

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 454 Session of  
2005

INTRODUCED BY M. WHITE, WONDERLING, ORIE, ERICKSON, STACK,  
KITCHEN, KASUNIC, WOZNIAK, EARLL, BOSCOLA, RAFFERTY, COSTA,  
MUSTO, CORMAN, PILEGGI AND C. WILLIAMS, MARCH 28, 2005

REFERRED TO JUDICIARY, MARCH 28, 2005

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania  
2 Consolidated Statutes, further providing for liability for  
3 support and extending liability for child support beyond the  
4 death of the obligor.

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

7 Section 1. Section 4321 of Title 23 of the Pennsylvania  
8 Consolidated Statutes is amended to read:

9 § 4321. Liability for support.

10 (a) General rule.--Subject to the provisions of this  
11 chapter:

12 (1) Married persons are liable for the support of each  
13 other according to their respective abilities to provide  
14 support as provided by law.

15 (2) Parents are liable for the support of their children  
16 who are unemancipated and 18 years of age or younger.

17 (3) Parents may be liable for the support of their  
18 children who are 18 years of age or older.

1     (b) Effect of death of parents.--The liability of parents  
2     for support of their children under this chapter remains  
3     unaffected by the death of those parents. Any interested party  
4     may file a claim against the estate of a parent to determine the  
5     liability of the parent to support a surviving child under this  
6     chapter, regardless of whether a support order was in effect for  
7     the child on the parent's date of death.

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