

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 529 Session of 2009

INTRODUCED BY CASORIO, THOMAS, BELFANTI, BEYER, BRENNAN, BROWN, ELLIS, FLECK, FREEMAN, HARKINS, HARPER, LONGIETTI, MANN, MUNDY, O'NEILL, PETRI, READSHAW, REICHLEY, ROAE, ROSS, SIPTROTH, SWANGER, VULAKOVICH AND WALKO, FEBRUARY 19, 2009

REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 19, 2009

AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania  
2 Consolidated Statutes, in support matters generally, further  
3 providing for costs and fees and for State disbursement unit.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Sections 4351(a.1) and 4374(c)(3) and (d)(2) of  
7 Title 23 of the Pennsylvania Consolidated Statutes are amended  
8 to read:

9 § 4351. Costs and fees.

10 \* \* \*

11 (a.1) Annual fee.--The Commonwealth shall impose a fee of  
12 \$25 in each case in which an individual has never received  
13 assistance under Title IV-A of the Social Security Act (49 Stat.  
14 620, 42 U.S.C. § 301 et seq.) and for whom the Commonwealth has  
15 collected at least \$500 of support in a Federal fiscal year.  
16 [The Commonwealth shall pay the \$25 fee for those cases in which  
17 the annual collection is between \$500 and \$1,999.99.] The \$25

1 fee shall be collected from the [custodial] parent who owes the  
2 child support obligation in [cases where annual collections  
3 equal \$2,000 or more] all cases in which a fee is imposed under  
4 this subsection.

5 \* \* \*

6 § 4374. State disbursement unit.

7 \* \* \*

8 (c) Allocation of collections.--Subject to subsections (d),  
9 (e), (f) and (f.1), support collected on behalf of a family  
10 shall be distributed as follows:

11 \* \* \*

12 (3) In the case of a family that never received cash  
13 assistance from the Commonwealth, all support collections  
14 shall be paid to the family with the exception of the  
15 federally mandated \$25 annual fee collected from the  
16 [custodial] parent who owes the child support obligation as  
17 required under section 4351(a.1) (relating to costs and  
18 fees).

19 (d) Retention by Commonwealth.--

20 \* \* \*

21 (2) Notwithstanding any other provision of law, the  
22 federally mandated \$25 annual fee collected from the  
23 [custodial] parent who owes the child support obligation as  
24 required under section 4351(a.1) shall be retained by the  
25 department.

26 \* \* \*

27 Section 2. This act shall take effect immediately.