

TITLE IV

Chapter: 36 Chapter Title: CHILD SUPPORT PURSUANT TO HEARING OFFICER PROCEEDING

Rule No: 36.1

Fixing Child Support

**4th Judicial District
Court
Parishes of
Morehouse and
Ouachita**

Adopted April 7,
2009, effective
January 1, 2010;
amended May 12,
2009, effective
January 1, 2010

A. Pursuant to LSA R.S. 46:236.5 and applicable articles of the Louisiana Children's Code, this Court hereby implements an expedited process for the establishment, modification and enforcement of support obligations by the State of Louisiana, by authorizing and directing one or more Hearing Officers, appointed by majority vote of the entire Court, to hear support and support-related matters, and to hire and employ any and all such other personnel deemed necessary to implement this procedure; all of whom shall serve at the pleasure of the Court.

B. Such Hearing Officer(s) shall have authority to perform and shall perform any and all duties assigned to him, or her, or them by a judge designated by the Court which are consistent with LSA-R.S. 46:236.5 as they presently exist, or as they may be, from time to time, supplemented or amended in the future. Said Hearing Officer(s) shall be prohibited from engaging in the practice of law within the 4th Judicial District. Said Hearing Officer(s) shall avoid the appearance of impropriety.

C. The court shall hold a hearing on a matter that has been the subject of a Hearing Officer's hearing upon the filing of a motion by either party. Such motion shall be filed within three (3) days from the date of the hearing. If no request for a hearing before a judge is filed, an order shall be signed by the Judge which shall be a final judgment and be appealable to the appropriate court of appeal.

D. In all Title IV-D, (Federal Social Security Act) TANF and non-TANF cases presently pending and arising in the future, each support payment, including existing arrears and future arrears as well as on-going support payments, is hereby increased by five percent (5%) beginning November 1, 1990. On or after April 1, 2000, all such obligors or payors shall make any and all such payments for support, including the additional five percent (5%) amount, payable to the DSS. Such payments shall be made by money order and shall be mailed directly to DSS, P. O. Box 260222, Baton Rouge, LA 70826-0222. DSS shall collect and remit the five percent (5%) fee by contract with the court.

E. In any Title IV-D, non-AFDC, (Social Security Act) case that has been proven to the satisfaction of the Judges of the Fourth Judicial District Court by affidavit to have never been delinquent, the Court has the authority and discretion to waive the five percent (5%) administrative fee. If the defendant becomes delinquent any time thereafter, the Court will automatically assess the five percent (5%) fee.

**6th Judicial District
Court
Parishes of East
Carroll, Madison
and Tensas**

Effective March 1,
1995.

E. In all Title IV D AFDC (Social Security Act) cases presently pending and arising in the future, each support payment, including existing arrearages and future arrearages, as well as ongoing support payments, a fee of five percent (5%) is assessed. All payors shall make any and all payments for support, including the five percent (5%) amount, to the "6th JDC SE Fund". Such payments shall be made only by money order or certified check and shall be either delivered directly to the Court Administrator's Office at the Courthouse in Tallulah, Louisiana or mailed to "6th JDC SE Fund", Post Office Box 1271, Tallulah, Louisiana 71284-1271.

F. In all Title IV-D non-AFDC (Social Security Act) cases, the Court hereby assesses a fee of five percent (5%) on all support obligations made executory on or after January 1, 1991, as a result of a hearing on a rule to enforce support. Such fee, together with any amount ordered to be paid toward arrearages, shall be paid only by a money order or certified check made payable to the "6th JDC-SE Fund," and shall be either hand delivered to the Court Administrator at the Madison Parish Courthouse, Tallulah, Louisiana, or mailed to "6th JDC-SE Fund", Post Office Box 1271, Tallulah, Louisiana 71284-1271.

TITLE IV

Chapter: 36 Chapter Title: CHILD SUPPORT PURSUANT TO HEARING OFFICER PROCEEDING

Rule No: 36.1

Fixing Child Support

**8th Judicial District
Court
Parish of Winn**

RULE XXI. HEARING OFFICER(S), RELATED PERSONNEL AND PROCEDURES RELATIVE TO EXPEDITED PROCESS FOR THE ESTABLISHMENT, MODIFICATION AND ENFORCEMENT OF SUPPORT OBLIGATIONS

Adopted April 11,
2001, effective May
1, 2001.

E. In all Title IV D (Social Security Act) cases presently pending and arising in the future, each support payment, including existing arrearages and future arrearages as well as on going support payments, is hereby increased by five (5%) percent beginning September 1, 1992. On or after September 1, all such obligors or payors shall make any and all such payments for support, including the additional five (5%) percent amount. Such payments shall be made only by money order or certified check made payable to State of Louisiana, Department of Social Services, P.O. Box 260222, Baton Rouge, Louisiana 70826.

TITLE IV

Chapter: 36 Chapter Title: CHILD SUPPORT PURSUANT TO HEARING OFFICER PROCEEDING

Rule No: 36.1

Fixing Child Support

9th Judicial District Court

Parish of Rapides

Amended Feb. 2, 2000. Rule XXVII renumbered as XXVIII, effective Dec. 2000; amended Jan. 8, 2003; Revised effective Nov. 16, 2005.

IMPLEMENTATION OF HEARING OFFICER UNDER LSA-R.S. 46:236.5 and 46:2135(I)

Amended June 1, 2005

Hearing Officer(s), Related Personnel and Procedures Relative to Expedited Process for the Establishment Modification and Enforcement of Support Obligations.

A. Pursuant to LSA-R.S. 46:236.5 and R.S. 46:2135(I), this Court hereby implements an expedited process for the establishment, modification and enforcement of support obligations by authorizing and directing one or more Hearing Officers, appointed by majority vote of the entire Court, to hear support and support related matters, and to hear an initial rule to show cause why a protective order should not be issued, as well as to hire and employ any and all such other personnel deemed necessary to implement this procedure, all on such terms and for such salaries as may be fixed by a majority vote of the Court.

1. Effective September 1, 2005, the Clerk of Court shall allot all Title 46 matters to a Court Division in accordance with Rule V of the Rules of the Ninth Judicial District Court.

2. Regardless of the Division to which a matter is allotted, the FIRST hearing of any kind relevant to the issuance of a TRO, shall be set for hearing by Hearing Officer(s) on Fridays at 9:30 A.M. in Courtroom Number 7, or at such a time and place as may be approved by the Court.

3. Recommendations for Judgment submitted by Hearing Officer(s) shall be signed by the Order-signing judge.

4. Any subsequent action in the same numbered case, of any kind (including: a second request for a TRO; a re-conventional demand not already set for hearing by the first request; a rule for contempt; a petition for divorce, or paternity, or custody; or any other petition for the allotted Division) shall be set for hearing in front of the judge to whom the case was originally allotted.

5. In such cases as a second request for a TRO that will be set for hearing in front of the allotted judge, the Hearing Officer(s) may sign/grant the TRO that is being set.

6. The judge to whom the case was allotted may refer subsequent hearings back to the Hearing Officer(s) preferred by that judge.

B. Such Hearing Officer(s) shall have authority to perform and shall perform any and all duties assigned to him, or her, or them, by a judge designated by the Court which are consistent with LSA-R.S. 46:236.5 and R.S. 46:2135(I) as it presently exists or as it may be, from time to time, supplemented or amended in the future. Said Hearing Officer(s) shall be prohibited from appearing before the Ninth Judicial District court as lawyers in contested cases.

C. The Court shall hold a hearing on a matter that has been the subject of a Hearing Officer(s) hearing upon the filing of a motion by either party. Such motion shall be filed within three (3) days as it applies to Child Support matters under LSA-R.S. 46:236.5 and three (3) days as it applies to protective orders under LSA-R.S. 46:2135(I) from the date of the Hearing Officer's recommendation. If no request for a hearing before a judge is filed, an order shall be signed by the judge which shall be a final judgment and appealable to the appropriate Court of Appeal.

D. In all Title IV–D (Social Security Act) cases presently pending and arising in the future, and in all other cases brought by the Department of Health & Human Resources on its own behalf or on behalf of any person for whom support has been ordered and whose support rights have been assigned to the Department or for whom the Department is providing support services, each support payment, including existing

TITLE IV

Chapter: 36 Chapter Title: CHILD SUPPORT PURSUANT TO HEARING OFFICER PROCEEDING

Rule No: 36.1

Fixing Child Support

arrearages and future arrearages as well as ongoing support payments, is hereby increased by five percent (5%) beginning January 1, 1997. On or after that date, all such obligors or payors shall make any and all such payments for support, including the additional five percent (5%) amount, payable to the "D.S.S.". Such payments shall be made only by money order or certified check and shall either be delivered directly to D.S.S., Post Office Box 260222, Baton Rouge, Louisiana 70826-0222. Unless objection is made at the time the order is made payable to D.S.S., or by motion filed within three (3) days as specified above, such obligors or payors shall be deemed to have consented to allow the Department of Social Services to collect and distribute the additional five percent (5%) amount specified herein, to the Ninth Judicial District Court.

E. In all uncontested proceedings to establish paternity brought before the Court's Hearing Officer(s), or before the Court directly, proof may be submitted by affidavit pursuant to LSA- R.S. 9:572.

Revised effective Nov. 16, 2005.

10th Judicial District Court

Parish of Natchitoches

Amended effective September 1, 2011.

Rule 36.1 Fixing Child Support

Hearing Officer(s), Related Personnel and Procedures Relative to Expedited Process for the Establishment, Modification and Enforcement of Support Obligations.

A. In all Title IV-D (Social Security Act) cases presently pending and arising in the future, and in all other cases brought by the Department of Health & Human Resources on its own behalf or on behalf of any person for whom support has been ordered and whose support rights have been assigned to the Department or for whom the Department is providing support services, each support payment, including existing arrearages and future arrearages as well as ongoing support payments, is hereby increased by five percent (5%) beginning September 1, 2011. On or after that date, all such obligors or payors shall make any and all such payments for support, including the additional five percent (5%) amount, payable to the Department of Children and Family Services (D.C.F.S.) or its successor. Such payments shall be made only by money order or certified check and shall be mailed directly to D.C.F.S., Post Office Box 260222, Baton Rouge, Louisiana 70826-2222. Unless objection is made at the time the order is made payable to D.C.F.S., or by motion filed within three (3) days as specified above, such obligors or payors shall be deemed to have consented to allow the Department of Children and Family Services to collect and distribute the additional five percent (5%) amount specified herein, to the Tenth Judicial District Court.

B. In all uncontested proceedings to establish paternity brought before the Court's Hearing Officer(s), or before the Court directly, proof may be submitted by affidavit pursuant to LA-R.S. 9:572.

14th Judicial District Court

Parish of Calcasieu

To view the current Title IV Rules of the 14th JDC, click here
<http://www.lasc.org/rules/dist.ct/14thJDCTABLETITILEIV.PDF>

TITLE IV

Chapter: 36 Chapter Title: CHILD SUPPORT PURSUANT TO HEARING OFFICER PROCEEDING

Rule No: 36.1

Fixing Child Support

**24th Judicial District
Court
Parish of Jefferson**

A. Title IV–D AFDC and non–AFDC (Social Security Act) cases are generally handled by the Jefferson Parish District Attorney by contract or the Regional Office of the La. Dept. of Social Services through the Jefferson Parish Juvenile Court.

Revised effective
May 25, 2005

B. In all child support cases pending in the 24th J.D.C. child support shall be set in accordance with La. R.S. 9:315 et seq.

C. Any written stipulation or judgment involving child support shall conform with La. R.S. 9:313. Any judgment of child support shall also be accompanied by the State Registry Data Form.

**36th Judicial District
Court
Parish of
Beauregard**

RULE XXII. SEPARATION AND DIVORCE CASES

Section 8. With the objective of facilitating the hearing of domestic, support and alimony issues and other collateral rule matters there is established an expedited hearing process as follows:

E. In all non Title IV-D (Social Security Act) cases the Court hereby assesses a fee of five (5%) percent on all support obligations made executory on or after July 1, 1994, as a result of hearing on a rule to enforce support. Such fee shall be paid only by money order or certified check made payable to "36th JDC CS Fund", and shall either be delivered directly to the Court's Support Collection Office at the Family Court Section of the 14th Judicial District Court, Calcasieu Parish, Louisiana, at the Courthouse in Lake Charles, Louisiana or mailed to Post Office Box 1150, Lake Charles, Louisiana 70602.

**Family Court
For the Parish of
East Baton Rouge**

To view the current Title IV Rules of East Baton Rouge Family Court, click here

<http://www.lasc.org/rules/dist.ct/EASTBATONROUGEFAMILYCOURTTITLEIV.PDF>
