

HOUSE BILL 1634

By Littleton

AN ACT to amend Tennessee Code Annotated, Title 36, Chapter 5, Part 1, relative to reimbursements to clerks of court for activities involving child support.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 36-5-117(b), is amended by deleting the subsection and substituting instead the following:

(b) The actual costs are set according to the determination by the department pursuant to federal regulations relative to allowable and reimbursable costs under the Title IV-D child support enforcement program and for which federal financial participation is available.

SECTION 2. Tennessee Code Annotated, Section 36-5-117(c), is amended by deleting the subsection and substituting instead the following:

(c)

(1) The department shall conduct a study of the actual costs of the activities described for reimbursement pursuant to this section, and shall make a determination of the amount of funds generated by the collection of the fee on the collection of child support pursuant to § 8-21-403.

(2) When determining actual costs for services to be reimbursed, the department shall consider that such services include, but are not limited to, filing costs, issuance of process or subpoenas, entry of orders, provision of copies, transmission of data, mailing costs, customer service activities, billing, auditing, electronic fund transfer costs, accounting activities, space, storage and personnel costs, equipment and materials costs, and any other reasonably

related expenses that are not otherwise provided by the state or the federal government, or by a litigant, and that are allowable costs for federal financial participation.

SECTION 3. Tennessee Code Annotated, Section 36-5-117(d), is amended by deleting the subsection and substituting instead the following:

(d) The department shall review the costs for the clerks to provide such services on a biennial basis and adjust the costs as permitted by federal law and regulations and for which federal financial participation is available. The department shall report the cost information to the comptroller of the treasury and to the department of finance and administration on a biennial basis.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.