

SENATE BILL NO. 133—SENATORS PICKARD, SETTELMAYER;
BUCK, GOICOECHEA, HAMMOND AND HARDY

FEBRUARY 18, 2021

JOINT SPONSOR: ASSEMBLYMAN ELLISON

Referred to Committee on Judiciary

SUMMARY—Establishes provisions relating to obligations for the support of children. (BDR 11-552)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to support of children; establishing provisions relating to obligations for the support of children if parents have joint physical custody of a child; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires obligations for the support of children to be determined in
2 accordance with the guidelines established by the Administrator of the Division of
3 Welfare and Supportive Services of the Department of Health and Human Services.
4 (NRS 125B.080, 425.620) **Section 1** of this bill establishes that if parents have joint
5 physical custody of a child and a court determines an obligation for support of the
6 child for each parent, the court is required to order the parent with the higher
7 obligation of support to pay the other parent one half of the difference between the
8 obligations of support. **Sections 2 and 3** of this bill make conforming changes
9 concerning obligations for the support of children for parents with joint physical
10 custody of a child.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** Chapter 125B of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 *If the parents have joint physical custody of a child and a court*
4 *determines an obligation for support of the child for each parent*



1 *in accordance with the guidelines established by the Administrator*
2 *of the Division of Welfare and Supportive Services of the*
3 *Department of Health and Human Services pursuant to NRS*
4 *425.620, the court shall order the obligation for each parent to be*
5 *offset so that the parent with the higher obligation pays the other*
6 *parent one half of the difference between the obligations.*

7 **Sec. 2.** NRS 125B.002 is hereby amended to read as follows:

8 125B.002 As used in NRS 125B.002 to 125B.180, inclusive,
9 *and section 1 of this act*, unless the context otherwise requires, the
10 words and terms defined in NRS 125B.004 and 125B.008 have the
11 meanings ascribed to them in those sections.

12 **Sec. 3.** NRS 125B.080 is hereby amended to read as follows:

13 125B.080 ~~[A]~~ *Except as otherwise provided in section 1 of*
14 *this act, a* court of this State shall apply the guidelines established
15 by the Administrator of the Division of Welfare and Supportive
16 Services of the Department of Health and Human Services pursuant
17 to NRS 425.620 to:

- 18 1. Determine the required support in any case involving the
19 support of children; or
- 20 2. Change the amount of the required support of children.

