

SHORT TITLE: Poor persons; administrative procedures; modifying
statutory language; effective date.

STATE OF OKLAHOMA

2nd Session of the 45th Legislature (1996)

SENATE BILL NO. 1093

By: Cain

AS INTRODUCED

An Act relating to poor persons; amending 56 O.S. 1991, Section 238.6, as amended by Section 20, Chapter 356, O.S.L. 1994 (56 O.S. Supp. 1995, Section 238.6), which relates to the use of administrative procedures; clarifying language; and providing an effective date.

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

SECTION 1. AMENDATORY 56 O.S. 1991, Section 238.6, as amended by Section 20, Chapter 356, O.S.L. 1994 (56 O.S. Supp. 1995, Section 238.6), is amended to read as follows:

Section 238.6. A. The administrative procedures provided for by the provisions of Sections 238.1 and 238.4 of this title and ~~Section 5 of this act~~ 89 of Title 10 of the Oklahoma Statutes shall be available to determine the support debt accrued and accruing for children receiving public assistance in this state or in other states where said sister state has requested the assistance of the Department of Human Services in establishing and enforcing the support debt created through payment of public assistance under the program of Aid to Families with Dependent Children, pursuant to the provisions of Title IV-D of the Social Security Act, as amended.

B. Administrative procedures shall also be available to determine the amount of periodic support payments due from a debtor to the custodian or guardian of minor children not receiving Aid to Families with Dependent Children who has made proper application for services in establishing and enforcing the child support obligation

of a debtor, whether said application was made in this state or in another state.

C. Said administrative procedures shall also be available to implement those provisions of subsection J of Section 1171.3 of Title 12 of the Oklahoma Statutes, with regard to immediate income withholding. Notice of immediate income withholding shall be sent by the Department in the same manner as prescribed in subsection E of Section 240.2 of this title.

D. Administrative procedures shall be available to any party specified in paragraph 2 of subsection C of Section 237 of ~~Title 56 of the Oklahoma Statutes~~ this title who has actual custody of a child.

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

45-2-1928

CWI