

H.B. 83

DRIVER LICENSE PRIVILEGE SUSPENSION FOR FAILURE TO PAY CHILD SUPPORT

HOUSE FLOOR AMENDMENTS

AMENDMENT 4

JANUARY 19, 2006 10:49 AM

Representative **Ron Bigelow** proposes the following amendments:

1. *Page 2, Lines 32 through 34:*

32 ▶ describes the circumstances under which an order to suspend a person's driving
33 privileges may not be made, or under which an order to suspend a person's driving
34 privileges will be rescinded;

▶ provides that, if the office seeks a driver license suspension of a person who is not delinquent, the office shall refund any non-custodial parent income withholding fee that was collected during the alleged delinquency, unless the person is otherwise in arrears on a child support obligation;

2. *Page 16, Lines 486 through 492:*

486 (d) state that, if the person desires to contest the suspension of the person's driver
487 license, the person must request an informal adjudicative proceeding with the office within ~~{15}~~ 30
488 days after the day ~~{that}~~ on which the notice is mailed or personally served.
489 (4) (a) The office shall hold an informal adjudicative proceeding to determine whether
490 a person's driver license should be suspended if the person requests a hearing within ~~{15}~~ 30 days
491 ~~{of}~~ after
492 the day on which the notice described in Subsection (2) is mailed or personally served on the
492 person.

3. *Page 18, Lines 532 through 534:*

532 (b) has suspended.

(9) (a) If, after the office seeks to suspend a person's driver license under this section, it is determined that the person is not delinquent, the office shall refund to the person any noncustodial parent income withholding fee that was collected from the person during the alleged delinquency.

(b) Subsection (9)(a) does not apply if the person described in Subsection (9)(a) is otherwise in arrears on a child support obligation.

533 ~~{(9)}~~ (10) The office may make rules, in accordance with Title 63, Chapter 46a, Utah
534 Administrative Rulemaking Act, to implement the provisions of this part.