

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 911

Short Title: Child Support Funds.

(Public)

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Sponsors: Senator Sands.

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Referred to: Appropriations.

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May 13, 1991

A BILL TO BE ENTITLED

1 AN ACT TO APPROPRIATE FUNDS TO THE DEPARTMENT OF HUMAN  
2 RESOURCES TO IMPROVE DISTRIBUTION OF CHILD SUPPORT  
3 COLLECTIONS TO FAMILIES.  
4

5 The General Assembly of North Carolina enacts:

6 Section 1. (a) Notwithstanding G.S. 114-2.1, the State may enter into a  
7 consent judgment in the case of Cassell, et al. v. Flaherty, et al., C-C-90-0010-M,  
8 United States District Court for the Western District of North Carolina, Charlotte  
9 Division.

10 (b) The consent judgment authorized by subsection (a) of this section is  
11 subject to G.S. 114-2.2.

12 (c) In the event a consent agreement is reached, funds appropriated to enable  
13 the Child Support Enforcement Section, Division of Social Services, Department of  
14 Human Resources to distribute child support collections based upon the date the  
15 payment is withheld from an obligor's disposable income may be used to implement that  
16 consent judgment. Implementation costs may include:

- 17 (1) Quarterly notices to clients;  
18 (2) Toll-free telephone number;  
19 (3) Four Account Technician II positions;  
20 (4) System enhancements; and  
21 (5) Court-ordered costs.

22 (d) The Office of State Budget and Management and the Department of  
23 Human Resources shall provide quarterly reports on expenditures authorized under this

1 section to the Joint Legislative Commission on Governmental Operations and to the  
2 Fiscal Research Division.

3 (e) The Office of State Budget and Management and the Department of  
4 Human Resources shall report annually on expenditures and progress in achieving  
5 necessary improvements in the distribution of child support collection. Reports shall be  
6 submitted to the Governor, the Joint Legislative Commission on Governmental  
7 Operations, and the Fiscal Research Division not later than May 1, 1992, and annually  
8 thereafter.

9 Sec. 2. There is appropriated from the General Fund to the Department of  
10 Human Resources, Division of Social Services, the sum of \$467,144 for the 1991-92  
11 fiscal year for the purpose of covering expenses incurred as a result of lawsuit. Funds  
12 appropriated in this act shall be deposited in a nonreverting fund account in the  
13 Department of Human Resources, Division of Social Services, that the department shall  
14 establish for that purpose. Any unexpended and unencumbered funds remaining in the  
15 nonreverting account on July 1, 1995, shall revert to the General Fund on that date.

16 Sec. 3. This act becomes effective July 1, 1991.