support with a copy of the order  
14 of child support or paternity order, and may provide copies of the  
15 confidential information form or its data and any related findings,  
16 decrees, parenting plans, orders, or other documents to the state  
17 administrative agency that administers Title IV-A, IV-D, IV-E, or XIX  
18 of the federal social security act. In state initiated paternity  
19 actions, the parties adjudicated the parents of the child or children  
20 shall complete the confidential information form or equivalent or the  
21 state's attorney of record may complete that form to the best of the  
22 attorney's knowledge.

23 (8) The department has rule-making authority to enact rules  
24 consistent with 42 U.S.C. Sec. 652(f) and 42 U.S.C. Sec. 666(a)(19)  
25 as amended by section 7307 of the deficit reduction act of 2005.  
26 Additionally, the department has rule-making authority to implement  
27 regulations required under 45 C.F.R. Parts 302, 303, 304, 305, and  
28 308.

29 **Sec. 105.** RCW 26.26.165 and 1994 c 230 s 17 are each amended to  
30 read as follows:

31 (1) In entering or modifying a support order under this chapter,  
32 the court shall require either or both parents to maintain or provide  
33 health ((insurance)) care coverage for any dependent child as  
34 provided under RCW 26.09.105.

35 (2) This section shall not be construed to limit the authority of  
36 the court to enter or modify support orders containing provisions for  
37 payment of uninsured health expenses, health costs, or insurance  
38 premiums which are in addition to and not inconsistent with this

1 section. (~~"Health insurance coverage" as used in this section does~~  
2 ~~not include medical assistance provided under chapter 74.09 RCW.~~)

3 (3) A parent ordered to provide health (~~insurance~~) care  
4 coverage shall provide proof of such coverage or proof that such  
5 coverage is unavailable within twenty days of the entry of the order  
6 to:

7 (a) The physical custodian; or

8 (b) The department of social and health services if the parent  
9 has been notified or ordered to make support payments to the  
10 Washington state support registry.

11 (4) Every order requiring a parent to provide health  
12 (~~insurance~~) care coverage shall be entered in compliance with RCW  
13 26.23.050 and be subject to direct enforcement as provided under  
14 chapter 26.18 RCW.

15 **Sec. 106.** RCW 26.26.375 and 2011 c 283 s 20 are each amended to  
16 read as follows:

17 (1) After the period for rescission of an acknowledgment of  
18 paternity provided in RCW 26.26.330 has passed, a parent executing an  
19 acknowledgment of paternity of the child named therein may commence a  
20 judicial proceeding for:

21 (a) Making residential provisions or a parenting plan with regard  
22 to the minor child on the same basis as provided in chapter 26.09  
23 RCW; or

24 (b) Establishing a child support obligation under chapter 26.19  
25 RCW and maintaining health (~~insurance~~) care coverage under RCW  
26 26.09.105.

27 (2) Pursuant to RCW 26.09.010(3), a proceeding authorized by this  
28 section shall be titled "In re the parenting and support of...."

29 (3) Before the period for a challenge to the acknowledgment or  
30 denial of paternity has elapsed under RCW 26.26.335, the petitioner  
31 must specifically allege under penalty of perjury, to the best of the  
32 petitioner's knowledge, that: (a) No man other than the man who  
33 executed the acknowledgment of paternity is the father of the child;  
34 (b) there is not currently pending a proceeding to adjudicate the  
35 parentage of the child or that another man is adjudicated the child's  
36 father; and (c) the petitioner has provided notice of the proceeding  
37 to any other men who have claimed parentage of the child. Should the  
38 respondent or any other person appearing in the action deny the  
39 allegations, a permanent parenting plan or residential schedule may

1 not be entered for the child without the matter being converted to a  
2 proceeding to challenge the acknowledgment of paternity under RCW  
3 26.26.335 and 26.26.340. A copy of the acknowledgment of paternity or  
4 the birth certificate issued by the state in which the child was born  
5 must be filed with the petition or response. The court may convert  
6 the matter to a proceeding to challenge the acknowledgment on its own  
7 motion.

8 **Sec. 107.** RCW 74.20A.055 and 2009 c 476 s 7 are each amended to  
9 read as follows:

10 (1) The secretary may, if there is no order that establishes the  
11 responsible parent's support obligation or specifically relieves the  
12 responsible parent of a support obligation or pursuant to an  
13 establishment of paternity under chapter 26.26 RCW, serve on the  
14 responsible parent or parents and custodial parent a notice and  
15 finding of financial responsibility requiring the parents to appear  
16 and show cause in an adjudicative proceeding why the finding of  
17 responsibility and/or the amount thereof is incorrect, should not be  
18 finally ordered, but should be rescinded or modified. This notice and  
19 finding shall relate to the support debt accrued and/or accruing  
20 under this chapter and/or RCW 26.16.205, including periodic payments  
21 to be made in the future. The hearing shall be held pursuant to this  
22 section, chapter 34.05 RCW, the Administrative Procedure Act, and the  
23 rules of the department. A custodian who has physical custody of a  
24 child has the same rights that a custodial parent has under this  
25 section.

26 (2) The notice and finding of financial responsibility shall be  
27 served in the same manner prescribed for the service of a summons in  
28 a civil action or may be served on the responsible parent by  
29 certified mail, return receipt requested. The receipt shall be prima  
30 facie evidence of service. The notice shall be served upon the debtor  
31 within sixty days from the date the state assumes responsibility for  
32 the support of the dependent child or children on whose behalf  
33 support is sought. If the notice is not served within sixty days from  
34 such date, the department shall lose the right to reimbursement of  
35 payments made after the sixty-day period and before the date of  
36 notification: PROVIDED, That if the department exercises reasonable  
37 efforts to locate the debtor and is unable to do so the entire sixty-  
38 day period is tolled until such time as the debtor can be located.  
39 The notice may be served upon the custodial parent who is the

1 nonassistance applicant or public assistance recipient by first-class  
2 mail to the last known address. If the custodial parent is not the  
3 nonassistance applicant or public assistance recipient, service shall  
4 be in the same manner as for the responsible parent.

5 (3) The notice and finding of financial responsibility shall set  
6 forth the amount the department has determined the responsible parent  
7 owes, the support debt accrued and/or accruing, and periodic payments  
8 to be made in the future. The notice and finding shall also include:

9 (a) A statement of the name of the custodial parent and the name  
10 of the child or children for whom support is sought;

11 (b) A statement of the amount of periodic future support payments  
12 as to which financial responsibility is alleged;

13 (c) A statement that the responsible parent or custodial parent  
14 may object to all or any part of the notice and finding, and file an  
15 application for an adjudicative proceeding to show cause why the  
16 terms set forth in the notice should not be ordered;

17 (d) A statement that, if neither the responsible parent nor the  
18 custodial parent files in a timely fashion an application for an  
19 adjudicative proceeding, the support debt and payments stated in the  
20 notice and finding, including periodic support payments in the  
21 future, shall be assessed and determined and ordered by the  
22 department and that this debt and amounts due under the notice shall  
23 be subject to collection action;

24 (e) A statement that the property of the debtor, without further  
25 advance notice or hearing, will be subject to lien and foreclosure,  
26 distraint, seizure and sale, order to withhold and deliver, notice of  
27 payroll deduction or other collection action to satisfy the debt and  
28 enforce the support obligation established under the notice;

29 (f) A statement that ~~((either))~~ one or both parents are  
30 responsible for either:

31 (i) Providing health ~~((insurance))~~ care coverage for ~~((his—or~~  
32 ~~her))~~ the child if accessible coverage that can ~~((be—extended—to))~~  
33 cover the child ~~((either))~~:

34 (A) Is available through ~~((private))~~ health insurance ~~((which is~~  
35 ~~accessible to the child or through coverage that))~~ or public health  
36 care coverage; or

37 (B) Is or becomes available to the parent through that parent's  
38 employment or ~~((is—union—related,))~~ union; or ~~((for))~~

39 (ii) Paying a monthly payment toward the premium if no such  
40 coverage is available, as provided under RCW 26.09.105.



1 (4) A responsible parent or custodial parent who objects to the  
2 notice and finding of financial responsibility may file an  
3 application for an adjudicative proceeding within twenty days of the  
4 date of service of the notice or thereafter as provided under this  
5 subsection.

6 (a) If the responsible parent or custodial parent files the  
7 application within twenty days, the office of administrative hearings  
8 shall schedule an adjudicative proceeding to hear the parent's or  
9 parents' objection and determine the support obligation for the  
10 entire period covered by the notice and finding of financial  
11 responsibility. The filing of the application stays collection action  
12 pending the entry of a final administrative order;

13 (b) If both the responsible parent and the custodial parent fail  
14 to file an application within twenty days, the notice and finding  
15 shall become a final administrative order. The amounts for current  
16 and future support and the support debt stated in the notice are  
17 final and subject to collection, except as provided under (c) and (d)  
18 of this subsection;

19 (c) If the responsible parent or custodial parent files the  
20 application more than twenty days after, but within one year of the  
21 date of service, the office of administrative hearings shall schedule  
22 an adjudicative proceeding to hear the parent's or parents' objection  
23 and determine the support obligation for the entire period covered by  
24 the notice and finding of financial responsibility. The filing of the  
25 application does not stay further collection action, pending the  
26 entry of a final administrative order, and does not affect any prior  
27 collection action;

28 (d) If the responsible parent or custodial parent files the  
29 application more than one year after the date of service, the office  
30 of administrative hearings shall schedule an adjudicative proceeding  
31 at which the parent who requested the late hearing must show good  
32 cause for failure to file a timely application. The filing of the  
33 application does not stay future collection action and does not  
34 affect prior collection action:

35 (i) If the presiding officer finds that good cause exists, the  
36 presiding officer shall proceed to hear the parent's objection to the  
37 notice and determine the support obligation;

38 (ii) If the presiding officer finds that good cause does not  
39 exist, the presiding officer shall treat the application as a  
40 petition for prospective modification of the amount for current and

1 future support established under the notice and finding. In the  
2 modification proceeding, the presiding officer shall set current and  
3 future support under chapter 26.19 RCW. The petitioning parent need  
4 show neither good cause nor a substantial change of circumstances to  
5 justify modification of current and future support;

6 (e) If the responsible parent's support obligation was based upon  
7 imputed median net income, the grant standard, or the family need  
8 standard, the division of child support may file an application for  
9 adjudicative proceeding more than twenty days after the date of  
10 service of the notice. The office of administrative hearings shall  
11 schedule an adjudicative proceeding and provide notice of the hearing  
12 to the responsible parent and the custodial parent. The presiding  
13 officer shall determine the support obligation for the entire period  
14 covered by the notice, based upon credible evidence presented by the  
15 division of child support, the responsible parent, or the custodial  
16 parent, or may determine that the support obligation set forth in the  
17 notice is correct. The division of child support demonstrates good  
18 cause by showing that the responsible parent's support obligation was  
19 based upon imputed median net income, the grant standard, or the  
20 family need standard. The filing of the application by the division  
21 of child support does not stay further collection action, pending the  
22 entry of a final administrative order, and does not affect any prior  
23 collection action.

24 (f) The department shall retain and/or shall not refund support  
25 money collected more than twenty days after the date of service of  
26 the notice. Money withheld as the result of collection action shall  
27 be delivered to the department. The department shall distribute such  
28 money, as provided in published rules.

29 (5) If an application for an adjudicative proceeding is filed,  
30 the presiding or reviewing officer shall determine the past liability  
31 and responsibility, if any, of the alleged responsible parent and  
32 shall also determine the amount of periodic payments to be made in  
33 the future, which amount is not limited by the amount of any public  
34 assistance payment made to or for the benefit of the child. If  
35 deviating from the child support schedule in making these  
36 determinations, the presiding or reviewing officer shall apply the  
37 standards contained in the child support schedule and enter written  
38 findings of fact supporting the deviation.

39 (6) If either the responsible parent or the custodial parent  
40 fails to attend or participate in the hearing or other stage of an

1 adjudicative proceeding, upon a showing of valid service, the  
2 presiding officer shall enter an order of default against each party  
3 who did not appear and may enter an administrative order declaring  
4 the support debt and payment provisions stated in the notice and  
5 finding of financial responsibility to be assessed and determined and  
6 subject to collection action. The parties who appear may enter an  
7 agreed settlement or consent order, which may be different than the  
8 terms of the department's notice. Any party who appears may choose to  
9 proceed to the hearing, after the conclusion of which the presiding  
10 officer or reviewing officer may enter an order that is different  
11 than the terms stated in the notice, if the obligation is supported  
12 by credible evidence presented by any party at the hearing.

13 (7) The final administrative order establishing liability and/or  
14 future periodic support payments shall be superseded upon entry of a  
15 superior court order for support to the extent the superior court  
16 order is inconsistent with the administrative order.

17 (8) Debts determined pursuant to this section, accrued and not  
18 paid, are subject to collection action under this chapter without  
19 further necessity of action by a presiding or reviewing officer.

20 (9) The department has rule-making authority to enact rules  
21 consistent with 42 U.S.C. Sec. 652(f) and 42 U.S.C. Sec. 666(a)(19)  
22 as amended by section 7307 of the deficit reduction act of 2005.  
23 Additionally, the department has rule-making authority to implement  
24 regulations required under 45 C.F.R. Parts 302, 303, 304, 305, and  
25 308.

26 **Sec. 108.** RCW 74.20A.056 and 2009 c 476 s 8 are each amended to  
27 read as follows:

28 (1) If an alleged father has signed an affidavit acknowledging  
29 paternity which has been filed with the state registrar of vital  
30 statistics before July 1, 1997, the division of child support may  
31 serve a notice and finding of parental responsibility on him and the  
32 custodial parent. Procedures for and responsibility resulting from  
33 acknowledgments filed after July 1, 1997, are in subsections (8) and  
34 (9) of this section. Service of the notice shall be in the same  
35 manner as a summons in a civil action or by certified mail, return  
36 receipt requested, on the alleged father. The custodial parent shall  
37 be served by first-class mail to the last known address. If the  
38 custodial parent is not the nonassistance applicant or public  
39 assistance recipient, service shall be in the same manner as for the

1 responsible parent. The notice shall have attached to it a copy of  
2 the affidavit or certification of birth record information advising  
3 of the existence of a filed affidavit, provided by the state  
4 registrar of vital statistics, and shall state that:

5 (a) Either or both parents are responsible for providing health  
6 (~~insurance~~) care coverage for their child either through  
7 (~~private~~) health insurance or public health care coverage, which is  
8 accessible to the child, or through coverage that if coverage that  
9 can be extended to cover the child is or becomes available to the  
10 parent through employment or is union-related, or for paying a  
11 monthly payment toward the premium if no such coverage is available,  
12 as provided under RCW 26.09.105;

13 (b) The alleged father or custodial parent may file an  
14 application for an adjudicative proceeding at which they both will be  
15 required to appear and show cause why the amount stated in the notice  
16 as to support is incorrect and should not be ordered;

17 (c) An alleged father or mother, if she is also the custodial  
18 parent, may request that a blood or genetic test be administered to  
19 determine whether such test would exclude him from being a natural  
20 parent and, if not excluded, may subsequently request that the  
21 division of child support initiate an action in superior court to  
22 determine the existence of the parent-child relationship; and

23 (d) If neither the alleged father nor the custodial parent  
24 requests that a blood or genetic test be administered or files an  
25 application for an adjudicative proceeding, the amount of support  
26 stated in the notice and finding of parental responsibility shall  
27 become final, subject only to a subsequent determination under RCW  
28 26.26.500 through 26.26.630 that the parent-child relationship does  
29 not exist.

30 (2) An alleged father or custodial parent who objects to the  
31 amount of support requested in the notice may file an application for  
32 an adjudicative proceeding up to twenty days after the date the  
33 notice was served. An application for an adjudicative proceeding may  
34 be filed within one year of service of the notice and finding of  
35 parental responsibility without the necessity for a showing of good  
36 cause or upon a showing of good cause thereafter. An adjudicative  
37 proceeding under this section shall be pursuant to RCW 74.20A.055.  
38 The only issues shall be the amount of the accrued debt, the amount  
39 of the current and future support obligation, and the reimbursement  
40 of the costs of blood or genetic tests if advanced by the department.

1 A custodian who is not the parent of a child and who has physical  
2 custody of a child has the same notice and hearing rights that a  
3 custodial parent has under this section.

4 (3) If the application for an adjudicative proceeding is filed  
5 within twenty days of service of the notice, collection action shall  
6 be stayed pending a final decision by the department. If no  
7 application is filed within twenty days:

8 (a) The amounts in the notice shall become final and the debt  
9 created therein shall be subject to collection action; and

10 (b) Any amounts so collected shall neither be refunded nor  
11 returned if the alleged father is later found not to be a responsible  
12 parent.

13 (4) An alleged father or the mother, if she is also the custodial  
14 parent, may request that a blood or genetic test be administered at  
15 any time. The request for testing shall be in writing, or as the  
16 department may specify by rule, and served on the division of child  
17 support. If a request for testing is made, the department shall  
18 arrange for the test and, pursuant to rules adopted by the  
19 department, may advance the cost of such testing. The department  
20 shall mail a copy of the test results by certified mail, return  
21 receipt requested, to the alleged father's and mother's, if she is  
22 also the custodial parent, last known address.

23 (5) If the test excludes the alleged father from being a natural  
24 parent, the division of child support shall file a copy of the  
25 results with the state registrar of vital statistics and shall  
26 dismiss any pending administrative collection proceedings based upon  
27 the affidavit in issue. The state registrar of vital statistics shall  
28 remove the alleged father's name from the birth certificate and  
29 change the child's surname to be the same as the mother's maiden name  
30 as stated on the birth certificate, or any other name which the  
31 mother may select.

32 (6) The alleged father or mother, if she is also the custodial  
33 parent, may, within twenty days after the date of receipt of the test  
34 results, request the division of child support to initiate an action  
35 under RCW 26.26.500 through 26.26.630 to determine the existence of  
36 the parent-child relationship. If the division of child support  
37 initiates a superior court action at the request of the alleged  
38 father or mother and the decision of the court is that the alleged  
39 father is a natural parent, the parent who requested the test shall  
40 be liable for court costs incurred.

1 (7) If the alleged father or mother, if she is also the custodial  
2 parent, does not request the division of child support to initiate a  
3 superior court action, or fails to appear and cooperate with blood or  
4 genetic testing, the notice of parental responsibility shall become  
5 final for all intents and purposes and may be overturned only by a  
6 subsequent superior court order entered under RCW 26.26.500 through  
7 26.26.630.

8 (8)(a) Subsections (1) through (7) of this section do not apply  
9 to acknowledgments of paternity filed with the state registrar of  
10 vital statistics after July 1, 1997.

11 (b) If an acknowledged father has signed an acknowledgment of  
12 paternity that has been filed with the state registrar of vital  
13 statistics after July 1, 1997:

14 (i) The division of child support may serve a notice and finding  
15 of financial responsibility under RCW 74.20A.055 based on the  
16 acknowledgment. The division of child support shall attach a copy of  
17 the acknowledgment or certification of the birth record information  
18 advising of the existence of a filed acknowledgment of paternity to  
19 the notice;

20 (ii) The notice shall include a statement that the acknowledged  
21 father or any other signatory may commence a proceeding in court to  
22 rescind or challenge the acknowledgment or denial of paternity under  
23 RCW 26.26.330 and 26.26.335;

24 (iii) A statement that either or both parents are responsible for  
25 providing health ((insurance)) care coverage for ((his or her)) the  
26 child if accessible coverage that can be extended to cover the child  
27 is or becomes available to the parent through employment or is union-  
28 related as provided under RCW 26.09.105; and

29 (iv) The party commencing the action to rescind or challenge the  
30 acknowledgment or denial must serve notice on the division of child  
31 support and the office of the prosecuting attorney in the county in  
32 which the proceeding is commenced. Commencement of a proceeding to  
33 rescind or challenge the acknowledgment or denial stays the  
34 establishment of the notice and finding of financial responsibility,  
35 if the notice has not yet become a final order.

36 (c) If neither the acknowledged father nor the other party to the  
37 notice files an application for an adjudicative proceeding or the  
38 signatories to the acknowledgment or denial do not commence a  
39 proceeding to rescind or challenge the acknowledgment of paternity,  
40 the amount of support stated in the notice and finding of financial

1 responsibility becomes final, subject only to a subsequent  
2 determination under RCW 26.26.500 through 26.26.630 that the parent-  
3 child relationship does not exist. The division of child support does  
4 not refund nor return any amounts collected under a notice that  
5 becomes final under this section or RCW 74.20A.055, even if a court  
6 later determines that the acknowledgment is void.

7 (d) An acknowledged father or other party to the notice who  
8 objects to the amount of support requested in the notice may file an  
9 application for an adjudicative proceeding up to twenty days after  
10 the date the notice was served. An application for an adjudicative  
11 proceeding may be filed within one year of service of the notice and  
12 finding of parental responsibility without the necessity for a  
13 showing of good cause or upon a showing of good cause thereafter. An  
14 adjudicative proceeding under this section shall be pursuant to RCW  
15 74.20A.055. The only issues shall be the amount of the accrued debt  
16 and the amount of the current and future support obligation.

17 (i) If the application for an adjudicative proceeding is filed  
18 within twenty days of service of the notice, collection action shall  
19 be stayed pending a final decision by the department.

20 (ii) If the application for an adjudicative proceeding is not  
21 filed within twenty days of the service of the notice, any amounts  
22 collected under the notice shall be neither refunded nor returned if  
23 the alleged father is later found not to be a responsible parent.

24 (e) If neither the acknowledged father nor the custodial parent  
25 requests an adjudicative proceeding, or if no timely action is  
26 brought to rescind or challenge the acknowledgment or denial after  
27 service of the notice, the notice of financial responsibility becomes  
28 final for all intents and purposes and may be overturned only by a  
29 subsequent superior court order entered under RCW 26.26.500 through  
30 26.26.630.

31 (9) Acknowledgments of paternity that are filed after July 1,  
32 1997, are subject to requirements of chapters 26.26, the uniform  
33 parentage act, and 70.58 RCW.

34 (10) The department and the department of health may adopt rules  
35 to implement the requirements under this section.

36 (11) The department has rule-making authority to enact rules  
37 consistent with 42 U.S.C. Sec. 652(f) and 42 U.S.C. Sec. 666(a)(19)  
38 as amended by section 7307 of the deficit reduction act of 2005.  
39 Additionally, the department has rule-making authority to implement

1 regulations required under 45 C.F.R. Parts 302, 303, 304, 305, and  
2 308.

3 **Sec. 109.** RCW 74.20A.059 and 2009 c 476 s 9 are each amended to  
4 read as follows:

5 (1) The department, the physical custodian, or the responsible  
6 parent may petition for a prospective modification of a final  
7 administrative order if:

8 (a) The administrative order has not been superseded by a  
9 superior court order; and

10 (b) There has been a substantial change of circumstances, except  
11 as provided under RCW 74.20A.055(4)(d).

12 (2) An order of child support may be modified one year or more  
13 after it has been entered without showing a substantial change of  
14 circumstances:

15 (a) If the order in practice works a severe economic hardship on  
16 either party or the child; or

17 (b) If a party requests an adjustment in an order for child  
18 support that was based on guidelines which determined the amount of  
19 support according to the child's age, and the child is no longer in  
20 the age category on which the current support amount was based; or

21 (c) If a child is a full-time student and reasonably expected to  
22 complete secondary school or the equivalent level of vocational or  
23 technical training before the child becomes nineteen years of age  
24 upon a finding that there is a need to extend support beyond the  
25 eighteenth birthday.

26 (3) An order may be modified without showing a substantial change  
27 of circumstances if the requested modification is to:

28 (a) Require medical support under RCW 26.09.105 for a child  
29 covered by the order; or

30 (b) Modify an existing order for health (~~insurance~~) care  
31 coverage.

32 (4) Support orders may be adjusted once every twenty-four months  
33 based upon changes in the income of the parents without a showing of  
34 substantially changed circumstances.

35 (5)(a) All administrative orders entered on, before, or after  
36 September 1, 1991, may be modified based upon changes in the child  
37 support schedule established in chapter 26.19 RCW without a  
38 substantial change of circumstances. The petition may be filed based  
39 on changes in the child support schedule after twelve months has



1 expired from the entry of the administrative order or the most recent  
2 modification order setting child support, whichever is later.  
3 However, if a party is granted relief under this provision, twenty-  
4 four months must pass before another petition for modification may be  
5 filed pursuant to subsection (4) of this section.

6 (b) If, pursuant to subsection (4) of this section or (a) of this  
7 subsection, the order modifies a child support obligation by more  
8 than thirty percent and the change would cause significant hardship,  
9 the change may be implemented in two equal increments, one at the  
10 time of the entry of the order and the second six months from the  
11 entry of the order. Twenty-four months must pass following the second  
12 change before a petition for modification under subsection (4) of  
13 this section may be filed.

14 (6) An increase in the wage or salary of the parent or custodian  
15 who is receiving the support transfer payments is not a substantial  
16 change in circumstances for purposes of modification under subsection  
17 (1)(b) of this section. An obligor's voluntary unemployment or  
18 voluntary underemployment, by itself, is not a substantial change of  
19 circumstances.

20 (7) The department shall file the petition and a supporting  
21 affidavit with the secretary or the secretary's designee when the  
22 department petitions for modification.

23 (8) The responsible parent or the physical custodian shall follow  
24 the procedures in this chapter for filing an application for an  
25 adjudicative proceeding to petition for modification.

26 (9) Upon the filing of a proper petition or application, the  
27 secretary or the secretary's designee shall issue an order directing  
28 each party to appear and show cause why the order should not be  
29 modified.

30 (10) If the presiding or reviewing officer finds a modification  
31 is appropriate, the officer shall modify the order and set current  
32 and future support under chapter 26.19 RCW.

33 **Sec. 110.** RCW 74.20A.300 and 2009 c 476 s 6 are each amended to  
34 read as follows:

35 (1) Whenever a support order is entered or modified under this  
36 chapter, the department shall require either or both parents to  
37 provide medical support for any dependent child, in the nature of  
38 health (~~(insurance))~~ care coverage or a monthly payment toward the  
39 premium, as provided under RCW 26.09.105.

1       (~~2~~) (~~("Health insurance coverage" as used in this section does~~  
 2 ~~not include medical assistance provided under chapter 74.09 RCW.~~  
 3       (~~3~~)) A parent ordered to provide health (~~(insurance)~~) care  
 4 coverage shall provide proof of such coverage or proof that such  
 5 coverage is unavailable to the department within twenty days of the  
 6 entry of the order.  
 7       (~~(4)~~) (3) A parent required to provide health (~~(insurance)~~)  
 8 care coverage must notify the department and the other parent when  
 9 coverage terminates.  
 10       (~~(5)~~) (4) Every order requiring a parent to provide health  
 11 (~~(insurance)~~) care coverage shall be entered in compliance with RCW  
 12 26.23.050 and be subject to direct enforcement as provided under  
 13 chapter 26.18 RCW.

## PART II

### ELECTRONIC PAYMENTS

16       NEW SECTION.     **Sec. 201.** A new section is added to chapter 26.23  
 17 RCW to read as follows:

18       (1) The definitions in this subsection apply throughout this  
 19 section unless the context clearly requires otherwise.

20       (a) "Electronic funds transfer" means any transfer of funds,  
 21 other than a transaction originated or accomplished by conventional  
 22 check, drafts, or similar paper instrument, which is initiated  
 23 through an electronic terminal, telephonic instrument, or computer or  
 24 magnetic tape so as to order, instruct, or authorize a financial  
 25 institution to debit or credit a checking or other deposit account.  
 26 "Electronic funds transfer" includes payments made:

- 27       (i) By electronic check (echeck); and
- 28       (ii) By any means made available through the division of child  
 29 support's web-based payment services.

30       (b) "Income withholding order" means an order to withhold income,  
 31 order to withhold and deliver, or notice of payroll deduction issued  
 32 under this chapter or chapter 26.10, 26.18, 74.20, or 74.20A RCW.

33       (c) "Payroll processor" means a person, entity, agent, or company  
 34 which provides payroll services to an employer or other business such  
 35 as calculating paychecks and providing electronic funds transfer  
 36 services for payments to employees and other entities.

37       (2) Except as provided in subsection (4) of this section, an  
 38 employer or other business that has received an income withholding

1 order from the department of social and health services requiring  
2 payment to the Washington state support registry must remit payments  
3 through electronic funds transfer when the following conditions  
4 apply:

5 (a) The income withholding order applies to a person who is  
6 either an employee or contractor of the business, and the employer or  
7 business has:

8 (i) Ten or more employees; or

9 (ii) Ten or more contractors;

10 (b) The employer or business has received an income withholding  
11 order for more than one employee or contractor, even if the employer  
12 or business has fewer than ten employees or contractors, but has  
13 received an income withholding order for more than one employee or  
14 contractor;

15 (c) The employer or business uses a payroll processor to handle  
16 its payroll, payment, and tax processes and the payroll processor has  
17 the capacity to transmit payments through electronic funds transfer;  
18 or

19 (d) The employer or business is required by the department of  
20 revenue to file and pay taxes electronically under RCW 82.32.080.

21 (3) All electronic funds transfer payments must identify the  
22 person from whom the payment was withheld, the amount of the payment,  
23 the person's identifying number assigned by the division of child  
24 support, or the division of child support case number to which the  
25 payment is to be applied. If a business, employer, or payroll  
26 processor required to remit payments by electronic funds transfer  
27 under this section fails to comply with this requirement, the  
28 division of child support may issue a notice of noncompliance  
29 pursuant to RCW 74.20A.350.

30 (4) The department may waive the requirement to remit payments  
31 electronically for a business, employer, or payroll processor that is  
32 unable to comply despite good faith efforts or due to circumstances  
33 beyond that entity's reasonable control. Grounds for approving a  
34 waiver include, but are not limited to, circumstances in which:

35 (a) The business, employer, or payroll processor does not have a  
36 computer that meets the minimum standards necessary for electronic  
37 remittance;

38 (b) Additional time is needed to program the entity's computer;

1 (c) The business, employer, or payroll processor does not  
2 currently file data electronically with any business or government  
3 agency;

4 (d) Compliance conflicts with the entity's business procedures;

5 (e) Compliance would cause a financial hardship.

6 (5) The department has the discretion to terminate a waiver  
7 granted under subsection (4) of this section if:

8 (a) The business or employer has received at least one income  
9 withholding order for a person or employee and has failed to withhold  
10 or failed to withhold within the time provided in the order at least  
11 twice;

12 (b) The business, employer, or payroll processor has submitted at  
13 least one dishonored check; or

14 (c) The business, employer, or payroll processor continues to  
15 incorrectly identify withholdings or makes other errors that affect  
16 proper distribution of the support, despite contact and information  
17 from the department on how to correct the error.

18 (6) The department of social and health services has rule-making  
19 authority to enact rules in compliance with this section, including,  
20 but not limited to:

21 (a) The necessary conditions required for a business, employer,  
22 or payroll processor to electronically remit child support payments  
23 to the Washington state support registry;

24 (b) Options for electronic funds transfers and the process by  
25 which one must comply in order to establish such payment  
26 arrangements;

27 (c) Which types of payment meet the definition of electronic  
28 funds transfer; and

29 (d) Reasons for exemption from the requirement to remit funds by  
30 electronic funds transfer.

31 **Sec. 202.** RCW 74.20A.350 and 1997 c 58 s 893 are each amended to  
32 read as follows:

33 (1) The division of child support may issue a notice of  
34 noncompliance to any person, firm, entity, or agency of state or  
35 federal government that the division believes is not complying with:

36 (a) A notice of payroll deduction issued under chapter 26.23 RCW;

37 (b) A lien, order to withhold and deliver, or assignment of  
38 earnings issued under this chapter;

1 (c) Any other wage assignment, garnishment, attachment, or  
2 withholding instrument properly served by the agency or firm  
3 providing child support enforcement services for another state, under  
4 Title IV-D of the federal social security act;

5 (d) A subpoena issued by the division of child support, or the  
6 agency or firm providing child support enforcement for another state,  
7 under Title IV-D of the federal social security act;

8 (e) An information request issued by the division of child  
9 support, or the agency or firm providing child support enforcement  
10 for another state under Title IV-D of the federal social security  
11 act, to an employer or entity required to respond to such requests  
12 under RCW 74.20A.360; (~~(e)~~)

13 (f) The duty to report newly hired employees imposed by RCW  
14 26.23.040; or

15 (g) The duty of a business, employer, or payroll processor that  
16 has received an income withholding order from the department of  
17 social and health services requiring payment to the Washington state  
18 support registry to remit withheld funds by electronic means imposed  
19 by section 201 of this act.

20 (2) Liability for noncompliance with a wage withholding,  
21 garnishment, order to withhold and deliver, or any other lien or  
22 attachment issued to secure payment of child support is governed by  
23 RCW 26.23.090 and 74.20A.100, except that liability for noncompliance  
24 with remittance time frames is governed by subsection (~~(3)~~) (4) of  
25 this section.

26 (3) Fines for noncompliance by a business, employer, or payroll  
27 processor with the duty to remit withheld funds by electronic means  
28 imposed by section 201 of this act are governed by subsection (4)(c)  
29 of this section.

30 (4) The division of child support may impose fines of up to one  
31 hundred dollars per occurrence for:

32 (a) Noncompliance with a subpoena or an information request  
33 issued by the division of child support, or the agency or firm  
34 providing child support enforcement services for another state under  
35 Title IV-D of the federal social security act;

36 (b) Noncompliance with the required time frames for remitting  
37 withheld support moneys to the Washington state support registry, or  
38 the agency or firm providing child support enforcement services for  
39 another state, except that no liability shall be established for  
40 failure to make timely remittance unless the division of child

1 support has provided the person, firm, entity, or agency of state or  
2 federal government with written warning:

3 (i) Explaining the duty to remit withheld payments promptly;

4 (ii) Explaining the potential for fines for delayed submission;  
5 and

6 (iii) Providing a contact person within the division of child  
7 support with whom the person, firm, entity, or agency of state or  
8 federal government may seek assistance with child support withholding  
9 issues;

10 (c) A business, employer, or payroll processor's noncompliance  
11 with the duty to remit withheld funds by electronic means imposed by  
12 section 201 of this act. The division of child support may not impose  
13 fines for failure to comply with this requirement unless it has  
14 provided the person, firm, entity, or agency of state or federal  
15 government with written warning:

16 (i) Explaining the duty to remit withheld payments by electronic  
17 means;

18 (ii) Explaining the potential for fines for failure to remit  
19 withheld payments by electronic means when required under section 201  
20 of this act; and

21 (iii) Providing a contact person within the division of child  
22 support with whom the person, firm, entity, or agency of state or  
23 federal government may seek assistance with child support withholding  
24 issues.

25 ~~((4))~~ (5) The division of child support may assess fines  
26 according to RCW 26.23.040 for failure to comply with employer  
27 reporting requirements.

28 ~~((5))~~ (6) The division of child support may suspend licenses  
29 for failure to comply with a subpoena issued under RCW 74.20.225.

30 ~~((6))~~ (7) The division of child support may serve a notice of  
31 noncompliance by personal service or by any method of mailing  
32 requiring a return receipt.

33 ~~((7))~~ (8) The liability asserted by the division of child  
34 support in the notice of noncompliance becomes final and collectible  
35 on the twenty-first day after the date of service, unless within that  
36 time the person, firm, entity, or agency of state or federal  
37 government:

38 (a) Initiates an action in superior court to contest the notice  
39 of noncompliance;

1 (b) Requests a hearing by delivering a hearing request to the  
2 division of child support in accordance with rules adopted by the  
3 secretary under this section; or

4 (c) Contacts the division of child support and negotiates an  
5 alternate resolution to the asserted noncompliance or demonstrates  
6 that the person, firm, entity, or agency of state or federal  
7 government has complied with the child support processes.

8 ~~((8))~~ (9) The notice of noncompliance shall contain:

9 (a) A full and fair disclosure of the rights and obligations  
10 created by this section; and

11 (b) Identification of the:

12 (i) Child support process with respect to which the division of  
13 child support is alleging noncompliance; and

14 (ii) State child support enforcement agency issuing the original  
15 child support process.

16 ~~((9))~~ (10) In an administrative hearing convened under  
17 subsection ~~((7))~~ (8)(b) of this section, the presiding officer  
18 shall determine whether or not, and to what extent, liability for  
19 noncompliance exists under this section, and shall enter an order  
20 containing these findings. If liability does exist, the presiding  
21 officer shall include language in the order advising the parties to  
22 the proceeding that the liability may be collected by any means  
23 available to the division of child support under subsection ~~((12))~~  
24 (13) of this section without further notice to the liable party.

25 ~~((10))~~ (11) Hearings under this section are governed by the  
26 administrative procedure act, chapter 34.05 RCW.

27 ~~((11))~~ (12) After the twenty days following service of the  
28 notice, the person, firm, entity, or agency of state or federal  
29 government may petition for a late hearing. A petition for a late  
30 hearing does not stay any collection action to recover the debt. A  
31 late hearing is available upon a showing of any of the grounds stated  
32 in civil rule 60 for the vacation of orders.

33 ~~((12))~~ (13) The division of child support may collect any  
34 obligation established under this section using any of the remedies  
35 available under chapter 26.09, 26.18, 26.21A, 26.23, 74.20, or 74.20A  
36 RCW for the collection of child support.

37 ~~((13))~~ (14) The division of child support may enter agreements  
38 for the repayment of obligations under this section. Agreements may:

39 (a) Suspend the obligation imposed by this section conditioned on  
40 future compliance with child support processes. Such suspension shall

1 end automatically upon any failure to comply with a child support  
 2 process. Amounts suspended become fully collectible without further  
 3 notice automatically upon failure to comply with a child support  
 4 process;

5 (b) Resolve amounts due under this section and provide for  
 6 repayment.

7 ((+14)) (15) The secretary may adopt rules to implement this  
 8 section.

9 **PART III**  
 10 **ECONOMIC TABLE**

11 **Sec. 301.** RCW 26.19.020 and 2009 c 84 s 1 are each amended to  
 12 read as follows:

13 ((ECONOMIC TABLE  
 14 MONTHLY BASIC SUPPORT OBLIGATION  
 15 PER CHILD

16 KEY: A= AGE 0-11 B= AGE 12-18

17  
 18

COMBINED MONTHLY NET INCOME	ONE CHILD FAMILY		TWO CHILDREN FAMILY	
	A	B	A	B

19  
 20  
 21  
 22  
 23

24 For income less than \$1000 the obligation is  
 25 based upon the resources and living expenses of  
 26 each household. Minimum support may not be  
 27 less than \$50 per child per month except when  
 28 allowed by RCW 26.19.065(2).

29 1000	220	272	171	211
30 1100	242	299	188	232
31 1200	264	326	205	253
32 1300	285	352	221	274
33 1400	307	379	238	294
34 1500	327	404	254	313
35 1600	347	428	269	333



1	1700	367	453	285	352
2	1800	387	478	300	371
3	1900	407	503	316	390
4	2000	427	527	331	409
5	2100	447	552	347	429
6	2200	467	577	362	448
7	2300	487	601	378	467
8	2400	506	626	393	486
9	2500	526	650	408	505
10	2600	534	661	416	513
11	2700	542	670	421	520
12	2800	549	679	427	527
13	2900	556	686	431	533
14	3000	561	693	436	538
15	3100	566	699	439	543
16	3200	569	704	442	546
17	3300	573	708	445	549
18	3400	574	710	446	551
19	3500	575	711	447	552
20	3600	577	712	448	553
21	3700	578	713	449	554
22	3800	581	719	452	558
23	3900	596	736	463	572
24	4000	609	753	473	584
25	4100	623	770	484	598
26	4200	638	788	495	611
27	4300	651	805	506	625
28	4400	664	821	516	637
29	4500	677	836	525	649
30	4600	689	851	535	661
31	4700	701	866	545	673
32	4800	713	882	554	685
33	4900	726	897	564	697
34	5000	738	912	574	708
35	5100	751	928	584	720
36	5200	763	943	593	732

1	5300	776	959	602	744
2	5400	788	974	612	756
3	5500	800	989	622	768
4	5600	812	1004	632	779
5	5700	825	1019	641	791
6	5800	837	1035	650	803
7	5900	850	1050	660	815
8	6000	862	1065	670	827
9	6100	875	1081	680	839
10	6200	887	1096	689	851
11	6300	899	1112	699	863
12	6400	911	1127	709	875
13	6500	924	1142	718	887
14	6600	936	1157	728	899
15	6700	949	1172	737	911
16	6800	961	1188	747	923
17	6900	974	1203	757	935
18	7000	986	1218	767	946
19	7100	998	1233	776	958
20	7200	1009	1248	785	971
21	7300	1021	1262	794	982
22	7400	1033	1276	803	993
23	7500	1044	1290	812	1004
24	7600	1055	1305	821	1015
25	7700	1067	1319	830	1026
26	7800	1078	1333	839	1037
27	7900	1089	1346	848	1048
28	8000	1100	1360	857	1059
29	8100	1112	1374	865	1069
30	8200	1123	1387	874	1080
31	8300	1134	1401	882	1091
32	8400	1144	1414	891	1101
33	8500	1155	1428	899	1112
34	8600	1166	1441	908	1122
35	8700	1177	1454	916	1133
36	8800	1187	1467	925	1143

1	8900	1198	1481	933	1153
2	9000	1208	1493	941	1163
3	9100	1219	1506	949	1173
4	9200	1229	1519	957	1183
5	9300	1239	1532	966	1193
6	9400	1250	1545	974	1203
7	9500	1260	1557	982	1213
8	9600	1270	1570	989	1223
9	9700	1280	1582	997	1233
10	9800	1290	1594	1005	1242
11	9900	1300	1606	1013	1252
12	10000	1310	1619	1021	1262
13	10100	1319	1631	1028	1271
14	10200	1329	1643	1036	1281
15	10300	1339	1655	1044	1290
16	10400	1348	1666	1051	1299
17	10500	1358	1678	1059	1308
18	10600	1367	1690	1066	1318
19	10700	1377	1701	1073	1327
20	10800	1386	1713	1081	1336
21	10900	1395	1724	1088	1345
22	11000	1404	1736	1095	1354
23	11100	1413	1747	1102	1363
24	11200	1422	1758	1110	1371
25	11300	1431	1769	1117	1380
26	11400	1440	1780	1124	1389
27	11500	1449	1791	1131	1398
28	11600	1458	1802	1138	1406
29	11700	1467	1813	1145	1415
30	11800	1475	1823	1151	1423
31	11900	1484	1834	1158	1431
32	12000	1492	1844	1165	1440

33	COMBINED				
34	MONTHLY	THREE	FOUR	FIVE	
35	NET	CHILDREN	CHILDREN	CHILDREN	

	INCOME	FAMILY		FAMILY		FAMILY	
		A	B	A	B	A	B
1							
2							
3							
4		For income less than \$1000 the obligation					
5		is based upon the resources and living					
6		expenses of each household. Minimum					
7		support may not be less than \$50 per child					
8		per month except when allowed by RCW					
9		26.19.065(2).					
10	1000	143	177	121	149	105	130
11	1100	157	194	133	164	116	143
12	1200	171	211	144	179	126	156
13	1300	185	228	156	193	136	168
14	1400	199	246	168	208	147	181
15	1500	212	262	179	221	156	193
16	1600	225	278	190	235	166	205
17	1700	238	294	201	248	175	217
18	1800	251	310	212	262	185	228
19	1900	264	326	223	275	194	240
20	2000	277	342	234	289	204	252
21	2100	289	358	245	303	213	264
22	2200	302	374	256	316	223	276
23	2300	315	390	267	330	233	288
24	2400	328	406	278	343	242	299
25	2500	341	421	288	356	251	311
26	2600	346	428	293	362	256	316
27	2700	351	435	298	368	259	321
28	2800	356	440	301	372	262	324
29	2900	360	445	305	376	266	328
30	3000	364	449	308	380	268	331
31	3100	367	453	310	383	270	334
32	3200	369	457	312	386	272	336
33	3300	371	459	314	388	273	339

1	3400	372	460	315	389	274	340
2	3500	373	461	316	390	275	341
3	3600	374	462	317	391	276	342
4	3700	375	463	318	392	277	343
5	3800	377	466	319	394	278	344
6	3900	386	477	326	404	284	352
7	4000	395	488	334	413	291	360
8	4100	404	500	341	422	298	368
9	4200	413	511	350	431	305	377
10	4300	422	522	357	441	311	385
11	4400	431	532	364	449	317	392
12	4500	438	542	371	458	323	400
13	4600	446	552	377	467	329	407
14	4700	455	562	384	475	335	414
15	4800	463	572	391	483	341	422
16	4900	470	581	398	491	347	429
17	5000	479	592	404	500	353	437
18	5100	487	602	411	509	359	443
19	5200	494	611	418	517	365	451
20	5300	503	621	425	525	371	458
21	5400	511	632	432	533	377	466
22	5500	518	641	439	542	383	473
23	5600	527	651	446	551	389	480
24	5700	535	661	452	559	395	488
25	5800	543	671	459	567	401	495
26	5900	551	681	466	575	407	502
27	6000	559	691	473	584	413	509
28	6100	567	701	479	593	418	517
29	6200	575	710	486	601	424	524
30	6300	583	721	493	609	430	532
31	6400	591	731	500	617	436	539
32	6500	599	740	506	626	442	546

1	6600	607	750	513	635	448	554
2	6700	615	761	520	643	454	561
3	6800	623	770	527	651	460	568
4	6900	631	780	533	659	466	575
5	7000	639	790	540	668	472	583
6	7100	647	800	547	677	478	591
7	7200	654	809	554	684	484	598
8	7300	662	818	560	693	490	605
9	7400	670	828	567	701	496	613
10	7500	677	837	574	709	502	620
11	7600	685	846	581	718	507	627
12	7700	692	855	587	726	513	634
13	7800	700	865	594	734	519	642
14	7900	707	874	601	742	525	649
15	8000	714	883	607	750	531	656
16	8100	722	892	614	759	536	663
17	8200	729	901	620	767	542	670
18	8300	736	910	627	775	548	677
19	8400	743	919	633	783	553	684
20	8500	750	928	640	791	559	691
21	8600	758	936	646	799	565	698
22	8700	765	945	653	807	570	705
23	8800	772	954	659	815	576	712
24	8900	779	962	665	822	582	719
25	9000	786	971	672	830	587	726
26	9100	792	980	678	838	593	732
27	9200	799	988	684	846	598	739
28	9300	806	996	691	854	604	746
29	9400	813	1005	697	861	609	753
30	9500	820	1013	703	869	614	759
31	9600	826	1021	709	877	620	766
32	9700	833	1030	716	884	625	773

1	9800	840	1038	722	892	631	779
2	9900	846	1046	728	900	636	786
3	10000	853	1054	734	907	641	793
4	10100	859	1062	740	915	647	799
5	10200	866	1070	746	922	652	806
6	10300	872	1078	752	930	657	812
7	10400	879	1086	758	937	662	819
8	10500	885	1094	764	944	668	825
9	10600	891	1102	770	952	673	832
10	10700	898	1109	776	959	678	838
11	10800	904	1117	782	966	683	844
12	10900	910	1125	788	974	688	851
13	11000	916	1132	794	981	693	857
14	11100	922	1140	799	988	698	863
15	11200	928	1147	805	995	703	869
16	11300	934	1155	811	1002	708	876
17	11400	940	1162	817	1009	714	882
18	11500	946	1170	822	1017	719	888
19	11600	952	1177	828	1024	723	894
20	11700	958	1184	834	1031	728	900
21	11800	964	1191	839	1038	733	906
22	11900	970	1199	845	1045	738	912
23	12000	975	1206	851	1051	743	919))

ECONOMIC TABLE

MONTHLY BASIC SUPPORT OBLIGATION

PER CHILD

COMBINED

MONTHLY

NET

INCOME

ONE

CHILD

FAMILY

TWO

CHILDREN

FAMILY

31

1                    For income less than \$1000 the obligation is based upon  
2                    the resources and living expenses of each household.  
3                    Minimum support may not be less than \$50 per child per  
4                    month except when allowed by RCW 26.19.065(2).

5	<u>1000</u>	<u>216</u>	<u>167</u>
6	<u>1100</u>	<u>238</u>	<u>184</u>
7	<u>1200</u>	<u>260</u>	<u>200</u>
8	<u>1300</u>	<u>281</u>	<u>217</u>
9	<u>1400</u>	<u>303</u>	<u>234</u>
10	<u>1500</u>	<u>325</u>	<u>251</u>
11	<u>1600</u>	<u>346</u>	<u>267</u>
12	<u>1700</u>	<u>368</u>	<u>284</u>
13	<u>1800</u>	<u>390</u>	<u>301</u>
14	<u>1900</u>	<u>412</u>	<u>317</u>
15	<u>2000</u>	<u>433</u>	<u>334</u>
16	<u>2100</u>	<u>455</u>	<u>350</u>
17	<u>2200</u>	<u>477</u>	<u>367</u>
18	<u>2300</u>	<u>499</u>	<u>384</u>
19	<u>2400</u>	<u>521</u>	<u>400</u>
20	<u>2500</u>	<u>543</u>	<u>417</u>
21	<u>2600</u>	<u>565</u>	<u>433</u>
22	<u>2700</u>	<u>587</u>	<u>450</u>
23	<u>2800</u>	<u>609</u>	<u>467</u>
24	<u>2900</u>	<u>630</u>	<u>483</u>
25	<u>3000</u>	<u>652</u>	<u>500</u>
26	<u>3100</u>	<u>674</u>	<u>516</u>
27	<u>3200</u>	<u>696</u>	<u>533</u>
28	<u>3300</u>	<u>718</u>	<u>550</u>
29	<u>3400</u>	<u>740</u>	<u>566</u>
30	<u>3500</u>	<u>762</u>	<u>583</u>
31	<u>3600</u>	<u>784</u>	<u>599</u>
32	<u>3700</u>	<u>803</u>	<u>614</u>
33	<u>3800</u>	<u>816</u>	<u>624</u>



1	<u>3900</u>	<u>830</u>	<u>634</u>
2	<u>4000</u>	<u>843</u>	<u>643</u>
3	<u>4100</u>	<u>857</u>	<u>653</u>
4	<u>4200</u>	<u>867</u>	<u>660</u>
5	<u>4300</u>	<u>877</u>	<u>668</u>
6	<u>4400</u>	<u>887</u>	<u>675</u>
7	<u>4500</u>	<u>896</u>	<u>682</u>
8	<u>4600</u>	<u>906</u>	<u>689</u>
9	<u>4700</u>	<u>916</u>	<u>697</u>
10	<u>4800</u>	<u>927</u>	<u>705</u>
11	<u>4900</u>	<u>939</u>	<u>714</u>
12	<u>5000</u>	<u>951</u>	<u>723</u>
13	<u>5100</u>	<u>963</u>	<u>732</u>
14	<u>5200</u>	<u>975</u>	<u>741</u>
15	<u>5300</u>	<u>987</u>	<u>750</u>
16	<u>5400</u>	<u>999</u>	<u>759</u>
17	<u>5500</u>	<u>1011</u>	<u>768</u>
18	<u>5600</u>	<u>1023</u>	<u>777</u>
19	<u>5700</u>	<u>1030</u>	<u>782</u>
20	<u>5800</u>	<u>1036</u>	<u>786</u>
21	<u>5900</u>	<u>1042</u>	<u>791</u>
22	<u>6000</u>	<u>1048</u>	<u>795</u>
23	<u>6100</u>	<u>1054</u>	<u>800</u>
24	<u>6200</u>	<u>1061</u>	<u>804</u>
25	<u>6300</u>	<u>1067</u>	<u>809</u>
26	<u>6400</u>	<u>1073</u>	<u>813</u>
27	<u>6500</u>	<u>1081</u>	<u>819</u>
28	<u>6600</u>	<u>1096</u>	<u>830</u>
29	<u>6700</u>	<u>1111</u>	<u>842</u>
30	<u>6800</u>	<u>1126</u>	<u>853</u>
31	<u>6900</u>	<u>1141</u>	<u>864</u>
32	<u>7000</u>	<u>1156</u>	<u>875</u>

1	<u>7100</u>	<u>1170</u>	<u>886</u>
2	<u>7200</u>	<u>1185</u>	<u>898</u>
3	<u>7300</u>	<u>1200</u>	<u>909</u>
4	<u>7400</u>	<u>1212</u>	<u>918</u>
5	<u>7500</u>	<u>1222</u>	<u>925</u>
6	<u>7600</u>	<u>1231</u>	<u>932</u>
7	<u>7700</u>	<u>1241</u>	<u>939</u>
8	<u>7800</u>	<u>1251</u>	<u>946</u>
9	<u>7900</u>	<u>1261</u>	<u>953</u>
10	<u>8000</u>	<u>1270</u>	<u>960</u>
11	<u>8100</u>	<u>1280</u>	<u>968</u>
12	<u>8200</u>	<u>1290</u>	<u>975</u>
13	<u>8300</u>	<u>1299</u>	<u>981</u>
14	<u>8400</u>	<u>1308</u>	<u>987</u>
15	<u>8500</u>	<u>1316</u>	<u>994</u>
16	<u>8600</u>	<u>1325</u>	<u>1000</u>
17	<u>8700</u>	<u>1334</u>	<u>1007</u>
18	<u>8800</u>	<u>1343</u>	<u>1013</u>
19	<u>8900</u>	<u>1352</u>	<u>1019</u>
20	<u>9000</u>	<u>1361</u>	<u>1026</u>
21	<u>9100</u>	<u>1370</u>	<u>1032</u>
22	<u>9200</u>	<u>1379</u>	<u>1040</u>
23	<u>9300</u>	<u>1387</u>	<u>1047</u>
24	<u>9400</u>	<u>1396</u>	<u>1055</u>
25	<u>9500</u>	<u>1405</u>	<u>1062</u>
26	<u>9600</u>	<u>1414</u>	<u>1069</u>
27	<u>9700</u>	<u>1423</u>	<u>1077</u>
28	<u>9800</u>	<u>1432</u>	<u>1084</u>
29	<u>9900</u>	<u>1441</u>	<u>1092</u>
30	<u>10000</u>	<u>1451</u>	<u>1099</u>
31	<u>10100</u>	<u>1462</u>	<u>1107</u>
32	<u>10200</u>	<u>1473</u>	<u>1114</u>

1	<u>10300</u>	<u>1484</u>	<u>1122</u>
2	<u>10400</u>	<u>1495</u>	<u>1129</u>
3	<u>10500</u>	<u>1507</u>	<u>1136</u>
4	<u>10600</u>	<u>1518</u>	<u>1144</u>
5	<u>10700</u>	<u>1529</u>	<u>1151</u>
6	<u>10800</u>	<u>1539</u>	<u>1159</u>
7	<u>10900</u>	<u>1542</u>	<u>1161</u>
8	<u>11000</u>	<u>1545</u>	<u>1164</u>
9	<u>11100</u>	<u>1548</u>	<u>1166</u>
10	<u>11200</u>	<u>1551</u>	<u>1169</u>
11	<u>11300</u>	<u>1554</u>	<u>1172</u>
12	<u>11400</u>	<u>1556</u>	<u>1174</u>
13	<u>11500</u>	<u>1559</u>	<u>1177</u>
14	<u>11600</u>	<u>1562</u>	<u>1179</u>
15	<u>11700</u>	<u>1565</u>	<u>1182</u>
16	<u>11800</u>	<u>1568</u>	<u>1184</u>
17	<u>11900</u>	<u>1571</u>	<u>1187</u>
18	<u>12000</u>	<u>1573</u>	<u>1190</u>

19				
20	<u>COMBINED</u>			
21	<u>MONTHLY</u>	<u>THREE</u>	<u>FOUR</u>	<u>FIVE</u>
22	<u>NET</u>	<u>CHILDREN</u>	<u>CHILDREN</u>	<u>CHILDREN</u>
23	<u>INCOME</u>	<u>FAMILY</u>	<u>FAMILY</u>	<u>FAMILY</u>
24				

25 For income less than \$1000 the obligation is based upon  
26 the resources and living expenses of each household.  
27 Minimum support may not be less than \$50 per child per  
28 month except when allowed by RCW 26.19.065(2).

29	<u>1000</u>	<u>136</u>	<u>114</u>	<u>100</u>
30	<u>1100</u>	<u>150</u>	<u>125</u>	<u>110</u>
31	<u>1200</u>	<u>163</u>	<u>137</u>	<u>120</u>
32	<u>1300</u>	<u>177</u>	<u>148</u>	<u>130</u>
33	<u>1400</u>	<u>191</u>	<u>160</u>	<u>141</u>

1	<u>1500</u>	<u>204</u>	<u>171</u>	<u>151</u>
2	<u>1600</u>	<u>218</u>	<u>182</u>	<u>161</u>
3	<u>1700</u>	<u>231</u>	<u>194</u>	<u>171</u>
4	<u>1800</u>	<u>245</u>	<u>205</u>	<u>180</u>
5	<u>1900</u>	<u>258</u>	<u>216</u>	<u>190</u>
6	<u>2000</u>	<u>271</u>	<u>227</u>	<u>200</u>
7	<u>2100</u>	<u>285</u>	<u>239</u>	<u>210</u>
8	<u>2200</u>	<u>298</u>	<u>250</u>	<u>220</u>
9	<u>2300</u>	<u>311</u>	<u>261</u>	<u>230</u>
10	<u>2400</u>	<u>325</u>	<u>272</u>	<u>239</u>
11	<u>2500</u>	<u>338</u>	<u>283</u>	<u>249</u>
12	<u>2600</u>	<u>351</u>	<u>294</u>	<u>259</u>
13	<u>2700</u>	<u>365</u>	<u>305</u>	<u>269</u>
14	<u>2800</u>	<u>378</u>	<u>317</u>	<u>279</u>
15	<u>2900</u>	<u>391</u>	<u>328</u>	<u>288</u>
16	<u>3000</u>	<u>405</u>	<u>339</u>	<u>298</u>
17	<u>3100</u>	<u>418</u>	<u>350</u>	<u>308</u>
18	<u>3200</u>	<u>431</u>	<u>361</u>	<u>318</u>
19	<u>3300</u>	<u>444</u>	<u>372</u>	<u>328</u>
20	<u>3400</u>	<u>458</u>	<u>384</u>	<u>337</u>
21	<u>3500</u>	<u>471</u>	<u>395</u>	<u>347</u>
22	<u>3600</u>	<u>484</u>	<u>406</u>	<u>357</u>
23	<u>3700</u>	<u>496</u>	<u>416</u>	<u>366</u>
24	<u>3800</u>	<u>503</u>	<u>422</u>	<u>371</u>
25	<u>3900</u>	<u>511</u>	<u>428</u>	<u>377</u>
26	<u>4000</u>	<u>518</u>	<u>434</u>	<u>382</u>
27	<u>4100</u>	<u>526</u>	<u>440</u>	<u>388</u>
28	<u>4200</u>	<u>531</u>	<u>445</u>	<u>392</u>
29	<u>4300</u>	<u>537</u>	<u>450</u>	<u>396</u>
30	<u>4400</u>	<u>543</u>	<u>455</u>	<u>400</u>
31	<u>4500</u>	<u>548</u>	<u>459</u>	<u>404</u>
32	<u>4600</u>	<u>554</u>	<u>464</u>	<u>408</u>

1	<u>4700</u>	<u>559</u>	<u>469</u>	<u>412</u>
2	<u>4800</u>	<u>566</u>	<u>474</u>	<u>417</u>
3	<u>4900</u>	<u>573</u>	<u>480</u>	<u>422</u>
4	<u>5000</u>	<u>580</u>	<u>486</u>	<u>428</u>
5	<u>5100</u>	<u>587</u>	<u>492</u>	<u>433</u>
6	<u>5200</u>	<u>594</u>	<u>498</u>	<u>438</u>
7	<u>5300</u>	<u>602</u>	<u>504</u>	<u>443</u>
8	<u>5400</u>	<u>609</u>	<u>510</u>	<u>449</u>
9	<u>5500</u>	<u>616</u>	<u>516</u>	<u>454</u>
10	<u>5600</u>	<u>623</u>	<u>522</u>	<u>459</u>
11	<u>5700</u>	<u>627</u>	<u>525</u>	<u>462</u>
12	<u>5800</u>	<u>630</u>	<u>528</u>	<u>465</u>
13	<u>5900</u>	<u>634</u>	<u>531</u>	<u>467</u>
14	<u>6000</u>	<u>637</u>	<u>534</u>	<u>470</u>
15	<u>6100</u>	<u>641</u>	<u>537</u>	<u>472</u>
16	<u>6200</u>	<u>644</u>	<u>540</u>	<u>475</u>
17	<u>6300</u>	<u>648</u>	<u>543</u>	<u>477</u>
18	<u>6400</u>	<u>651</u>	<u>545</u>	<u>480</u>
19	<u>6500</u>	<u>656</u>	<u>549</u>	<u>483</u>
20	<u>6600</u>	<u>665</u>	<u>557</u>	<u>490</u>
21	<u>6700</u>	<u>674</u>	<u>564</u>	<u>497</u>
22	<u>6800</u>	<u>683</u>	<u>572</u>	<u>503</u>
23	<u>6900</u>	<u>692</u>	<u>579</u>	<u>510</u>
24	<u>7000</u>	<u>701</u>	<u>587</u>	<u>516</u>
25	<u>7100</u>	<u>710</u>	<u>594</u>	<u>523</u>
26	<u>7200</u>	<u>719</u>	<u>602</u>	<u>530</u>
27	<u>7300</u>	<u>727</u>	<u>609</u>	<u>536</u>
28	<u>7400</u>	<u>734</u>	<u>615</u>	<u>541</u>
29	<u>7500</u>	<u>740</u>	<u>620</u>	<u>545</u>
30	<u>7600</u>	<u>745</u>	<u>624</u>	<u>549</u>
31	<u>7700</u>	<u>751</u>	<u>629</u>	<u>554</u>
32	<u>7800</u>	<u>756</u>	<u>634</u>	<u>558</u>

1	<u>7900</u>	<u>762</u>	<u>638</u>	<u>562</u>
2	<u>8000</u>	<u>767</u>	<u>643</u>	<u>566</u>
3	<u>8100</u>	<u>773</u>	<u>647</u>	<u>570</u>
4	<u>8200</u>	<u>778</u>	<u>652</u>	<u>574</u>
5	<u>8300</u>	<u>783</u>	<u>656</u>	<u>577</u>
6	<u>8400</u>	<u>788</u>	<u>660</u>	<u>581</u>
7	<u>8500</u>	<u>793</u>	<u>664</u>	<u>584</u>
8	<u>8600</u>	<u>797</u>	<u>668</u>	<u>588</u>
9	<u>8700</u>	<u>802</u>	<u>672</u>	<u>591</u>
10	<u>8800</u>	<u>807</u>	<u>676</u>	<u>595</u>
11	<u>8900</u>	<u>812</u>	<u>680</u>	<u>599</u>
12	<u>9000</u>	<u>817</u>	<u>684</u>	<u>602</u>
13	<u>9100</u>	<u>822</u>	<u>689</u>	<u>606</u>
14	<u>9200</u>	<u>828</u>	<u>694</u>	<u>611</u>
15	<u>9300</u>	<u>835</u>	<u>699</u>	<u>616</u>
16	<u>9400</u>	<u>841</u>	<u>705</u>	<u>620</u>
17	<u>9500</u>	<u>848</u>	<u>710</u>	<u>625</u>
18	<u>9600</u>	<u>854</u>	<u>716</u>	<u>630</u>
19	<u>9700</u>	<u>861</u>	<u>721</u>	<u>635</u>
20	<u>9800</u>	<u>867</u>	<u>727</u>	<u>639</u>
21	<u>9900</u>	<u>874</u>	<u>732</u>	<u>644</u>
22	<u>10000</u>	<u>879</u>	<u>737</u>	<u>648</u>
23	<u>10100</u>	<u>885</u>	<u>741</u>	<u>652</u>
24	<u>10200</u>	<u>890</u>	<u>745</u>	<u>656</u>
25	<u>10300</u>	<u>895</u>	<u>750</u>	<u>660</u>
26	<u>10400</u>	<u>900</u>	<u>754</u>	<u>664</u>
27	<u>10500</u>	<u>906</u>	<u>759</u>	<u>668</u>
28	<u>10600</u>	<u>911</u>	<u>763</u>	<u>672</u>
29	<u>10700</u>	<u>916</u>	<u>767</u>	<u>675</u>
30	<u>10800</u>	<u>921</u>	<u>772</u>	<u>679</u>
31	<u>10900</u>	<u>924</u>	<u>774</u>	<u>681</u>
32	<u>11000</u>	<u>926</u>	<u>776</u>	<u>683</u>

1	<u>11100</u>	<u>928</u>	<u>778</u>	<u>684</u>
2	<u>11200</u>	<u>931</u>	<u>780</u>	<u>686</u>
3	<u>11300</u>	<u>933</u>	<u>782</u>	<u>688</u>
4	<u>11400</u>	<u>936</u>	<u>784</u>	<u>690</u>
5	<u>11500</u>	<u>938</u>	<u>786</u>	<u>692</u>
6	<u>11600</u>	<u>940</u>	<u>788</u>	<u>693</u>
7	<u>11700</u>	<u>943</u>	<u>790</u>	<u>695</u>
8	<u>11800</u>	<u>945</u>	<u>792</u>	<u>697</u>
9	<u>11900</u>	<u>948</u>	<u>794</u>	<u>699</u>
10	<u>12000</u>	<u>950</u>	<u>796</u>	<u>700</u>

11 The economic table is presumptive for combined monthly net  
12 incomes up to and including twelve thousand dollars. When combined  
13 monthly net income exceeds twelve thousand dollars, the court may  
14 exceed the presumptive amount of support set for combined monthly net  
15 incomes of twelve thousand dollars upon written findings of fact.

16 **PART IV**  
17 **SELF-SUPPORT RESERVE**

18 **Sec. 401.** RCW 26.19.065 and 2009 c 84 s 2 are each amended to  
19 read as follows:

20 (1) **Limit at forty-five percent of a parent's net income.** Neither  
21 parent's child support obligation owed for all his or her biological  
22 or legal children may exceed forty-five percent of net income except  
23 for good cause shown.

24 (a) Each child is entitled to a pro rata share of the income  
25 available for support, but the court only applies the pro rata share  
26 to the children in the case before the court.

27 (b) Before determining whether to apply the forty-five percent  
28 limitation, the court must consider whether it would be unjust to  
29 apply the limitation after considering the best interests of the  
30 child and the circumstances of each parent. Such circumstances  
31 include, but are not limited to, leaving insufficient funds in the  
32 custodial parent's household to meet the basic needs of the child,  
33 comparative hardship to the affected households, assets or  
34 liabilities, and any involuntary limits on either parent's earning  
35 capacity including incarceration, disabilities, or incapacity.

1 (c) Good cause includes, but is not limited to, possession of  
2 substantial wealth, children with day care expenses, special medical  
3 need, educational need, psychological need, and larger families.

4 (2) **Presumptive minimum support obligation.** (a) When a parent's  
5 monthly net income is below one hundred twenty-five percent of the  
6 federal poverty guideline for a one-person family, a support order of  
7 not less than fifty dollars per child per month shall be entered  
8 unless the obligor parent establishes that it would be unjust to do  
9 so in that particular case. The decision whether there is a  
10 sufficient basis to deviate below the presumptive minimum payment  
11 must take into consideration the best interests of the child and the  
12 circumstances of each parent. Such circumstances can include leaving  
13 insufficient funds in the custodial parent's household to meet the  
14 basic needs of the child, comparative hardship to the affected  
15 households, assets or liabilities, and earning capacity.

16 (b) The basic support obligation of the parent making the  
17 transfer payment, excluding health care, day care, and special child-  
18 rearing expenses, shall not reduce his or her net income below the  
19 self-support reserve of one hundred twenty-five percent of the  
20 federal poverty level for a one-person family, except for the  
21 presumptive minimum payment of fifty dollars per child per month or  
22 when it would be unjust to apply the self-support reserve limitation  
23 after considering the best interests of the child and the  
24 circumstances of each parent. Such circumstances include, but are not  
25 limited to, leaving insufficient funds in the custodial parent's  
26 household to meet the basic needs of the child, comparative hardship  
27 to the affected households, assets or liabilities, and earning  
28 capacity. This section shall not be construed to require monthly  
29 substantiation of income.

30 (3) **Income above twelve thousand dollars.** The economic table is  
31 presumptive for combined monthly net incomes up to and including  
32 twelve thousand dollars. When combined monthly net income exceeds  
33 twelve thousand dollars, the court may exceed the presumptive amount  
34 of support set for combined monthly net incomes of twelve thousand  
35 dollars upon written findings of fact.

36 **PART V**  
37 **MISCELLANEOUS**



1        NEW SECTION.    **Sec. 501.**    Sections 201 through 401 of this act  
2    take effect January 1, 2019.

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