

Child Support and Licenses Georgia Justice Project Summary

O.C.G.A. 19-11-9.3

- Licenses eligible for suspension upon failure to pay child support
 - Driver's
 - Occupational
 - Recreational (hunting, fishing)
- Process for suspension
 - Upon failure to pay for 90 days, DHS will send the obligor a notice of delinquency
 - Obligor has 20 days from the date of mailing to come into compliance or else request an administrative hearing and judicial review
 - In case of request for administrative hearing, DHS will place the case on hold and refrain from notifying the licensing agencies until completion of the review
 - If no response is received within 30 days of date of mailing and the obligor is still shown as delinquent, then DHS will request suspension or denial from one or more licensing agency
- Process for reinstatement
 - If hearing was requested, a hearing shall be conducted within 45 days after request is received
 - Upon becoming the obligor becoming compliant with support requirements, DHS will immediately inform licensing agencies to reinstate license

Precedent in Other Southern States

- Alabama: Driver's, Professional, and recreational licenses may all be suspended or revoked 60 days after notice
 - If suspended three times in one year, the license will be revoked
- Arkansas: Can suspend driver's, occupational, and recreational licenses if they owe past due support in amount equal to or greater than three times NCP monthly support obligation
- Florida: Same standards as Georgia
- Kentucky: Can suspend or revoke a license if the NCP owes 6 months or more of payments
- Louisiana: Can suspend or revoke a license if the NCP owes 3 months or more of payments
 - Louisiana offers a temporary driver's license, valid for no more than 120 days, if the obligor is in partial compliance
- Mississippi: Can suspend or revoke a license if the NCP owes 2 months or more of payments
 - Upon being notified, the obligor has 90 days to pay
- South Carolina: Can suspend or revoke a license if there is an arrearage of \$500 or has not paid in 60 days
 - Obligor may obtain a route-restricted driver's license so they can travel to and from work
- Texas: Same standards as Georgia