

**CHILD CARE COSTS AMENDMENTS**

2013 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Todd Weiler**

House Sponsor: V. Lowry Snow

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**LONG TITLE**

**General Description:**

This bill amends provisions in the Utah Child Support Act.

**Highlighted Provisions:**

This bill:

requires child care costs to be included in a child support order when income is imputed to a custodial parent.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**78B-12-215**, as renumbered and amended by Laws of Utah 2008, Chapter 3

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **78B-12-215** is amended to read:

**78B-12-215. Child care costs.**

(1) (a) The need to include child care costs in the child support order is presumed, if the custodial parent or the noncustodial parent, during extended parent-time, is working and actually incurring the child care costs.



28           (b) If income has been imputed to a custodial parent, ~~§→ [the need to include]~~ ~~←§~~ child  
28a care  
29 costs ~~§→ [is presumed to cover the costs of child care]~~ ~~←§~~ that would accrue if the parent was  
29a working ~~§→ shall be included in the computation and deducted from any income imputed to~~  
29b the parent ~~←§~~ .  
30           (2) The need to include child care costs is not presumed, but may be awarded on a  
31 case-by-case basis, if the costs are related to the career or occupational training of the custodial  
32 parent, or if otherwise ordered by the court in the interest of justice.

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**Legislative Review Note**  
as of 2-28-13 2:00 PM

**Office of Legislative Research and General Counsel**