

1 6062-S3 AMS HOCH S4417.2

2 **3SSB 6062** - S AMD 00017

3 By Senator Deccio

4 Adopted 1/22/96

5 Beginning on page 23, line 24, strike all of section 504

6 Renumber the remaining sections consecutively and correct any
7 internal references accordingly.

8 **3SSB 6062** - S AMD

9 By Senator Deccio

10 Adopted 1/22/96

11 On page 46, after line 33, insert the following:

12 "**Sec. 543.** RCW 26.16.205 and 1990 1st ex.s. c 2 s 13 are each
13 amended to read as follows:

14 The expenses of the family and the education of the children,
15 including stepchildren and any child of whom their minor child is a
16 biological parent, are chargeable upon the property of both husband and
17 wife, or either of them, and they may be sued jointly or separately.
18 When a petition for dissolution of marriage or a petition for legal
19 separation is filed, the court may, upon motion of the stepparent,
20 terminate the obligation to support the stepchildren or children of the
21 stepchildren. The obligation to support stepchildren and children of
22 stepchildren shall cease upon the entry of a decree of dissolution,
23 decree of legal separation, or death. The obligation of a husband and
24 wife to support a child of their minor child terminates when their
25 minor child reaches eighteen years of age, however, a stepparent's
26 support obligation may be terminated earlier as provided for in this
27 section.

28 **Sec. 544.** RCW 74.20A.020 and 1990 1st ex.s. c 2 s 15 are each
29 amended to read as follows:

30 Unless a different meaning is plainly required by the context, the
31 following words and phrases as hereinafter used in this chapter and
32 chapter 74.20 RCW shall have the following meanings:

1 (1) "Department" means the state department of social and health
2 services.

3 (2) "Secretary" means the secretary of the department of social and
4 health services, his designee or authorized representative.

5 (3) "Dependent child" means any person:

6 (a) Under the age of eighteen who is not self-supporting, married,
7 or a member of the armed forces of the United States; or

8 (b) Over the age of eighteen for whom a court order for support
9 exists.

10 (4) "Support obligation" means the obligation to provide for the
11 necessary care, support, and maintenance, including medical expenses,
12 of a dependent child or other person as required by statutes and the
13 common law of this or another state.

14 (5) "Child support order" means a superior court order or an
15 administrative order.

16 (6) "Superior court order" means any judgment, decree, or order of
17 the superior court of the state of Washington, or a court of comparable
18 jurisdiction of another state, establishing the existence of a support
19 obligation and ordering payment of a set or determinable amount of
20 support moneys to satisfy the support obligation. For purposes of RCW
21 74.20A.055, orders for support which were entered under the uniform
22 reciprocal enforcement of support act by a state where the responsible
23 parent no longer resides shall not preclude the department from
24 establishing an amount to be paid as current and future support.

25 (~~(6)~~) (7) "Administrative order" means any determination,
26 finding, decree, or order for support pursuant to RCW 74.20A.055, or by
27 an agency of another state pursuant to a substantially similar
28 administrative process, establishing the existence of a support
29 obligation and ordering the payment of a set or determinable amount of
30 support moneys to satisfy the support obligation.

31 (~~(7)~~) (8) "Responsible parent" means a natural parent, adoptive
32 parent, or stepparent of a dependent child or a person who has signed
33 an affidavit acknowledging paternity which has been filed with the
34 state office of vital statistics and includes the parent of an
35 unmarried minor with a child.

36 (~~(8)~~) (9) "Stepparent" means the present spouse of the person who
37 is either the mother, father, or adoptive parent of a dependent child,
38 and such status shall exist until terminated as provided for in RCW
39 26.16.205.

1 (~~(9)~~) (10) "Support moneys" means any moneys or in-kind
2 providings paid to satisfy a support obligation whether denominated as
3 child support, spouse support, alimony, maintenance, or any other such
4 moneys intended to satisfy an obligation for support of any person or
5 satisfaction in whole or in part of arrears or delinquency on such an
6 obligation.

7 (~~(10)~~) (11) "Support debt" means any delinquent amount of support
8 moneys which is due, owing, and unpaid under a superior court order or
9 an administrative order, a debt for the payment of expenses for the
10 reasonable or necessary care, support, and maintenance, including
11 medical expenses, of a dependent child or other person for whom a
12 support obligation is owed; or a debt under RCW 74.20A.100 or
13 74.20A.270. Support debt also includes any accrued interest, fees, or
14 penalties charged on a support debt, and attorneys fees and other costs
15 of litigation awarded in an action to establish and enforce a support
16 obligation or debt.

17 (~~(11)~~) (12) "State" means any state or political subdivision,
18 territory, or possession of the United States, the District of
19 Columbia, and the Commonwealth of Puerto Rico.

20 NEW SECTION. **Sec. 545.** A new section is added to chapter 74.12
21 RCW to read as follows:

22 The parents of an unmarried minor who has a child are responsible
23 for the support of the minor and child. The unmarried minor and the
24 minor's child shall be considered to be part of the household of the
25 minor's parents or parent for purposes of determining eligibility for
26 aid to families with dependent children; and as such, the income and
27 resources of the entire household are considered to be available to
28 support the unmarried minor and his or her child.

29 **Sec. 546.** RCW 13.34.160 and 1993 c 358 s 2 are each amended to
30 read as follows:

31 (1) In an action brought under this chapter, the court may inquire
32 into the ability of the parent or parents of the child to pay child
33 support and may enter an order of child support as set forth in chapter
34 26.19 RCW. The court may enforce the same by execution, or in any way
35 in which a court of equity may enforce its decrees. All child support
36 orders entered pursuant to this chapter shall be in compliance with the
37 provisions of RCW 26.23.050.

