2006 Special Session I

Budget Bill - HB5002 (Chapter 3)

Department of Social Services

Item 336	First Year - FY2007	Second Year - FY2008
Child Support Enforcement Services (46300)	**$682,767,875**	**$712,474,000**
Support Enforcement and Collection Services (46301)	$82,000,508	$81,906,633
Public Assistance Child Support Payments (46302)	$5,000,000	$5,000,000
Non-Public Assistance Child Support Payments (46303)	$595,767,367	$625,567,367
Fund Sources:		
Special	$628,404,946	$658,173,029
Federal Trust	$54,362,929	$54,300,971

Authority: Title 20, Chapters 3.1, 4.1, 5, 5.3, and 6; Title 63.2, Chapter 13, Code of Virginia; P.L. 104-193, as amended; P.L. 105-200, P.L. 105-33, P.L. 106-113, Federal Code.

A. Any net revenue from child support enforcement collections, after all disbursements are made in accordance with state and federal statutes and regulations, and after the state's share of the cost of administering the program is paid, shall be estimated and deposited into the general fund by June 30 of the fiscal year in which it is collected. Any additional moneys determined to be available upon final determination of a fiscal year's costs of administering the program shall be deposited to the general fund by September 1 of the subsequent fiscal year in which it is collected.

B. In determining eligibility and amounts for cash assistance, pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Public Law 104-193, the Department shall continue to disregard up to $50 per month in child support payments and return to recipients of cash assistance up to $50 per month in child support payments collected on their behalf.

C. Amounts disbursed to recipients of cash assistance pursuant to paragraph B of this Item shall be considered part of the Commonwealth's required Maintenance of Effort spending for the federal Temporary Assistance for Needy Families program established by the Social Security Act.

D. The Department shall expand collections of child support payments through contracts with private vendors. However, the Department of Social Services and the Office of the Attorney General shall not contract with any private collection agency, private attorney, or other private entity for any child support enforcement activity until the State Board of Social Services has made a written determination that the activity shall be performed under a proposed contract at a lower cost than if performed by employees of the Commonwealth.

E. The Division of Child Support Enforcement, in cooperation with the Department of Medical Assistance Services, shall identify cases for which there is a medical support order requiring a noncustodial parent to contribute to the medical cost of caring for a child who is enrolled in the Medicaid or Family Access to Medical Insurance Security (FAMIS) Programs. Once identified, the Division shall work with the Department of Medical Assistance Services to

take appropriate enforcement actions to obtain medical support or repayments for the Medicaid program.