

MAINE STATE LEGISLATURE

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126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 374

S.P. 154

In Senate, February 12, 2013

**An Act To Eliminate the Child Support Collecting Fee Charged to a
Person Who Has Never Received Assistance under a State Program**

Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator TUTTLE of York.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 19-A MRSA §2103, sub-§3-A**, as amended by PL 2011, c. 477, Pt. L, §2,
3 is further amended to read:

4 **3-A. Service fee.** In the case of an individual who has never received assistance
5 under a state program and for whom the State has collected at least \$500 in child support,
6 the State shall impose an annual \$25 fee for each child support enforcement case that is:

7 A. Retained by the State from child support collected on behalf of the individual
8 after the collected support exceeds \$500;

9 B. Paid by the individual applying for services;

10 C. Recovered from the noncustodial parent; or

11 D. Paid by the State out of its own funds. The annual fee may not be considered as
12 an administrative cost of the State for operation of child support enforcement services
13 and must be considered income to the program under which the individual has
14 received child support enforcement services.

15 The nonfederal share of the annual fee collected pursuant to this subsection must be
16 deposited as General Fund undedicated revenue.

17 The fee required under this subsection may not be imposed under paragraphs A and B on
18 an individual who did not receive assistance under a state program for which the
19 individual was eligible.

20 **SUMMARY**

21 This bill provides that the State may not impose a fee for collection of child support
22 on an individual who never received assistance under a state program if the individual
23 would have been eligible for such assistance.