

106TH CONGRESS  
1ST SESSION

# S. 1882

To expand child support enforcement through means other than programs  
financed at Federal expense.

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IN THE SENATE OF THE UNITED STATES

NOVEMBER 8, 1999

Mrs. HUTCHISON (for herself and Mr. STEVENS) introduced the following bill;  
which was read twice and referred to the Committee on Finance

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## A BILL

To expand child support enforcement through means other  
than programs financed at Federal expense.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Child Support Enforce-  
5 ment Options Act of 1999”.

6 **SEC. 2. FINDINGS AND PURPOSES.**

7 (a) FINDINGS.—Congress finds that—

8 (1) nearly 28 percent of the Nation’s children  
9 live in families headed by a single parent and these

1 families are 5 times more likely to be poor than 2-  
2 parent families;

3 (2) children make up 40 percent of the Nation's  
4 poor population and 1 out of every 5 children in the  
5 Nation live in poverty;

6 (3) the regular and full collection of child sup-  
7 port from an absent parent can make a significant  
8 difference in the financial well-being of single-parent  
9 families, particularly families which have left the  
10 public welfare rolls;

11 (4) only 50 percent of the single-parent families  
12 which are owed child support receive the full amount  
13 due them during any year and 25 percent of such  
14 families received none of the support due them;

15 (5) because of their need for effective child sup-  
16 port enforcement millions of families have turned to  
17 the Government child support program established  
18 in 1975 under part D of title IV of the Social Secu-  
19 rity Act (referred to in this Act as the "title IV-D  
20 program") causing the caseload of that program to  
21 increase over the past 20 years from just under  
22 4,000,000 cases to well over 19,000,000;

23 (6) in fiscal year 1979 the collection rate in  
24 title IV-D program cases was 17.1 percent and in  
25 fiscal year 1996 the rate was 20.5 percent, rep-

1       resenting only a 3.4 percent increase over a 17-year  
2       period despite greatly improved enforcement re-  
3       sources and remedies;

4               (7) in fiscal year 1996 the title IV–D program  
5       collected nearly \$12,000,000,000 in child support,  
6       representing, only about 52 percent of all current  
7       support owed in title IV–D program cases that year  
8       and only about 8 percent of past-due support owed  
9       that year, leaving \$44,600,000,000 still uncollected  
10      in title IV–D program cases in fiscal year 1996;

11              (8) in fiscal year 1996 the operation of the title  
12      IV–D program cost the taxpayer \$3,100,000,000, of  
13      which \$2,000,000,000 is Federal funding;

14              (9) in fiscal year 1996 there were about 52,000  
15      staff employed in the title IV–D program who are  
16      dedicated to their work but unable to keep up with  
17      the enforcement needs of the millions of families  
18      served by the program;

19              (10) millions of families needing child support  
20      services turn to private attorneys and local govern-  
21      ment agencies which not part of the title IV–D pro-  
22      gram, but these attorneys and non-title IV–D public  
23      agencies do not have access to all the enforcement  
24      tools Congress has provided to the title IV–D pro-  
25      gram;

1           (11) to the extent that enforcement tools now  
2 available to only the title IV–D program are not also  
3 available to private attorneys and non-title IV–D  
4 public agencies, such tools are being underutilized  
5 and non-title IV–D entities are limited in their abil-  
6 ity to contribute to the national child support en-  
7 forcement effort; and

8           (12) if private attorneys and non-title IV–D  
9 public agencies have access to the enforcement rem-  
10 edies and information now available to only title IV–  
11 D program agencies, they could significantly aug-  
12 ment the resources of the title IV–D program with-  
13 out using any Federal taxpayer dollars.

14 (b) PURPOSES.—The purposes of this Act are to—

15           (1) allow resources outside the title IV–D pro-  
16 gram to more effectively fight the growing problem  
17 of nonsupport in this country, without any financial  
18 cost to the Federal taxpayer, by providing private  
19 attorneys and public non-title IV–D agencies con-  
20 trolled access to certain enforcement tools now lim-  
21 ited in use to the title IV–D program; and

22           (2) provide families seeking child support en-  
23 forcement services the benefit of a choice in the use  
24 of available resources, thereby enabling more Amer-  
25 ican families to receive the child support which they

1 are owed and need for their financial self-sufficiency  
2 without being forced to turn to the already overbur-  
3 dened, taxpayer-funded title IV–D program.

4 **SEC. 3. EQUAL USE OF INCOME WITHHOLDING FOR UNEM-**  
5 **EMPLOYMENT INSURANCE BENEFITS.**

6 (a) DISCLOSURE OF WAGE INFORMATION TO PER-  
7 SONS OTHER THAN TITLE IV–D AGENCY.—Section  
8 303(e)(1) of the Social Security Act (42 U.S.C. 503(e)(1))  
9 is amended—

10 (1) in subparagraph (A), by inserting “, or to  
11 any other individual or person enforcing child sup-  
12 port obligations,” after “enforcement agency”; and

13 (2) in the second sentence—

14 (A) by striking “only”; and

15 (B) by inserting “and which are being en-  
16 forced by an individual or person other than the  
17 State or local child support enforcement agen-  
18 cy” before the period.

19 (b) AUTHORITY TO WITHHOLD IN THE CASE OF  
20 NON-TITLE IV–D ENFORCEMENT.—Section 303(e)(2)(A)  
21 of the Social Security Act (42 U.S.C. 503(e)(2)(A)) is  
22 amended—

23 (1) in clause (i), by inserting “and the identity  
24 and location of the agency, individual, or person en-

1       forcing the obligations, to the extent known” before  
2       the comma;

3           (2) in clause (ii), by inserting “, or the indi-  
4       vidual or person,” after “agency”;

5           (3) in clause (iii)(III), by striking “462(e)” and  
6       inserting “459(i)(5)”;

7           (4) in clause (iv), by inserting “or individual or  
8       person disclosed under clause (i)” before the period;  
9       and

10          (5) in the matter following clause (iv)—

11           (A) by inserting “or to the individual or  
12       person disclosed under clause (i) through legal  
13       process (as defined in section 459(i)(5))” after  
14       “agency”; and

15           (B) by striking “his” and inserting “the  
16       individual’s”.

17       (c) FEES.—Section 303(e)(2) of the Social Security  
18       Act (42 U.S.C. 503(e)(2)) is amended by adding at the  
19       end the following:

20           “(D) The State agency charged with the administra-  
21       tion of the State law may require payment, not to exceed  
22       \$5.00 per calendar month, for the administrative costs in-  
23       curred by the agency under this paragraph for any child  
24       support obligations enforced pursuant to subparagraph  
25       (A) which are attributable to child support obligations that

1 are enforced by an individual or person other than a State  
 2 or local child support enforcement agency.”.

3 **SEC. 4. COMPREHENSIVE COORDINATION WITH OTHER EN-**  
 4 **FORCEMENT EFFORTS.**

5 (a) SECRETARIAL RESPONSIBILITIES.—

6 (1) IN GENERAL.—Section 452 of the Social  
 7 Security Act (42 U.S.C. 652) is amended by adding  
 8 at the end the following:

9 “(m) COORDINATION WITH OTHER ENFORCEMENT  
 10 ACTIVITIES.—

11 “(1) IN GENERAL.—The Secretary shall seek  
 12 and promote, to the extent consistent with this part,  
 13 the enforcement of child support obligations through  
 14 activities conducted by a private attorney or a public  
 15 entity not providing services pursuant to a State  
 16 plan under this part in order to ensure the fullest  
 17 practicable utilization of available enforcement re-  
 18 sources not requiring Federal financial support.

19 “(2) ACCESS TO ENFORCEMENT REMEDIES AND  
 20 RESOURCES.—The Secretary shall provide, to the  
 21 maximum extent feasible and for the sole purpose of  
 22 establishing paternity and establishing, modifying,  
 23 and enforcing support obligations, access to the fol-  
 24 lowing procedures, remedies, and information to a  
 25 State or local governmental enforcement agency not

1 providing enforcement services under a plan ap-  
2 proved under this part and to any private attorney  
3 that is registered with the Secretary under this sec-  
4 tion, and without the requirement of an application  
5 for services pursuant to section 454(4)(A)(ii) and  
6 subject to such reasonable fees as the Secretary may  
7 prescribe:

8 “(A) The collection of past-due child sup-  
9 port from Federal income tax refunds pursuant  
10 to section 464, subject to such procedures gov-  
11 erning the time, content, and form of requests  
12 for such collection as are established by the  
13 Secretary of the Treasury, and approved by the  
14 Secretary.

15 “(B) The collection of overdue child sup-  
16 port from State income tax refunds pursuant to  
17 section 466(a)(3).

18 “(C) The denial, revocation, or limitation  
19 of passports for overdue child support pursuant  
20 to section 452(k).

21 “(D) The reporting to consumer credit bu-  
22 reaus of noncustodial parents who are delin-  
23 quent in the payment of child support and the  
24 amount of overdue support pursuant to section  
25 466(a)(7).

1           “(E) Financial institution data matches  
2           and the enforcement of past-due support pursu-  
3           ant to section 466(a)(17).

4           “(F) In addition to all information author-  
5           ized to be disclosed to an authorized person  
6           under sections 453(a)(2) and 454(8), pertinent  
7           case information, including information com-  
8           parisons under section 453(j), maintained in  
9           components of the Federal Parent Locator  
10          Service under section 453 and information re-  
11          ported by employers pursuant to section  
12          453A(b), subject to section 6103 of the Internal  
13          Revenue Code of 1986 (relating to the confiden-  
14          tiality of Federal income tax returns and return  
15          information) and other Federal requirements  
16          applicable to the confidentiality of information  
17          and the protection of privacy rights, including  
18          section 454(26) of this title.

19          “(3) REGISTRATION WITH THE SECRETARY OF  
20          A PUBLIC ENFORCEMENT AGENCY OR A PRIVATE AT-  
21          TORNEY.—

22          “(A) IN GENERAL.—For purposes of this  
23          subsection, the Secretary shall develop a form  
24          and procedures, including the charging of a rea-  
25          sonable fee, for the registration of a private at-

1           torney or public child support enforcement  
2           agency not providing services under this part.  
3           The form established under this subparagraph  
4           shall require—

5                   “(i) the disclosure of the legal name  
6                   and address of the public agency or of the  
7                   law offices of the attorney or other entity  
8                   for which the attorney provides legal serv-  
9                   ices, that provides enforcement of child  
10                  support obligations;

11                  “(ii) the length of time the public  
12                  agency or the attorney or the entity for  
13                  which the attorney provides legal services  
14                  in the enforcement of child support, has  
15                  provided such enforcement services;

16                  “(iii) the nature of the child support  
17                  enforcement services provided by the public  
18                  agency or by the attorney or entity for  
19                  which the attorney provides legal services  
20                  in the enforcement of child support;

21                  “(iv) the amount of fees and other  
22                  costs charged a client for such services and  
23                  a copy of the standard contract or other  
24                  agreement between the public agency or  
25                  the attorney or entity for which the attor-

1           ney provides legal services in the enforce-  
2           ment of child support and an individual re-  
3           ceiving child support enforcement services  
4           from the public agency or attorney; and

5                   “(v) evidence of any bond or other as-  
6                   surance of client funds security.

7                   “(B) REGISTRATION NUMBERS.—Upon re-  
8           ceiving a completed and sworn registration form  
9           under this paragraph, the Secretary shall assign  
10          a registration number to the registering agency  
11          or attorney. The Secretary shall provide reg-  
12          istration information, including the assigned  
13          registration number for a public agency or pri-  
14          vate attorney, to each State agency operating  
15          an enforcement program under an approved  
16          plan under this part and, upon request and  
17          payment of a reasonable fee, to any other entity  
18          or individual.

19                   “(C) UPDATE OF REGISTRATION INFORMA-  
20          TION.—If the information provided on a reg-  
21          istration form by a public agency or private at-  
22          torney changes, the registered agency or attor-  
23          ney shall notify the Secretary of the new or  
24          amended information not later than 90 days

1 after the date of such change, subject to the  
2 revocation of the registration by the Secretary.

3 “(D) TERM OF REGISTRATION; RE-  
4 NEWAL.—A registration under this paragraph  
5 expires on the second anniversary of the date of  
6 issuance of the registration and must be re-  
7 newed not later than 60 days after such expira-  
8 tion date by filing a new registration form with  
9 the Secretary.

10 “(4) PENALTIES.—

11 “(A) IN GENERAL.—In addition to any  
12 other penalties provided under Federal or State  
13 law, with respect to any public agency or pri-  
14 vate attorney registered with the Secretary  
15 under this paragraph (3) that knowingly and  
16 intentionally or with gross negligence uses, for  
17 purposes other than establishing paternity, or  
18 establishing, modifying, or enforcing child sup-  
19 port obligations, any enforcement remedies or  
20 information made available under this sub-  
21 section to such agency or attorney, the Sec-  
22 retary may impose either or both of the fol-  
23 lowing penalties:

24 “(i) An administrative fine not to ex-  
25 ceed \$10,000.

1           “(ii) The revocation of the agency’s or  
2           the attorney’s registration under para-  
3           graph (3), with appropriate notice to State  
4           enforcement agencies providing services  
5           under this part and, in the case of an at-  
6           torney, to disciplinary bodies of the State  
7           in which the attorney is licensed to prac-  
8           tice law.

9           “(B) INVESTIGATION.—The Secretary  
10          shall develop procedures for the investigation of  
11          any allegation of inappropriate use of enforce-  
12          ment remedies or information provided a public  
13          entity or private attorney registered under  
14          paragraph (3). If the Secretary determines that  
15          an enforcement remedy or information provided  
16          to a registered entity or attorney has knowingly  
17          and intentionally or with gross negligence been  
18          used for purposes other than those authorized  
19          under this subsection, the Secretary may im-  
20          pose 1 or both of the penalties described in sub-  
21          paragraph (A). An entity or attorney against  
22          whom an allegation has been brought shall be  
23          afforded the opportunity to respond to such al-  
24          legation and to produce any pertinent evidence  
25          in defense.

1           “(5) NONLIABILITY FOR STATE TITLE IV–D  
2 PROGRAMS.—Notwithstanding any other provisions  
3 of Federal or State law, any State program pro-  
4 viding services under this part that, in accordance  
5 with procedures developed by the Secretary, provides  
6 information or enables the use of an enforcement  
7 remedy to a public agency or private attorney reg-  
8 istered under paragraph (3) shall not be liable under  
9 any Federal or State law to any person.

10           “(6) REQUIRED REPORTS.—

11           “(A) REPORT TO SECRETARY.—Each pub-  
12 lic agency or private attorney registered with  
13 the Secretary under paragraph (3) shall report  
14 to the Secretary on an annual basis data relat-  
15 ing to the use of enforcement remedies and in-  
16 formation made available to the agency or at-  
17 torney under this subsection, including the  
18 number and type of enforcement actions taken,  
19 the results of such actions, and the amounts of  
20 any collections made and distributed.

21           “(B) REPORT TO CONGRESS.—The Sec-  
22 retary shall include the data provided by reg-  
23 istered agencies and attorneys under subpara-  
24 graph (A) in the annual report of the Secretary  
25 under subsection (a)(10).

1           “(7) MONITORING BY THE SECRETARY.—The  
2 Secretary shall develop a procedure to monitor on a  
3 regular basis the use of any enforcement procedures,  
4 remedies, and information provided to a registered  
5 entity or person under this subsection to ensure that  
6 such procedures, remedies, and information are used  
7 for the sole purpose of establishing paternity and es-  
8 tablishing, modifying, and enforcing support obliga-  
9 tions.

10           “(8) SAFEGUARDS ON USE OF INFORMATION  
11 AND ENFORCEMENT PROCEDURES.—An agency or  
12 private attorney registered under paragraph (3)  
13 shall have in effect safeguards on access to, and the  
14 appropriate use of, any information or procedures  
15 provided to the agency or attorney under this sub-  
16 section. Such safeguards shall include written poli-  
17 cies, controls on access to information available  
18 through automated systems, and training of all per-  
19 sonnel who may have access to the information or  
20 procedures authorized for use by the registered  
21 agency or private attorney.”.

22           (b) DEVELOPMENT OF PROCEDURES.—The Sec-  
23 retary, in consultation with representatives of public agen-  
24 cies and the private bar eligible for registration under sec-  
25 tion 452(m)(3) of the Social Security Act, as added by

1 this Act, shall develop procedures for the implementation,  
2 in a revenue neutral manner, of the provisions of this sec-  
3 tion for the access of such registered agencies and individ-  
4 uals to the enforcement remedies and resources identified  
5 in this section. Not later than 9 months after the date  
6 of enactment of this section, the Secretary shall report on  
7 such procedures to the Committee on Ways and Means  
8 of the House of Representatives and to the Committee on  
9 Finance of the Senate.

10 (c) STATE OPTION.—In developing the procedures re-  
11 quired under subsection (b), the Secretary shall provide  
12 that, at the option of the State, a State program approved  
13 under part D of title IV of the Social Security Act may  
14 participate in a plan of cooperation under which the State  
15 program enables a registered public agency or private at-  
16 torney to have access to, and utilize the enforcement infor-  
17 mation and remedies authorized under section 452(m), as  
18 added by this Act. Any State program participating in a  
19 plan of cooperation shall be entitled to such reasonable  
20 fees from a registered agency or attorney as the Secretary  
21 may determine to reimburse the State program for its par-  
22 ticipation in the plan.

23 **SEC. 5. CONFORMING AND TECHNICAL AMENDMENTS.**

24 (a) CONTROL BY SECRETARY OF INFORMATION IN  
25 FEDERAL PARENT LOCATOR SERVICE.—

1           (1) Section 453(e)(1) of the Social Security Act  
2           (42 U.S.C. 653(e)(1)) is amended by inserting “and  
3           any agent or attorney of any public child support  
4           enforcement agency not providing services under a  
5           plan approved under this part or of a private attor-  
6           ney registered with the Secretary under section  
7           452(m)(3)” before the semicolon.

8           (2) Section 453(j) of such Act (42 U.S.C.  
9           653(j)) is amended by adding at the end the fol-  
10          lowing:

11           “(6) RESTRICTIONS ON DISCLOSURE OF INFOR-  
12          MATION COMPARISONS.—Except as provided in this  
13          subsection and section 452(m)(2)(F), the Secretary  
14          shall not disclose any information comparisons au-  
15          thorized by this subsection.”.

16          (b) RESTRICTIONS ON DISCLOSURE OF NEW HIRE  
17          INFORMATION COMPARISONS.—Section 453A of the Social  
18          Security Act (42 U.S.C. 653) is amended—

19           (1) in subsection (f)(2), by striking “provide the  
20          agency” and inserting “provide only the agency”;  
21          and

22           (2) in subsection (h)(1)—

23           (A) by striking “may disclose” and insert-  
24          ing “may only disclose”; and

1 (B) by inserting “or, upon payment of a  
 2 reasonable fee not to exceed actual administra-  
 3 tive costs, to any person or entity authorized to  
 4 receive such information under section  
 5 452(m)(3)” before the period.

6 (c) COLLECTION OF PAST-DUE SUPPORT FROM TAX  
 7 REFUNDS TO DELINQUENT OBLIGORS.—

8 (1) OFF-SET.—Section 464(a) of the Social Se-  
 9 curity Act (42 U.S.C. 664(a)) is amended—

10 (A) in paragraph (2)(A)—

11 (i) in the first sentence—

12 (I) by inserting “ or from an en-  
 13 tity registered with the Secretary  
 14 under section 452(m)(3) regarding an  
 15 obligation for which such State agency  
 16 is not providing enforcement services”  
 17 after “454(4)(A)(ii)”; and

18 (II) by inserting “or such reg-  
 19 istered entity (as applicable)” after  
 20 “State agency”; and

21 (ii) in the second sentence—

22 (I) by inserting “or to the reg-  
 23 istered entity for distribution” after  
 24 “State agency”; and

1 (II) by striking “State shall” and  
2 inserting “State or registered entity  
3 shall”; and

4 (B) in paragraph (3)—

5 (i) in subparagraph (A)—

6 (I) by inserting “agency or an  
7 entity registered under section  
8 452(m)(3)” after “State”; and

9 (II) by striking “the State’s de-  
10 termination” and inserting “the deter-  
11 mination of the State agency or the  
12 registered entity”;

13 (ii) in subparagraph (B), by inserting  
14 “agency or registered entity” after “State”  
15 each place it appears;

16 (iii) in subparagraph (C), by adding  
17 at the end the following flush sentence:

18 “A registered entity shall directly reimburse the Sec-  
19 retary of the Treasury the amount of such payment  
20 upon receiving notice from the Secretary of such  
21 payment.”; and

22 (iv) in subparagraph (D), by inserting  
23 “agency or registered entity” after “State”  
24 each place it appears.

1           (2) NOTICES OF PAST-DUE SUPPORT.—Section  
2           464(b) of the Social Security Act (42 U.S.C. 664(b))  
3           is amended—

4                   (A) by inserting “agency” after “State”  
5                   each place it appears;

6                   (B) by inserting “agencies” after “States”  
7                   each place it appears; and

8                   (C) by adding at the end the following:

9                   “(3) In the case of withholding requests from  
10                  entities registered under section 452(m)(3), the Sec-  
11                  retary of the Treasury, in consultation with the Sec-  
12                  retary of Health and Human Services, shall develop  
13                  procedures for receiving such requests, including the  
14                  manner in which withholding requests must be sub-  
15                  mitted, the necessary information that must be in-  
16                  cluded in or accompany such requests, and the min-  
17                  imum amount of past-due support to which the off-  
18                  set procedures may be applied.”.

19           (3) STATE INCOME TAX OFF-SET.—Section  
20           466(a)(3) of the Social Security Act (42 U.S.C.  
21           666(a)(3)) is amended—

22                   (A) in the matter preceding subparagraph

23                   (A)—

1 (i) by inserting “or an entity reg-  
2 istered under section 452(m)(3)” after  
3 “agency”; and

4 (ii) by inserting “or being enforced by  
5 such entity” after “part”; and

6 (B) in subparagraph (C), by inserting “or  
7 the registered entity” after “agency” each place  
8 it appears.

9 (d) REPORTING ARREARAGES TO CREDIT BU-  
10 REAUS.—Section 466(7) of the Social Security Act (42  
11 U.S.C. 666(7)) is amended by adding at the end the fol-  
12 lowing:

13 “(C) REPORTING BY STATE AGENCY OR  
14 REGISTERED ENTITY.—The State agency ad-  
15 ministering the State program under this part  
16 or a child support enforcement entity registered  
17 with the Secretary under section 452(m)(3)  
18 may make a report under this paragraph, sub-  
19 ject to safeguards under subparagraph (B).”.

20 (e) USE OF PASSPORT SANCTIONS FOR FAILURE TO  
21 PROVIDE SUPPORT.—Section 452(k) of the Social Secu-  
22 rity Act (42 U.S.C. 652(k)) is amended—

23 (1) in paragraph (1), by inserting “or by an en-  
24 tity registered under section 452(m)(3)” after “sec-  
25 tion 454(31)”; and

1           (2) in paragraph (3), by inserting “or reg-  
2           istered entity” after “agency”.

3           (f) FINANCIAL INSTITUTION DATA MATCHES FOR  
4 SUPPORT ENFORCEMENT.—Section 466(a)(17) of the So-  
5 cial Security Act is amended by adding at the end the fol-  
6 lowing:

7                   “(E) REQUESTS OF REGISTERED ENTI-  
8                   TIES.—The State agency shall, upon payment  
9                   of a fee to cover actual administrative costs and  
10                  in accordance with such procedures as the Sec-  
11                  retary may establish, accept a request from an  
12                  agency or private attorney registered under sec-  
13                  tion 452(m)(3) for a data match under this sec-  
14                  tion with respect to a noncustodial parent sub-  
15                  ject to an order not being enforced under this  
16                  part. A State agency accepting a request from  
17                  such registered agency or attorney shall not be  
18                  liable under any Federal or State law to any  
19                  person as a result of incomplete or inaccurate  
20                  information provided by the registered entity  
21                  making the request.”.

22           (g) STATE PLAN REQUIREMENTS.—Section 454 of  
23 the Social Security Act (42 U.S.C. 654) is amended—

24           (1) in paragraph (32), by striking “and” at the  
25           end;

1           (2) in paragraph (33), by striking the period at  
2 the end and inserting a semicolon; and

3           (3) by inserting after paragraph (33) the fol-  
4 lowing:

5           “(34) provide that the State agency cooperate  
6 with a public agency or private attorney registered  
7 with the Secretary under section 452(m) by pro-  
8 viding to such agency or attorney upon request and  
9 subject to the privacy protections of paragraph (26)  
10 case information available to the State agency pur-  
11 suant to its administrative authority under section  
12 466(c)(1)(D) or otherwise available to the State  
13 agency from the records of the State case registry  
14 required under section 454A; and

15           “(35) provide that the State agency close a case  
16 in which enforcement services are being provided by  
17 an agency or attorney registered under section  
18 453(m) upon notification by such registered agency  
19 or attorney, except that the State agency may not  
20 close a case in which support payments are collected  
21 for an individual with respect to whom an assign-  
22 ment under section 402(a)(26) of this title is effec-  
23 tive.”.

24           (h) CLARIFICATION OF APPLICABILITY OF CERTAIN  
25 STATUTORILY PRESCRIBED PROCEDURES FOR CHILD

1 SUPPORT ENFORCEMENT.—Section 466(a) of the Social  
2 Security Act (42 U.S.C. 666(a)) is amended—

3 (1) in paragraph (4)(A), by inserting “without  
4 regard to whether the support order is being en-  
5 forced pursuant to this part” before the semicolon;  
6 and

7 (2) in paragraph (16), by inserting “without re-  
8 gard to whether services are being provided pursu-  
9 ant to this part” after “appropriate cases”.

10 **SEC. 3. EXPEDITIOUS PAYMENT OF SUPPORT COLLEC-**  
11 **TIONS.**

12 (a) STATE PLAN REQUIREMENTS.—Section  
13 454(11)(B) of the Social Security Act (42 U.S.C.  
14 654(11)(B)) is amended by inserting “at the address (in-  
15 cluding a financial institution for electronic transfer or di-  
16 rect deposit of funds) and in care of the individual or enti-  
17 ty last specified for receipt of such payment by any indi-  
18 vidual legally able to so specify” before the semicolon.

19 (b) STATE LAW REQUIREMENTS.—Section 466(a) of  
20 the Social Security Act (42 U.S.C. 666(a)) is amended  
21 by inserting after paragraph (19) the following:

22 “(20) PAYMENT OF SUPPORT COLLECTIONS.—  
23 Procedures under which any payment of child sup-  
24 port due a family which is received by an instrumen-  
25 tality of or a political subdivision of the State, or by

1 an entity acting under authority of such an instru-  
2 mentality or political subdivision, shall be paid on  
3 behalf of the individual entitled to such support at  
4 the address (including a financial institution for  
5 electronic transfer or direct deposit of funds) and in  
6 care of the individual or entity last specified for re-  
7 ceipt of such payment by any individual legally able  
8 to so specify, without regard to whether the child  
9 support obligation is being enforced under a State  
10 plan approved under this part and without the ne-  
11 cessity of obtaining an order from any judicial or ad-  
12 ministrative tribunal.”.

13 (c) CONFORMING AMENDMENT.—Section 454B of  
14 the Social Security Act (42 U.S.C. 654B) is amended by  
15 adding at the end the following:

16 “(e) REDIRECTION OF DISBURSEMENTS.—The State  
17 disbursement unit shall redirect and forward any portion  
18 of a support payment due a family to any address (includ-  
19 ing a financial institution for the electronic transfer or di-  
20 rect deposit of funds) and in care of any person or entity  
21 last specified for receipt of such payment by any individual  
22 legally able to so specify on behalf of the person entitled  
23 to such support.”.

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