

LEGISLATIVE BILL 417

Approved by the Governor March 9, 1983

Introduced by Public Health and Welfare Committee,
Fenger, 45, Chairperson; Wesely, 26;
Barrett 39; Doyle, 14; Higgins, 9;
R. Peterson, 21; Rupp, 22

AN ACT to amend section 43-512.05, Revised Statutes Supplement, 1982, relating to child support; to modify provisions relating to reimbursement for costs; to eliminate a collection service fee; to repeal the original section, and also section 42-358.09, Revised Statutes Supplement, 1982; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 43-512.05, Revised Statutes Supplement, 1982, be amended to read as follows:

43-512.05. (1) The clerks of the district courts shall furnish the Department of Public Welfare information necessary to properly account for the child support payments transmitted to the department. The clerk of each district court shall negotiate and enter into a written agreement with the department to reimburse the county for seventy-five per cent of in order to receive reimbursement for the costs incurred in carrying out the provisions of this section and sections 43-512 to 43-512-04 and 43-512-06 to 43-512.10.

(2) Before funds are advanced for administrative expenses of the county attorney's office, the The Director of Public Welfare and the county attorney shall negotiate and may enter into a written agreement regarding the determination of paternity and child support enforcement for the purpose of implementing the provisions of this section and sections 43-512 to 43-512-04 and 43-512-06 to 43-512.10. Paternity shall be established when it can be determined that the collection of child support is feasible. The department shall reimburse the county for seventy-five per cent of the costs incurred in carrying out the provisions of this section and sections 43-512 to 43-512-04 and 43-512-06 to 43-512.10.

(3) Such The department shall adopt and promulgate rules and regulations regarding the rate and manner of reimbursement for costs incurred in carrying out

sections 43-512 to 43-512.10, taking into account relevant federal law, available federal funds, and any appropriations made by the Legislature. Any reimbursement funds shall be added to the budgets of those county officials who have performed the services as called for in the cooperative agreements and carried over from year to year as required by law.

Sec. 2. That original section 43-512.05, Revised Statutes Supplement, 1982, and also section 42-358.09, Revised Statutes Supplement, 1982, are repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.