

STATE OF OKLAHOMA

2nd Session of the 45th Legislature (1996)

HOUSE BILL NO. 2392

By: Seikel

AS INTRODUCED

An Act relating to poor persons; amending 56 O.S.

1991, Section 240.7, which relates to child support; authorizing release of the names of certain persons who owe past due child support to consumer reporting agency; providing conditions; authorizing certain charges; prohibiting release of information to certain consumer reporting agencies and other entities; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 56 O.S. 1991, Section 240.7, is amended to read as follows:

Section 240.7 A. The Department of Human Services shall establish procedures for the periodic release of the name and amount of child support arrearages ~~information of any parent who owes past due support~~ to consumer reporting agencies. Such information shall be released if:

~~1. The~~ the person obligated to pay child support pursuant to a support order is at least two (2) months past due or is in arrears for more than One Thousand Dollars (\$1,000.00); ~~and~~

~~2. The information regarding the amount of the support in arrears is requested by the consumer reporting agencies.~~

B. For purposes of this section the term consumer reporting agencies means any person who for a fee, dues or on a cooperative nonprofit basis regularly engages in whole or in part in the practice of assembling or evaluating consumer credit information or other information on consumers for the purpose of furnishing consumer reports to third parties and who uses any means or facility of interstate commerce for the purpose of preparing or furnishing consumer reports.

C. The Department may charge a reasonable fee based in actual costs of supplying such services if authorized by the federal government.

D. Such information shall not be made available to:

1. A consumer reporting agency which the state determines does not have sufficient capability to systematically and timely make accurate use of such information; or

2. An entity which has not furnished evidence satisfactory to the Department of Human Services that the entity is a consumer reporting agency.

E. The person obligated for such support shall be notified prior to the release of such information and shall be given ~~an~~ a reasonable opportunity to be heard as to the accuracy of the information to be released.

SECTION 2. This act shall become effective November 1, 1996.

45-2-8162

KSM