

CHAPTER 162

(Senate Bill 198)

AN ACT concerning

Family Law – Child Support Collection Fee – ~~Repeal of Sunset~~

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the Secretary of Human Resources to notify the Department of Legislative Services if a certain federal requirement is repealed; and generally relating to child support enforcement.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 10–110

Annotated Code of Maryland

(2006 Replacement Volume and 2007 Supplement)

BY repealing and reenacting, with amendments,

Chapter 483 of the Acts of the General Assembly of 2007

Section 2

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

Article – Family Law

10–110.

(a) The Administration may:

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

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

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

(ii) the Federal Treasury Offset Program;

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

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

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

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

(2) deduct fees from the child support payment.

Chapter 483 of the Acts of 2007

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2007. ~~It shall remain effective for a period of 1 year and, at the end of September 30, 2008~~ **IF THE REQUIREMENT ENACTED BY THE DEFICIT REDUCTION ACT OF 2005 (P.L. 109-171, § 7310) THAT THE STATE IMPOSE AN ANNUAL FEE OF \$25 FOR EACH CASE IN WHICH CHILD SUPPORT COLLECTION SERVICES ARE FURNISHED TO AN INDIVIDUAL WHO HAS NEVER RECEIVED TEMPORARY CASH ASSISTANCE AND FOR WHOM THE STATE HAS COLLECTED AT LEAST \$500 IS REPEALED,** with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect **AS OF THE EFFECTIVE DATE OF THE REPEAL OF THE FEDERAL REQUIREMENT. IF THE FEDERAL REQUIREMENT IS REPEALED, THE SECRETARY OF HUMAN RESOURCES SHALL NOTIFY THE DEPARTMENT OF LEGISLATIVE SERVICES WITHIN 10 DAYS AFTER THE ENACTMENT OF THE REPEAL.**‡

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

Approved by the Governor, April 24, 2008.