

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 268 Session of
2007

INTRODUCED BY CAPPELLI, BEYER, CALTAGIRONE, COX, CREIGHTON,
DALEY, GALLOWAY, GEIST, GOODMAN, GRUCELA, HENNESSEY,
HORNAMAN, MANN, MILLARD, O'NEILL, PAYTON, PHILLIPS, RAPP,
REICHLEY, SCAVELLO, STERN, SWANGER, VEREB AND YOUNGBLOOD,
FEBRUARY 6, 2007

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 6, 2007

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania
2 Consolidated Statutes, further providing, in support matters,
3 for attachment of 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 (n) and all of
14 the 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

1 notice to the employer.

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

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

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

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

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

27 * * *

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