

HOUSE RESEARCH

Bill Summary

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Authors: Hayden

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Analyst: Lynn F. Aves, 651.296.8079

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Overview

This is the Department of Human Services bill related to child support. It modifies information that is to be disclosed to the public authority for child support enforcement, and grants authority for redirection of child support in specified cases.

Section

1 **Administrative authority.** Amends §518A.46, subd. 5. Adds that the public authority, without obtaining an order from a judicial or administrative tribunal, may redirect basic support, medical support, and child care support to the caregiver for the child when the child has been placed with the caregiver under a voluntary placement agreement, when a court order placing the child does not address the redirection of support, or when the caregiver is receiving public assistance for the child.

2 **Administrative redirection of support.** Amends §518A.46, by adding subd. 7. Paragraph (a) requires the public authority to provide written notice of the redirection to the obligee, obligor, and caregiver. Also requires the agency to inform the parties of their right to contest the redirection.

Paragraph (b) instructs the public authority to redirect proportional shares if the support order is for more than one child and not all children reside with the same caregiver.

Paragraph (c) lists the grounds for contesting the redirection of support.

Paragraph (d) sets out the requirements for contesting the redirection of support.

Paragraph (e) requires the public authority, if no one has contested the redirection, to redirect the support to the caregiver the first day of the month following the expiration of the time to contest. Prohibits redirection if a party contests, until the issue is resolved.

Paragraph (f) provides the circumstances under which the public authority must end the

redirection and direct support to the obligee: when the caregiver no longer receives public assistance for the child; the voluntary placement agreement expires; or the court order placing the child is no longer in effect.

Paragraph (g) requires the public authority to provide the obligee, obligor, and caregiver 14 days notice of the termination of the redirection. Provides that the termination is effective the first day of the month following the completion of the 14-day period.

- 3 **Effective date.** Provides an effective date of January 1, 2011, for sections 1 and 2.