

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 906

Short Title: Child Support for Children.

(Public)

Sponsors: Representatives Ellis; Arnold, Balmer, Berry, Brawley, J. Brown, Church, Crawford, Culp, Cummings, Daughtry, Decker, Dickson, Dockham, Edwards, Esposito, Flaherty, Fussell, Gardner, Grady, Gray, Hayes, Hensley, Howard, Ives, Joye, Justus, Kuczmariski, Lemmond, McCombs, Miner, Mitchell, Moore, Nichols, J. Preston, Russell, Stewart, Weatherly, C. Wilson, P. Wilson, and Wood.

Referred to: Judiciary III.

April 13, 1993

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE COST OF COLLECTING CHILD SUPPORT
ARREARAGES THROUGH THE SETOFF DEBT COLLECTION ACT SHALL
NOT BE DEDUCTED FROM THE ARREARAGES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105A-13 reads as rewritten:

"§ 105A-13. Disposition of proceeds collected; collection assistance fees.

(a) Upon effecting final setoffs, the Department shall periodically write checks to the respective claimant agencies for the net proceeds collected on their behalf.

(b) Each year the Department shall ~~calculate~~determine its actual cost of collection ~~as a percentage of the immediately preceding year's collections under the Setoff Debt Collection Act and~~ under the Setoff Debt Collection Act for the immediately preceding year and shall calculate the percentage that cost represents of the preceding year's collections excluding collections of child support arrearages under G.S. 105A-2(1)d. The Department shall retain that percentage from the gross proceeds collected by the Department through setoff for the current fiscal ~~year.~~year, other than the gross proceeds collected of child support arrearages under G.S. 105A-2(1)d."

Sec. 2. This act becomes effective July 1, 1993.