

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: S3/31/05

A Bill

HOUSE BILL 2706

5 By: Representative Mahony
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For An Act To Be Entitled

9 AN ACT TO AMEND ARKANSAS LAWS CONCERNING THE USE
10 OF SOCIAL SECURITY NUMBERS IN PLEADINGS, MOTIONS,
11 AND DECREES; AND FOR OTHER PURPOSES.
12

Subtitle

14 AN ACT TO AMEND ARKANSAS LAWS CONCERNING
15 THE USE OF SOCIAL SECURITY NUMBERS IN
16 PLEADINGS, MOTIONS, AND DECREES.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 9-14-205 is amended to read as follows:

22 9-14-205. ~~Pleadings and motions~~ Information required in support cases.

23 ~~(a) In all cases where the support and care of any child or children~~
24 ~~are involved, every complaint and responsive pleading filed, every motion to~~
25 ~~modify the decree, and every decree entered by the circuit court pursuant to~~
26 ~~this subchapter shall contain as much of the following information as is~~
27 ~~known or can with due diligence be discovered:~~

28 ~~(1) The current mailing address of the plaintiff and the~~
29 ~~defendant;~~

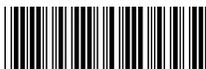
30 ~~(2) The name and address of the current employer of the~~
31 ~~plaintiff;~~

32 ~~(3) The name and address of the current employer of the~~
33 ~~defendant;~~

34 ~~(4) The social security number of the plaintiff; and~~

35 ~~(5) The social security number of the defendant.~~

36 ~~(b)(a)(1) In support cases~~ all cases in which the support and care of



1 any child or children are involved, it shall be the duty of the plaintiff,
2 defendant, custodial parent or physical custodian of the child, and the
3 noncustodial parent to keep the clerk of the circuit court informed of his or
4 her current address when a payment of support is directed to be paid through
5 the registry of the court or keep the Office of Child Support Enforcement of
6 the Revenue Division of the Department of Finance and Administration informed
7 of his or her current address when a payment of support is directed to be
8 paid through the Arkansas child support clearinghouse.

9 ~~(1)(b)(1)~~ Each party to any ~~paternity or child support~~
10 ~~proceeding is required to~~ case in which the support and care of any child or
11 children are involved shall file with the clerk of the circuit court and the
12 Office of the Child Support Enforcement of the Revenue Division of the
13 Department of Finance and Administration ~~upon the entry of an order and to~~
14 update, as appropriate, his or her name, social security number, residential
15 and mailing address, telephone number, driver's license number, and the
16 employer's name and address; ~~and.~~

17 (2)(A) Information required pursuant to subdivision (b)(1)
18 of this section shall be filed on a form provided by the Administrative
19 Office of the Courts for that purpose.

20 (B) Forms filed with the clerk of the circuit court
21 pursuant to subdivision (b)(1) of this section shall be:

22 (i) Maintained separately from the file of the
23 case in which the support and care of any child or children are involved; and

24 (ii) Considered confidential and shall be open
25 to inspection only by the following persons or entities:

26 (a) The Office of Child Support
27 Enforcement of the Revenue Division of the Department of Finance and
28 Administration;

29 (b) Attorneys of record for any party to
30 the case, including, but not limited to, parties appearing pro se; and

31 (c) Any person or entity authorized by
32 the circuit court in which the form is filed.

33 ~~(2)(c)~~ In any subsequent child support enforcement action
34 between the parties, upon sufficient showing that diligent effort has been
35 made to ascertain the location of such a party, the circuit court shall deem
36 that state due process requirements for notice and service of process have

1 *been met with respect to the party upon delivery of written notice to the*
2 *most recent residential or employer address filed with the ~~chancery~~ clerk of*
3 *the circuit court pursuant to this subsection.*

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/s/ Mahony