

Senator Todd Weiler proposes the following substitute bill:

CHILD CARE COSTS AMENDMENTS

2013 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Todd Weiler

House Sponsor: V. Lowry Snow

LONG TITLE

General Description:

This bill amends provisions in the Utah Child Support Act.

Highlighted Provisions:

This bill:

▶ allows 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

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) The need to include child care costs in the child support order is presumed, if the



26 custodial parent or the noncustodial parent, during extended parent-time, is working and
27 actually incurring the child care costs.

28 (2) The need to include child care costs is not presumed, but may be awarded on a
29 case-by-case basis, if the costs are related to the career or occupational training of the custodial
30 parent, or if otherwise ordered by the court in the interest of justice.

31 (3) The court may impute a monthly obligation for child care costs when it imputes
32 income to a parent who is providing child care for the minor child of both parties so that the
33 parties are not incurring child care costs for the child. Any monthly obligation imputed under
34 this section shall be applied towards any actual child care costs incurred within the same month
35 for the child.