S T A T E O F N E W Y O R K

7208

2009-2010 Regular Sessions

I N A S S E M B L Y

March 26, 2009

Introduced by M. of A. CUSICK -- read once and referred to the Committee on Social Services

AN ACT to amend the social services law, in relation to the annual service fee for child support

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Paragraph (a) of subsection 3 of section 111-g of the social services law, as added by section 1 of part Z of chapter 57 of the laws of 2008, is amended to read as follows:

(a) A person who is receiving child support services pursuant to this section who has never received assistance pursuant to title IV-A of the federal social security act shall be subject to an annual service fee of twenty-five dollars for each child support case if at least five hundred dollars of support has been collected in the federal fiscal year. Where a custodial parent has children with different noncustodial parents, the order payable by each noncustodial parent shall be a separate child support case for the purpose of imposing an annual service fee. The fee shall be [deducted from] PAID BY THE NONCUSTODIAL PARENT, IN ADDITION TO child support payments received on behalf of the individual receiving services.

S 2. This act shall take effect April 1, 2009; provided, however, if this act shall become a law after such date it shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2009; provided, further, however, that the office of temporary and disability assistance is immediately authorized to promulgate any and all rules and regulations, and take any other measures necessary for the timely implementation of the provisions of this act on its effective date, and is specifically authorized to promulgate emergency regulations to implement the collection of the annual service fee from noncustodial parents pursuant to subdivision 3 of section 111-g of the social services law, as amended by section one of this act.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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