

STATE OF OKLAHOMA

1st Session of the 49th Legislature (2003)

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1024

By: Pettigrew

COMMITTEE SUBSTITUTE

An Act relating to marriage and family; providing that child support benefits are to be for support of child; limiting portion of child support that may be held, seized, taken, subjected to or detained or levied by any process or proceeding for payment of attorney fees; prohibiting assignment of child support benefits; making any such assignment or transfer void; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 118.4 of Title 43, unless there is created a duplication in numbering, reads as follows:

A. The child support benefits shall be held, kept, secured and distributed for the purpose of the support of the child.

B. No more than one-third (1/3) of child support benefits shall, either before or after its order of distribution to the custodial parent, custodian or guardian of a child, be held, seized, taken, subjected to or detained or levied on by virtue of any attachment, execution, injunction, writ interlocutory or other order or decree, or any process or proceeding, whatever, issued out of or by any court of this state for the payment or satisfaction, in whole or in part, of any debt, claim, demand or judgment for the payment of attorney fees.

C. Child support benefits or any claim thereto shall not be directly or indirectly assigned. Any attempt to assign or transfer the child support shall be void.

SECTION 2. This act shall become effective November 1, 2003.

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