

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 7012

BILL NUMBER: HB 1427

NOTE PREPARED: Jan 3, 2011

BILL AMENDED:

SUBJECT: Claiming Child as Dependent for Tax Purposes.

FIRST AUTHOR: Rep. Sullivan

BILL STATUS: As Introduced

FIRST SPONSOR:

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: No Fiscal Impact

Summary of Legislation: This bill requires a court to specify in a child support order which parent of a child may claim the child as a dependent for purposes of federal and state taxes. The bill establishes factors the court must consider in determining which parent may claim the child as a dependent. It requires a court that specifies that the noncustodial parent of a child may claim the child as a dependent to order the custodial parent of the child to take all actions necessary to release the custodial parent's claim to the exemption in the manner required under federal law. The bill requires the court to order a parent who is ordered to pay child support to meet certain other requirements before the parent may claim the child as a dependent. It also provides that a prosecuting attorney or private attorney who contracts or agrees to undertake activities required under Title IV-D of the Social Security Act is not required to mediate, resolve, or litigate a dispute between the parties relating to the assignment of the right to claim a child as a dependent for federal and state tax purposes.

Effective Date: July 1, 2011.

Explanation of State Expenditures:

Explanation of State

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected:

Local Agencies Affected:

Information Sources:

Fiscal Analyst: Bill Brumbach, 232-9559.