

By: Senator(s) Huggins

To: Appropriations

SENATE BILL NO. 3038

1 AN ACT TO AMEND SECTION 43-19-55, MISSISSIPPI CODE OF 1972,
2 TO ESTABLISH A FAMILY SUPPORT REGISTRY FUND CONSISTING OF
3 UNDELIVERABLE CHILD SUPPORT PAYMENTS AND FEES TO BE USED FOR THE
4 SUPPORT OF THE CHILD SUPPORT UNIT; AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** Section 43-19-55, Mississippi Code of 1972, is
7 amended as follows:

8 43-19-55. (1) The State Department of Human Services shall
9 be authorized in maintaining separate accounts with Mississippi
10 banks to handle funds received as incentives from the federal
11 government earned as a result of collecting support and also any
12 funds maintained on deposit as a result of federal and state
13 income tax offsets and any other relevant account, and to
14 aggressively manage the float in these accounts so as to accrue
15 maximum interest advantage of the funds in the account, and to
16 retain all earned interest on these funds to be applied to defray
17 the expenses of the Child Support Unit.

18 (2) There is hereby created in the State Treasury a fund to
19 be known as the Family Support Registry Fund, which shall consist
20 of any monies credited thereto from the investment earnings on
21 monies deposited with the State Treasury, monies accruing from
22 collections for child support received by the Family Support
23 Registry, any undeliverable child support payments, and any fees
24 collected pursuant to Section 43-19-37. Monies in the Family
25 Support Registry Fund shall be appropriated to the State
26 Department of Human Services to reimburse the Family Support
27 Registry for unfunded payments by obligors or for other incidental
28 expenditures associated with the operation of the Child Support

29 Unit. At the end of any fiscal year, all unexpended and
30 unencumbered monies in the Family Support Registry Fund shall
31 remain in the fund and shall not be credited or transferred to the
32 General Fund or any other fund of the state; except that any
33 non-IV-D child support payments that are undeliverable after two
34 (2) years shall be considered unclaimed property for purposes of
35 the "Unclaimed Property Act" and shall be reported to the State
36 Treasurer for purposes of locating the payee. Consistent with the
37 requirements for confidentiality of information regarding child
38 support, the Child Support Unit shall specify the amount of money
39 that is unclaimed and provide sufficient identifying information,
40 if available, to allow the administrator to locate the payee.

41 **SECTION 2.** This act shall take effect and be in force from
42 and after July 1, 2004.