

1 HB412
2 191505-1
3 By Representatives Mooney, Hanes, Whorton (R), Williams (JW),
4 Moore (B), Butler, Farley, Nordgren, Williams (P), Weaver
5 and Fridy
6 RFD: State Government
7 First Read: 13-FEB-18

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8 SYNOPSIS: This bill would require the Department of
9 Human Resources to require individuals to cooperate
10 with the Child Support Enforcement Division as a
11 condition of eligibility for Supplemental Nutrition
12 Assistance Program (SNAP) benefits.

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14 A BILL
15 TO BE ENTITLED
16 AN ACT

17
18 Relating to public assistance; to amend Section
19 38-10-5, Code of Alabama 1975, relating to the assignment of
20 certain child support enforcement payments, to require
21 individuals to cooperate with the Child Support Enforcement
22 Division as a condition of eligibility for Supplemental
23 Nutrition Assistance Program (SNAP) benefits.

24 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

25 Section 1. Section 38-10-5, Code of Alabama 1975, is
26 amended to read as follows:

27 "§38-10-5.

1 "(a) Notwithstanding any other provisions of this
2 article, as a condition of eligibility for aid, each recipient
3 of aid to families with dependent children shall have assigned
4 to the department by operation of law any rights to support
5 from any other person which ~~such~~ the recipient may have in his
6 or her own behalf or in behalf of any other family member for
7 whom the recipient is receiving aid, which accrued at the time
8 ~~such~~ the assignment is executed, which continue to accrue
9 until ~~said~~ the recipient family ceases to receive aid and
10 which may have effect as provided by the Social Security Act
11 and amendments thereto. Such assignment to the department of
12 the rights to any support owed up to the amount of aid paid by
13 the department to the recipient shall conform with the
14 requirements of the Social Security Act and amendments
15 thereto. Such assignment shall make the department assignee of
16 and to the right of such child or recipient or the person
17 having custody to collect and receive all support payments and
18 to initiate any support action existing now or in the future
19 under the laws of Alabama and for the purpose of conforming
20 and complying with the ~~provisions of the~~ Social Security Act
21 and amendments thereto. An assignment made in accordance with
22 ~~the provisions of~~ this article by a parent or other person of
23 any age shall be binding as if such parent or other person
24 were over the age of 19 years.

25 "(b) Notwithstanding subsection (a), the Department
26 of Human Resources shall require individuals to cooperate with
27 the Child Support Enforcement Division as a condition of

1 eligibility for Supplemental Nutrition Assistance Program
2 (SNAP) benefits, pursuant to 7 C.F.R. § 273.11(o) and 7 C.F.R.
3 273.11(p)."

4 Section 2. This act shall become effective on the
5 first day of the third month following its passage and
6 approval by the Governor, or its otherwise becoming law.