

S.B. NO. 2703

JAN 25 2012

A BILL FOR AN ACT

RELATING TO CHILD SUPPORT ENFORCEMENT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 576D-16, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) Beginning October 1, 1998, each employer in the State
4 shall report to the agency within twenty days of hire the name,
5 address, [~~and~~] social security number, and the date services for
6 remuneration were first performed of each new employee along
7 with the name, federal identification number, and address of the
8 employer. Each report shall be made on a W-4 form or its
9 equivalent, and may be transmitted by first class mail,
10 magnetically, or electronically. If an employer is transmitting
11 reports to the agency magnetically or electronically, the report
12 shall be transmitted twice monthly not less than twelve days nor
13 more than sixteen days apart. The agency shall maintain these
14 reports as the state directory of new hires."

15 SECTION 2. Section 576E-17, Hawaii Revised Statutes, is
16 amended by amending subsection (b) to read as follows:

1 "(b) Upon receipt of the copy of the notice, or upon
2 request of the responsible parent pursuant to the order, the
3 employer or union shall transfer the notice to the appropriate
4 plan providing health care coverage for which the child is
5 eligible within twenty business days after the date of the
6 notice or enroll the dependent child as a beneficiary in the
7 group medical insurance plan and withhold any required premium
8 from the responsible parent's income. If more than one plan is
9 offered by the employer or union, the child shall be enrolled in
10 the plan in which the responsible parent is enrolled or the
11 least costly plan otherwise available to the responsible parent
12 that is comparable to the plan in which the responsible parent
13 is enrolled. An employer who has received a copy of the notice
14 shall inform the agency when the employment of the responsible
15 parent is terminated."

16 SECTION 3. Statutory material to be repealed is bracketed
17 and stricken. New statutory material is underscored.

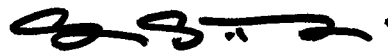
18 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY: _____



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BY REQUEST

1 **Report Title:**

Child Support Enforcement

Description:

Includes the date that services for remuneration were first performed as information to be provided to the Child Support Enforcement Agency through the new hire reporting process.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

JUSTIFICATION SHEET

SB. NO. 2703

DEPARTMENT: Attorney General

TITLE: A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT.

PURPOSE: To clarify the requirement for new hire reporting to include the date services for remuneration were first performed by the employee as part of the information to be furnished by employers; and to clarify that employers receiving the notice of medical support have twenty business days after the date of the notice to transfer the notice to the appropriate plan providing health care coverage and are required to notify the Child Support Enforcement Agency when employment is terminated.

MEANS: Amend sections 576D-16(a) and 576E-17, Hawaii Revised Statutes.

JUSTIFICATION: The Claims Resolution Act (Public Law No. 111-291) makes reforms to the Unemployment Insurance (UI) program, including the new requirement that employers report to the State Directory of New Hires (SDNH) the date that an employee first performs services for pay. This is an anti-fraud measure aimed at reducing the number of overpayments to individuals receiving UI benefits. The new SDNH reporting requirement goes into effect June 8, 2011. The law amends section 453A of the Social Security Act, effective June 8, 2011. Under 42 U.S.C. § 666(a)(19), employers have twenty business days after the date of the medical support notice to transfer the notice to the appropriate plan providing health care coverage and are required to notify the state IV-D agency when employment is terminated.

Impact on the public: This measure would benefit the public by helping to ensure that

information is obtained to correctly calculate UI benefits, expediting health care coverage for children, and making the child support enforcement process more efficient.

Impact on the department and other agencies:
If federal requirements are not met, eligibility for federal welfare funding and federal funding of child support enforcement programs may be jeopardized.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM

DESIGNATION: ATG 500

OTHER AFFECTED

AGENCIES: None.

EFFECTIVE

DATE: Upon approval.