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**By: Delegate Poole**

Introduced and read first time: February 7, 1997

Assigned to: Judiciary

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A BILL ENTITLED

1 AN ACT concerning

2 **Child Support - Tax Refunds - Fees**

3 FOR the purpose of repealing a provision that allows the Child Support Enforcement  
4 Administration to charge a certain fee for support services; repealing a provision  
5 that allows the Administration to deduct from the child support payment certain  
6 costs under the Income Tax Refund Intercept Program; requiring the State  
7 Comptroller to withhold and pay to the Administration a certain amount from  
8 certain income tax refunds; requiring the Comptroller to pay to the obligor a certain  
9 part of the tax refund; and generally relating to the costs of providing support  
10 enforcement services.

11 BY repealing and reenacting, with amendments,  
12 Article - Family Law  
13 Section 10-110 and 10-113(f)  
14 Annotated Code of Maryland  
15 (1991 Replacement Volume and 1996 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article - Family Law**

19 10-110.

20 (a) The Administration may:

21 (1) [charge an initial application fee of not more than \$25 for support  
22 services;

23 (2)] deduct from the child support payment to defray the cost of providing  
24 support enforcement services under[:

25 (i) the Income Tax Refund Intercept Program under this subtitle; and

26 (ii)] the Federal Tax Refund Offset Program; and

27 [(3)] (2) collect fees from the obligor to defray the costs of providing  
28 support enforcement services.

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1 (b) Except as provided in subsection (a) of this section, the Administration may  
2 not[:

3 (1) collect fees from the child support obligee; or

4 (2)] deduct fees from the child support payment.

5 10-113.

6 (f) The State Comptroller shall:

7 (1) withhold and pay to the Administration any income tax refund due to  
8 the obligor, in an amount not more than the amount of the arrearage PLUS A FEE FOR  
9 THE COST OF PROVIDING SUPPORT ENFORCEMENT SERVICES;

10 (2) pay to the obligor any part of the income tax refund over the amount of  
11 the arrearage AND THE FEE FOR THE COST OF PROVIDING CHILD SUPPORT  
12 ENFORCEMENT SERVICES; and

13 (3) notify the obligor of:

14 (i) the amount paid to the Administration; and

15 (ii) the rights of the obligor under subsection (g) of this section.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
17 October 1, 1997.