

SENATE BILL 198

D4

(8lr0103)

ENROLLED BILL

—Judicial Proceedings/Judiciary—

Introduced by **Chair, Judicial Proceedings Committee (By Request - Departmental - Human Resources)**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Family Law - Child Support Collection Fee ~~—Repeal of Sunset~~**

3 FOR the purpose of ~~repealing~~ increasing the amount of child support payments that a
4 family is required to receive before the Child Support Enforcement
5 Administration is authorized to deduct a certain collection fee; altering the
6 termination date of a provision that authorizes the Child Support Enforcement
7 Administration to deduct an annual collection fee from child support payments
8 in certain cases; requiring the Secretary of Human Resources to notify the
9 Department of Legislative Services if a certain federal requirement is repealed;
10 and generally relating to child support enforcement.

11 BY repealing and reenacting, with amendments,

12 Article - Family Law

13 Section 10-110

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber / conference committee amendments.



1 Annotated Code of Maryland
 2 (2006 Replacement Volume and 2007 Supplement)

3 BY repealing and reenacting, with amendments,
 4 Chapter 483 of the Acts of the General Assembly of 2007
 5 Section 2

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

8 **Article – Family Law**

9 10–110.

10 (a) The Administration may:

11 (1) charge an initial application fee of not more than \$25 for support
 12 services;

13 (2) deduct from the child support payment to defray the cost of
 14 providing support enforcement services under:

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

17 (ii) the Federal Treasury Offset Program;

18 (3) collect fees from the obligor to defray the costs of providing support
 19 enforcement services; and

20 (4) deduct from child support payments an annual collection fee of \$25
 21 for cases in which the family never received temporary cash assistance and has received
 22 at least ~~[\$500]~~ **\$3,500** in child support payments during the federal fiscal year.

23 (b) Except as provided in subsection (a) of this section, the Administration
 24 may not:

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

26 (2) deduct fees from the child support payment.

27 **Chapter 483 of the Acts of 2007**

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 29 October 1, 2007. ~~It shall remain effective for a period of 1 year and, at the end of~~
 30 ~~September 30, 2008~~ **IF THE REQUIREMENT ENACTED BY THE DEFICIT**

1 REDUCTION ACT OF 2005 (P.L. 109-171, § 7310) THAT THE STATE IMPOSE AN
 2 ANNUAL FEE OF \$25 FOR EACH CASE IN WHICH CHILD SUPPORT COLLECTION
 3 SERVICES ARE FURNISHED TO AN INDIVIDUAL WHO HAS NEVER RECEIVED
 4 TEMPORARY CASH ASSISTANCE AND FOR WHOM THE STATE HAS COLLECTED
 5 AT LEAST \$500 IS REPEALED, with no further action required by the General
 6 Assembly, this Act shall be abrogated and of no further force and effect AS OF THE
 7 EFFECTIVE DATE OF THE REPEAL OF THE FEDERAL REQUIREMENT. IF THE
 8 FEDERAL REQUIREMENT IS REPEALED, THE SECRETARY OF HUMAN
 9 RESOURCES SHALL NOTIFY THE DEPARTMENT OF LEGISLATIVE SERVICES
 10 WITHIN 10 DAYS AFTER THE ENACTMENT OF THE REPEAL.‡

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 12 ~~July~~ October 1, 2008.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.