

she paid cash for, only property that is acquired by the two of them together after the remarriage. And, secondly, we are talking about only situations where the debtor or the person who owes the child support is signed on the mortgage or deed of trust. You know, that is really the key to ownership, isn't it? They sign on to that mortgage or deed of trust and they start making mortgage payments, they start funneling their money into those mortgage payments and they can hide that money. They can put it off in a separate pile that the court can never get to. The money they should have paid for child support they put on the mortgage payment for the new house. It has been done and unfortunately under our present system they can get away with it for quite a while and maybe forever. In any event, that is the problem, this is what that particular provision seeks to address and you have to make up your minds whether you want to close that loophole or not. Thank you.

PRESIDENT: Senator Higgins.

SENATOR HIGGINS: Thank you, Mr. President. I can understand Senator Johnson's qualms about this, but I think Senator Beutler made it very clear. When a man and woman enter into a marriage contract, which many people are doing today, even those that are getting married for the first time will say, what is mine is mine after the divorce and what is yours is yours after the divorce, but what we acquired during this marriage is going to be ours. And when Senator Beutler made the point they could funnel that money into mortgage payments, remember who they are taking it away from. They are taking it away from somebody's child and aren't we all responsible for all the children in this state? Is it fair to the second wife that the property she acquires with her husband after their second marriage that they would have to pay child support for the child the spouse had in a previous marriage? Senators, I just wish you knew how many men, and let's face it, the biggest majority today are men paying child support. There are maybe five or ten percent, I think it would be stretching it, women paying child support, but is it fair that a man gets married, has three or four or five children, then says, I am tired of you or we are incompatible, so that marriage is dissolved? So he gets married again and he and the second wife begin having children. Then they go into court and say, well, judge, now I have got two families to support. I don't owe as much to those children I fathered