

105TH CONGRESS
1ST SESSION

H. R. 399

To prohibit the provision of financial assistance by the Federal Government to any person who is more than 60 days delinquent in the payment of any child support obligation.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 9, 1997

Mr. BILIRAKIS (for himself, Mr. CANADY of Florida, Mr. ROHRABACHER, Mr. MCHUGH, Mr. KING, and Mr. GILLMOR) introduced the following bill; which was referred to the Committee on Government Reform and Oversight

A BILL

To prohibit the provision of financial assistance the Federal Government to any person who is more than 60 days delinquent in the payment of any child support obligation.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Subsidy Termination
5 for Overdue Payments Act of 1997”.

1 **SEC. 2. CERTIFICATION OF COMPLIANCE WITH CHILD SUP-**
2 **PORT OBLIGATIONS REQUIRED AS A CONDI-**
3 **TION OF RECEIVING FEDERAL FINANCIAL AS-**
4 **SISTANCE.**

5 (a) IN GENERAL.—Except as provided in subsections
6 (b) and (c), an agency or instrumentality of the Federal
7 Government may not provide financial assistance to an ap-
8 plicant therefor unless the agency or instrumentality has
9 obtained from the applicant a certification that the appli-
10 cant is—

11 (1) not more than 60 days delinquent in the
12 payment of any child support obligation imposed by
13 a court or an order of an administrative process es-
14 tablished under State law; or

15 (2) if so delinquent, in compliance with a plan
16 or agreement entered into between the applicant and
17 the person to whom the payment is to be made or
18 a State providing services to the person with respect
19 to the collection of the support.

20 (b) EXEMPTION FOR FINANCIAL ASSISTANCE THAT
21 IS SUBJECT TO GARNISHMENT FOR FAILURE TO PAY
22 CHILD SUPPORT.—Subsection (a) shall not apply to an
23 amount of financial assistance to be provided to an appli-
24 cant to the extent that the amount is subject to garnish-
25 ment by reason of the failure of the applicant to pay a
26 child support obligation.

1 (c) GOOD CAUSE EXCEPTION.—Subsection (a) shall
2 not apply to an applicant for financial assistance with re-
3 spect to any period for which the applicant has good cause
4 (as determined by the agency or instrumentality involved)
5 for having failed to pay a child support obligation de-
6 scribed in subsection (a)(1), or having failed to enter into
7 or comply with a plan or agreement described in sub-
8 section (a)(2).

9 (d) REGULATIONS.—Within 6 months after the date
10 of the enactment of this section, each agency or instru-
11 mentality of the Federal Government that provides finan-
12 cial assistance shall prescribe such regulations as may be
13 necessary to comply with this section.

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