

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 397 Session of 2009

INTRODUCED BY LEACH, WASHINGTON, STOUT, ERICKSON, ALLOWAY,
WOZNIAK, VANCE, KITCHEN, O'PAKE, STACK, EARLL, FOLMER AND
TARTAGLIONE, FEBRUARY 20, 2009

REFERRED TO JUDICIARY, FEBRUARY 20, 2009

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania
2 Consolidated Statutes, providing for duration of child
3 support payments.

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

6 Section 1. Title 23 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 4328. Duration of child support payments.

9 (a) General rule.--Unless expressly provided in an order of
10 support, provisions in the order for the support of a child
11 shall terminate by emancipation or attainment of majority of the
12 child but not by the death of a parent obligated to support the
13 child.

14 (b) Death of obligee parent.--When a parent obligated to pay
15 support dies, the amount of support may be modified, revoked or
16 commuted to a lump sum payment, to the extent just and
17 appropriate in the circumstances.

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