

Attention: Advisory Committee on Child Support Guidelines
Meeting: Friday, February 12, 2021
Time: 10:00 am
Via: Zoom

Public Written Comment for 2/12/21 Committee Meeting

My name is Jeremy Brueckner. I am a disabled Army veteran and parent; currently involved with Alabama's Rule 32. I come before the Committee and the public, with sincere gratitude and appreciation for this chance to comment; as I hope what I have to say makes some sort of positive impact for all those negatively impacted and sense to all those involved. Please bear with me as I try to explain this as clearly and simple as possible, as you will agree these topics are quite complex.

A.) "Deviations of guidelines"

Currently, in Alabama, and many other states, there are deviations in Child Support practices and guidelines. These deviations allow alternatives to court orders and child support obligations when the case involves a "disabled" parent. That disability is generally only accepted by Child Support when determined by The Social Security Administration. In that determination, Social Security awards a disabled parent compensation for their limitations. However, in some cases, a parent is found "disabled" (and rewarded) by other agencies; such as The Veteran's Administration.

1.) Why are these "deviations" limited to disabled Social Security recipients alone?

By not allowing deviations of your guidelines for ALL parents who are physically and mentally limited (disabled), is in fact a violation of The American's with Disabilities Act. It can also be proven, that by placing any "potential earnings" or "minimum wage" standard or expectation on a "disabled" parent is in violation of not only ADA but other Federal Laws that are supported by Social Security and Congress when it comes to the "disabled". Ultimately, the current policy only shows the direct connection and favoritism between Child Support and Social Security Administration, under the guise of the Title 4-D program or "Family Law". This current practice negates and violates rights and liberties of the "disabled" and presents a conflict of interest in any child support order. I doubt creating further hardship on an already limited parent, was Social Security's intent when they established the Title 4-D program?

B.) Credit Reporting

According to the Fair Credit Reporting Act; if a "contract" is established; "contract" being a court order in the Child Support world, a debt or contract can be reported to credit bureaus. In that, all reporting must be accurate, fair, and in accordance to the FCRA. However, the current practices allow DHR to continuously report "debt" and not actual "payments". This

unfair and negligent reporting negatively impacts parents that fall behind; especially the disabled. As lenders see the debt but not the actual payment or recovery history, making loan opportunities impossible to parents. Plus coupled with unjust and "illegal interest rates"; once a parent falls behind, financial recovery, even for the children involved; is nearly impossible. And yes, I did say "illegal" interest rates.

According to "Contract" and "Interest" Laws and practices, interest cannot be applied to unpaid child support as long as a parent "disagrees with terms of contract". One may "disagree" considering there is nobody paying the payments when payments aren't made, so therefore, there is no lender being "paid back"; the debt is just that, the debt. Meaning: \$1 in said "contract" not paid, equals \$1 in debt; no lenders paid for "goods" ahead of time, so interest cannot be applied. Not to mention, our offspring nor other parents involved (in "personal capacity") are a "bank", or a "licensed lender". Not many parents are aware of this, as most have been led by legal intimidation (Courts and Judges) or a bias "B.A.R." representative to agree; but I have done my homework and know more than just "Family Law", as my file with your state will show.

So, in closing. I am bringing these concerns to the Committee as clearly as possible and hope you can see and agree that these are issues your committee must address. These bad practices will soon come to legal light and millions of disabled and financially abused parents will agree they can't continue and want justice. These issues can come with lawful ramifications (and reward to the victims) if negated to all who are aware of such things; so that is why I am presenting this to everyone I can on the matters through Public Statement. I am not an attorney, but I have read a lot of laws and know a great deal of what I speak. Please consider these concerns; as I already know hundreds of thousands, if not millions of parents, who have.

I thank you for your time,
Sincerely,



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01/25/2021



NEWS RELEASE

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Administrative Office of Courts

FOR IMMEDIATE RELEASE

January 11, 2021

Montgomery, AL – The Alabama Advisory Committee on Child Support Guidelines and Enforcement is scheduled to have a web meeting on Friday, February 12, 2021, beginning at 10:00 A.M. Because of the COVID-19 pandemic, no in-person meeting will be held.

The Supreme Court of Alabama appoints the members of the Committee. The Committee's role is to review and make recommendations to the Supreme Court concerning the Child-Support Guidelines and Schedule of Basic Child-Support Obligations, which are used by courts in this State in determining the amounts of child support to be paid. At this meeting the Committee will continue reviewing and discussing the current Guidelines and Schedule.

Persons wishing to submit written comments and suggestions to the Committee concerning the Guidelines and Schedule may do so through the United States Mail, postmarked no later than Thursday, February 4, 2021, to the Supreme Court of Alabama Clerk's Office, Attention: Advisory Committee on Child Support Guidelines, 300 Dexter Avenue, Montgomery, AL 36104-3741. No telephone comments and suggestions will be accepted.

Persons wishing to join the web meeting should submit an e-mail no later than 5:00 P.M. Central Time on Wednesday, February 10, 2021, to alcsge@alacourt.gov for instructions. The Committee will allow public comments toward the end of the meeting. Materials for this meeting may be found by accessing the following site: <http://www.alacourt.gov/ChildSupportReview.aspx>.