

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.