

Kansas Child Support Guidelines Committee

Meeting location: Fatzer Courtroom	Attendees:	Y	N		Y	N
	Hon. Tom Foster, chair	X		Hon. Constance Alvey		X
Date: 2/22/2019	Hon. Amy Harth	X		Sara Beezley	X	
	Sherrri Loveland	X		Charlie Harris	X	
Time: 9:30 am – 3:00 pm	Richard Samaneigo	X		Elizabeth Cohn	X	
	Marc White	X		Doni Mooberry	X	
	Amy Fletcher	X		Michelle Slinkard	X	
	Ryan Brady	X		Amy Raymond, staff	X	

Minutes

1	Welcome—Hon. Tom Foster, chair
2	Review and Approve Minutes from the January 25, 2019 meeting <ul style="list-style-type: none"> • C. Harris moved to approve the minutes • S. Loveland seconded the motion • Committee adopted the minutes
3	Case law subcommittee—Charlie Harris <ul style="list-style-type: none"> • C. Harris reported the <i>Dean</i> case was published recently; this is a case recommended for publication by the committee
4	Tax subcommittee—Doni Mooberry <ul style="list-style-type: none"> • D. Mooberry reported the subcommittee is meeting after the full committee meeting • She has started filing taxes so she is able to offer solutions to some of the questions • Committee discussed the effect of spousal support with respect to tax consequences; issue is that spousal support is paid after taxes by the payor and there are no tax consequences for the payee
5	Shared Residency subcommittee—Michelle Slinkard <ul style="list-style-type: none"> • Committee discussed edits to the proposed shared expense plan • C. Harris moved to adopt the form with edits • S. Loveland seconded the motion • Committee would like shared expense plan to be on the website separately rather than as an appendix to the guidelines
6	Low income/incarcerated parents subcommittee—Elizabeth Cohn <ul style="list-style-type: none"> • E. Cohn stated the subcommittee met prior to full committee meeting; asked Dr. Pelkowski if the current child support guidelines take into consideration low income or a subsistence level • Dr. Pelkowski stated Kansas uses the dissolution burden but does not have another subsistence level adjustment like other states have; most states have this on top of the schedules; looks at the poverty level and adjust down at the poverty level—below poverty line is same percentage and a cap but doesn't consider how much is left for the parent

Minutes

- Dr. Pelkowski will share sites for other states that have a subsistence adjustment with the low income subcommittee so it can be considered; some states have a sliding scale so there is still come incentive to work

7 Guest: Dr. Jodi Pelkowski

- Dr. Pelkowski discussed the different proposals; stated that costs that generally go down at higher income levels is transportation, apparel, and entertainment
- Committee discussed schedule options
- Dr. Pelkowski believes table with 84% and 94% change ratios is consistent with how the committee has set schedules in the past and in line with USDA expenditures (lower and upper bound)
- C. Harris moved to adopt the chart recommended by Dr. Pelkowski and cap the schedule income at \$15,500 with the extended formula for higher incomes
- A. Fletcher asked about updated 2017 information; Dr. Pelkowski states she will continue to watch and send it to the committee when available; S. Beezley seconded the motion adding the request from A. Beardy
- Committee approved the tables
- Committee discussed cost of living differential; the Bureau of Economic Analysis used regional price parities—Dr. Pelkowski believes this is a better source for cost of living adjustment—it is a switch from the current method of income based adjustment to a cost of living adjustment; Dr. Pelkowski stated she would send charts annually if necessary for the committee to post on the website
- C. Harris moved to adopt this method (cost of living) for the interstate pay differential adjustment
- S. Loveland seconded
- Dr. Pelkowski stated that the income could be different in industry or education of states (noisy indicators) but using cost of living is just how much is paid for everything—cost of living/expenses is more accurate and a better source of data
- Committee approved new approach to calculating the interstate pay differential
- Dr. Pelkowski will provide the following for the committee
 1. Continue checking for updated Lino data
 2. Review other guidelines for subsistence adjustment and provide low income subcommittee with a list
 3. Provide updated interstate pay differential calculation

8 Other items for discussion

- Committee timeline: A. Raymond provided an overview of the review timeline for the committee
- May meeting is now scheduled for May 30
- S. Loveland brought up the issue of being called to testify as a child support expert; stated she was asked to testify and the expert on the other side was also a committee member; she believes this is a conflict and committee members should not be testifying on the same case; committee agreed that members should not provide expert testimony in the same case on opposite sides

9 Agenda items for the March 29, 2019 meeting

- All subcommittees will provide reports at the next meeting

Next Meeting
Meeting location: OJA Conference Room
Date: 3/29/19
Time: 9:30 am – 3:00 pm