

SENATE BILL No. 1301

June 17, 2004, Introduced by Senators BARCIA, CROPSEY, HARDIMAN and
PATTERSON and referred to the Committee on Families and Human Services.

A bill to amend 1971 PA 174, entitled
"Office of child support act,"
by amending section 3 (MCL 400.233), as amended by 2002 PA 564.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. The office shall do all of the following:

2 (a) Serve as a state agency authorized to administer title
3 IV-D.

4 (b) Assist a governmental agency or department in locating an
5 adult responsible for the child for any of the following
6 purposes:

7 (i) To establish parentage.

8 (ii) To establish, set the amount of, modify, or enforce
9 support obligations.

10 (iii) To disburse support receipts.

11 (iv) To make or enforce child ~~custody or~~ parenting time

1 orders.

2 (c) Coordinate activity on a state level in a search for an
3 adult responsible for the child.

4 (d) Obtain information that directly relates to the identity
5 or location of an adult responsible for the child.

6 (e) Serve as the information agency as provided in the
7 revised uniform reciprocal enforcement of support act, 1952 PA 8,
8 MCL 780.151 to 780.183, and uniform interstate family support
9 act, 1996 PA 310, MCL 552.1101 to 552.1901.

10 (f) Develop guidelines for coordinating activities of a
11 governmental department, board, commission, bureau, agency, or
12 council, or a public or private agency, in providing information
13 necessary for the location of an adult responsible for the
14 child.

15 (g) Develop, administer, and coordinate with the state and
16 federal departments of treasury a procedure for offsetting the
17 state tax refunds and federal income tax refunds of a parent who
18 is obligated to support a child and who owes past due support.
19 The procedure shall include a guideline that the office submit to
20 the state department of treasury, not later than November 15 of
21 each year, all requests for the offset of state tax refunds
22 claimed on returns filed or to be filed for that tax year.

23 (h) Develop and implement a statewide information system to
24 facilitate the establishment and enforcement of child support
25 obligations.

26 (i) Publicize through regular and frequent, nonsexist public
27 service announcements the availability of support establishment

1 and enforcement services.

2 (j) Develop and implement in cooperation with financial
3 institutions a data matching and lien and levy system to identify
4 assets of and to facilitate the collection of support from the
5 assets of individuals who have an account at a financial
6 institution and who are obligated to pay support as provided in
7 this act.

8 (k) Provide discovery and support for support enforcement
9 activities as provided in the support and parenting time
10 enforcement act, 1982 PA 295, MCL 552.601 to 552.650.

11 (l) Have in effect safeguards against the unauthorized use or
12 disclosure of case record information that are designed to
13 protect the privacy rights of the parties as specified in
14 sections 454 and 454a of title IV-D, 42 ~~U.S.C.~~ **USC** 654 and
15 654a, and that are consistent with the use and disclosure
16 standards provided under section 64 of the social welfare act,
17 1939 PA 280, MCL 400.64.

18 (m) As provided in section 10 for friend of the court cases,
19 centralize administrative enforcement remedies and develop and
20 implement a centralized enforcement program to facilitate the
21 collection of support.

22 Enacting section 1. This amendatory act takes effect
23 January 1, 2005.

24 Enacting section 2. This amendatory act does not take
25 effect unless House Bill No. 5949
26 of the 92nd Legislature is enacted into
27 law.