

SENATE, No. 157

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Senator BRYANT

1 AN ACT concerning health insurance coverage pursuant to a child
2 support order and supplementing chapter 34 of Title 2A of the New
3 Jersey Statutes.

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5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:

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8 1. a. Notwithstanding any provision of law to the contrary, if a
9 non-custodial parent is required to provide health insurance coverage
10 for a child pursuant to a child support order, the State IV-D agency or
11 the probation department of the county in which the non-custodial
12 parent resides, whichever has authority, shall notify the parent's
13 employer that the child is required to be enrolled in the parent's health
14 insurance plan pursuant to an order of the court. The notice shall be
15 effective as an order of the court, without further order. For purposes
16 of this section "State IV-D agency" means the agency in the
17 Department of Human Services designated to administer the Title
18 IV-D Child Support Program.

19 The notice required pursuant to this section shall include that the
20 State IV-D agency or the probation department may seek an order of
21 the court compelling compliance by the employer.

22 b. If the non-custodial parent's employer fails or refuses, without
23 cause, to enroll a child in the parent's health insurance plan as required
24 pursuant to this section, the State IV-D agency or the county
25 probation department shall make an application to the court
26 compelling the employer to enroll the child in the parent's health
27 insurance plan.

28 c. If the non-custodial parent's health insurance provider is unable
29 to provide coverage for the child based on the fact that the child lives
30 in an area not served by the plan, the non-custodial parent shall pay the
31 additional cost for coverage of the child under the custodial parent's
32 health insurance plan.

33 d. The Supreme Court of the State of New Jersey may adopt Rules
34 of Court appropriate or necessary to effectuate the purposes of this
35 act.

1 2. This act shall take effect immediately.

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STATEMENT

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6 This bill requires the State IV-D agency or the probation
7 department of the county in which a non-custodial parent lives,
8 whichever has authority, to notify the employer of the non-custodial
9 parent if a child support order requires the non-custodial parent to
10 provide health insurance coverage for the child. The bill also requires
11 that the notice must include that the State IV-D agency or the
12 probation department may seek an order of the court compelling
13 compliance by the employer.

14 The bill also provides that if the non-custodial parent's health
15 insurance provider is unable to provide coverage for the child based on
16 the fact that the child lives in an area not served by the plan, the
17 non-custodial parent must pay the additional cost of covering the child
18 under the custodial parent's health insurance plan.

19 Finally, the bill permits the Supreme Court to adopt Rules of Court
20 to effectuate its purposes.

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25 Requires IV-D agency or probation to notify non-custodial parent's
26 employer when child support order includes health insurance coverage
27 for child.