

CORRECTED

SESSION OF 2007

**CONFERENCE COMMITTEE REPORT BRIEF
HOUSE BILL NO. 2393**

As Agreed to April 2, 2007

Brief*

HB 2393 would amend child support orders; child support payment requirements; and licenses and permits authorized by the Kansas Department of Wildlife and Parks. The bill would make the following changes:

- Implement the Kansas Supreme Court Guidelines on medical support requirements in statute and require the judge to consider, as one of several factors, the child's access to benefits that are included in a health benefit plan, when deciding which parent or plan will be part of the child's medical support order;
- Implement an annual fee to non-public assistance families as allowed under the federal Social Security Act, Title IV-D, for child support enforcement services;
- Clarify that when an attorney provides legal services on behalf of the Secretary of Social and Rehabilitation Services for the families of Title IV-D cases, the attorney client relationship would be between the Secretary and the attorney;
- Conform the distribution of funds to the "family-friendly" provisions provided in the federal Social Security Act, Title IV-D, in state statute;

*Conference committee report briefs are prepared by the Legislative Research Department and do not express legislative intent. No summary is prepared when the report is an agreement to disagree. Conference committee report briefs may be accessed on the Internet at <http://www.kslegislature.org/kldr>

- Require the Secretary of Social and Rehabilitation Services to notify the court trustees on a quarterly basis of all parties owing arrearages on child support orders, the court trustee also would notify the Secretary when the arrearages have been paid;
- Exempt child support judgements from dormancy as of July 1, 2007, except that a child support judgement would continue to lose its status as a lien on the debtor's real estate as it is in current law; and
- Require the Kansas Department of Wildlife and Parks to not issue a license or permit to an applicant if the applicant is on the Secretary's list of delinquent support debtors.
 - The bill would authorize the district court trustees to provide electronic files of child support debtors to the Department of Social and Rehabilitation Services, so that those debtors could be forwarded to the Department of Wildlife and Parks for matching against applicants for licenses or permits.

Conference Committee Action

The Conference Committee agreed to insert the provisions of the original HB 2393, dealing with municipal court issues, into SB 31. Subsequently, the provisions of HB 2451, dealing with child support matters, were put into HB 2393. Sections one and eight of the original HB 2393 were deleted.

Background

The only conferee for HB 2451 was a representative of the Department of Social and Rehabilitation Services who appeared as a proponent for the bill. The House Committee added provisions of HB 2143 into the bill.

The fiscal note on the original bill made the following findings:

- The Department of Social and Rehabilitation Services (SRS) states that HB 2451 would prevent the loss of approximately \$36.0 million in federal child support enforcement funds. This loss of federal funding will occur if state law does not meet the requirements of the federal Deficit Reduction Act of 2005 (DRA).
- The new fee for families that have never been on public assistance would increase child support enforcement revenues by \$189,526 in FY 2008. Approximately 66.0 percent of those additional fees must be paid to the federal government, so the revenue in the SRS Fee Fund would increase by only \$64,439. The fee would be in effect for only the last three quarters of FY 2008. Therefore, in FY 2009 and subsequent years, the increase in child support enforcement revenues would total \$252,700. Of this amount, \$85,918 would go to the SRS Fee Fund.
- Implementing HB 2451 would require child support enforcement system enhancements and increased costs for changing forms and notifying child support enforcement families. The total one-time cost is estimated to be \$292,450, of which \$99,433 would be paid from the SRS Fee Fund. The remaining amount, \$193,017 would be paid from federal funds. The recommended budget for SRS in *The FY 2008 Governor's Budget Report* assumes the state will receive continued child support enforcement funding, but does not include the additional revenues or expenses noted above.

children and youth, child support