

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1104 Session of  
2003

INTRODUCED BY CAPPELLI, THOMAS, BROWNE, CREIGHTON, GEIST,  
GOODMAN, HENNESSEY, HORSEY, LEACH, MELIO, REICHLEY, SHANER,  
SOLOBAY, E. Z. TAYLOR, TIGUE, WASHINGTON, WILT AND  
YOUNGBLOOD, APRIL 9, 2003

REFERRED TO COMMITTEE ON JUDICIARY, APRIL 9, 2003

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania  
2 Consolidated Statutes, further providing for attachment of  
3 income.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Section 4348(i) and (j) of Title 23 of the  
7 Pennsylvania Consolidated Statutes are amended to read:

8 § 4348. Attachment of income.

9 \* \* \*

10 (i) Notice to employer.--The employer of an obligor shall be  
11 given notice of the attachment as provided by the Rules of Civil  
12 Procedure governing support. This notice shall include reference  
13 to subsections (g), (k), (l), (n) and (o) and all of the  
14 following:

15 (1) The amount to be attached.

16 (2) That the attachment shall be implemented as soon as  
17 possible and no later than 14 days from the issuance of the

notice to the employer.

(3) That the attachment payment must be sent to the domestic relations section or State disbursement unit, as appropriate, within [seven business] five calendar days of the date the obligor is paid.

(4) That the attachment order is binding upon the employer until further notice.

(5) That the employer may combine attachment payments into a single payment to the domestic relations section and separately identify the portions attributable to each obligor.

(6) That the employer must notify the domestic relations section when the obligor terminates employment and provide his last known address and the new employer's name and address, if known.

(j) Effect of compliance by employer.--Compliance by an employer with an order of attachment of income that is regular on its face operates as a discharge of the civil liability of the employer to the obligor as to that portion of the employment income of the obligor affected. An employer shall not be subject to criminal or civil liability to any individual or agency for conduct in compliance with the order. The employer may deduct from the income of the obligor [2% of the amount paid under the order] \$5 for reimbursement of the expense in complying with the order. In no case shall the employer's reimbursement be deducted from the amount of the support order.

\* \* \*

Section 2. This act shall take effect in 60 days.