

SENATE, No. 1490

STATE OF NEW JERSEY

INTRODUCED SEPTEMBER 19, 1996

By Senator EWING

1 AN ACT concerning accountability for child support payments and
2 supplementing chapter 34 of Title 2A of the New Jersey Statutes.

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

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7 1. a. Subject to the provisions of subsection b. of this act, a parent
8 paying child support pursuant to the provisions of N.J.S.2A:34-23 may
9 at any time file a motion to require an accounting by the parent
10 receiving the child support on behalf of the child. The accounting
11 would concern all funds expended on the child's behalf, and would be
12 used by the court in determining whether the funds are being misused
13 or not fulfilling the child's needs. If such motion is granted by the
14 court, the accounting shall include, but not be limited to, the
15 disposition of all funds received from the child support payor and all
16 funds expended by the recipient on behalf of the child.

17 b. Any motion filed by a child support payor pursuant to this act
18 shall be accompanied by the payor's sworn affidavit that the payor has
19 reasonable grounds to question whether the child support funds are
20 being spent appropriately, and setting forth those grounds in detail.

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22 2. This act shall take effect immediately.

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STATEMENT

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27 This bill would allow any parent paying child support to file a
28 motion with the court to require an accounting by the parent receiving
29 the child support on behalf of the child. The accounting would
30 concern all funds expended on the child's behalf and would be used by
31 the court in determining whether the funds are being misused or not
32 fulfilling the child's needs.

33 If the motion is granted by the court, the accounting by the child
34 support recipient would include, but not be limited to, the disposition
35 of all funds received from the payor parent and all funds expended by
36 the recipient on behalf of the child.

37 The child support-paying parent would be required to include with

1 the motion a sworn affidavit that the parent has reasonable grounds to
2 question whether the child support funds are being spent
3 appropriately, and setting forth those grounds in detail.

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8 Allows child support payor to petition the court for an accounting of
9 the recipient's disposition of child support funds under certain
10 circumstances.