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## Report From Agency

### **Rule Report for Legislative Review** **Child Support Percentage of Income Standard** **DCF 150/CR 16-075**

#### **Basis and Purpose of the Proposed Rules**

45 CFR 302.56 (a) requires states to review their child support guidelines at least once every 4 years to ensure that application of the guidelines results in the determination of appropriate child support award amounts. In 2014, the department appointed a Child Support Guidelines Advisory Committee comprised of representatives of the courts, family law attorneys, community-based organizations, county child support agencies, state legislators, and citizens. The proposed rules are based on the recommendations of this committee.

#### **Public Hearing Summary**

The department held a public hearing in Madison on December 20, 2016. In response to public comment, the department is no longer proposing changes to the guidelines on determining the child support obligation of a high-income payer. A summary of other comments received and the department's response is attached.

#### **Response to Legislative Council Staff Recommendations**

All comments were accepted, except the following:

- Comment 2. g. There was an error in the initial draft of the proposed rule. The department is not proposing a change to the fifth line of s. DCF 150.04 (2) (b) (Note) on page 10 or the second line of the same note on page 11.
- Comment 5. o. Since the department is no longer proposing changes to the high-income formula, the proposed Appendix E has been removed.

#### **Changes to Analysis Prepared under Section 227.14 (2), Stats.**

The summary of the proposed changes to the high-income formula has been removed. The summary of the proposed changes to the low-income formula has been amended to remove the proposed modifications to the imputation of income based on earning capacity.

#### **Final Regulatory Flexibility Analysis**

The proposed rules do not affect small businesses.

#### **Department Contacts**

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