

February 8, 2016

The Honorable John Barker, Chairperson  
House Committee on Judiciary  
Statehouse, Room 519-N  
Topeka, Kansas 66612

Dear Representative Barker:

**SUBJECT:** Fiscal Note for HB 2562 by Representative Swanson

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2562 is respectfully submitted to your committee.

HB 2562 would amend the Kansas Child Support Guidelines by replacing current guidelines related to orders for retroactive payments of child support after determination of paternity, with a list of specific factors a court must weigh when making the determination. Those factors would largely relate to the obligor's knowledge of paternity, history of providing support, and available resources. It would provide a rebuttal presumption that limiting a retroactive support order to the amount that would have been due in the four years preceding filing of the action is in the best interest of the child. The bill would require those factors relied upon in the court's decision to be articulated in the court order, and orders could only be issued up to four years after the child reaches the age of majority.

The Office of Judicial Administration indicates that additional time would be required of judges related to the provisions of HB 2562. The bill would necessitate weighing specific factors when ordering retroactive payment of child support, and articulating the factors relied upon in the court's order which could increase Judicial Branch expenditures. However, until the courts have had an opportunity operate with those provisions in place, a precise estimate on expenditures by the Judicial Branch cannot be determined.

Sincerely,



Shawn Sullivan,  
Director of the Budget

cc: Ashley Michaelis, Judiciary