

to sign on the mortgage. What this amendment says is that if they both sign on the mortgage and if this is property attained after they remarry, that is they are buying it together after they remarry, then the child support lien, the child support lien is going to attach to that new property even though, even though the property is in new wife's name alone. What is happening right now under the law in many cases is that people have figured out that when they remarry they will put...when they buy a house they will put it in new wife's name, her name only, not joint property, keep his name off of it, and the consequence of that is that the child support lien does not attach to that property. So the provision that is in the bill right now says that henceforth there will be a lien on that new property even though it is in her name alone because we don't want them to escape child support. Now Senator Johnson.

SPEAKER NICHOL: Senator Vard Johnson.

SENATOR V. JOHNSON: Mr. Speaker and members of the Legislature, I think that we have had some discussion of this issue on General File on the bill and I know that there were a number of us in this Legislature who simply felt that there was an essential lack of fairness in the language as currently written on page 15 of the bill and the lack of fairness had to do with men who were current in their support obligations, who at some point in time remarried, and after they remarried, why the man and his new wife decided to acquire a piece of property, and if the wife took the title solely in her own name for one reason or another, then under the way the bill is written why that child support lien would attach to that new piece of property. So after considerable discussion on this issue, which was raised on General File, the Legislature decided, well, we will leave the issue alone for the time being and take a second look at it and I think that Senators Beutler, DeCamp and I did take a second look at it and we thought that probably the fairest thing to do was simply to strike this kind of provision because it does represent such a fundamental change to the way liens currently attach and such a fundamental change to what I think most folk regard as fair. So all this does is just simply says that...all it says is that if a woman decides that she is going to buy a piece of property and she is going to buy...and she does buy that piece of property and the bank requires her husband to