

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 SENATE BILL 1040

By: Sykes

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5
6 AS INTRODUCED

7 An Act relating to child support orders; amending 43
8 O.S. 2011, Section 118.1, which relates to review of
9 child support orders; clarifying certain
10 jurisdiction; and providing an effective date.

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

12 SECTION 1. AMENDATORY 43 O.S. 2011, Section 118.1, is
13 amended to read as follows:

14 Section 118.1. A. In all cases in which child support services
15 are being provided under the state child support plan as provided in
16 Section 237 of Title 56 of the Oklahoma Statutes, the Department
17 shall conduct reviews of child support orders pursuant to rules
18 promulgated by the Department. If the Department conducts a review
19 and determines that the child support obligation is not in
20 accordance with child support guidelines, the Department shall file
21 a notice of review and intent to modify the child support order, and
22 it shall be served upon the parties in accordance with law. The
23 notice shall be set for hearing before a district or administrative
24 court. The district or administrative court shall review the child

1 support obligation to determine its compliance with the child
2 support guidelines and order modification if appropriate. An order
3 of modification shall be effective upon the date the notice of
4 review and intent to modify the child support order was filed.

5 B. In any proceeding to establish or modify a support order,
6 each party shall completely disclose his or her financial status.

7 C. A proceeding under this section shall be the jurisdiction of
8 either the district court or administrative court, and in no event
9 shall there be concurrent jurisdiction over such proceeding.

10 SECTION 2. This act shall become effective November 1, 2013.

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