



General Assembly

February Session, 2004

**Amendment**

LCO No. 3640

\*SB0059603640HDO\*

Offered by:  
REP. BEAMON, 72<sup>nd</sup> Dist.

To: Subst. Senate Bill No. 596      File No. 459      Cal. No. 430

**"AN ACT CONCERNING IMPROVED PROCESSING OF CHILD  
SUPPORT CASES."**

1      After the last section, add the following and renumber sections and  
2      internal references accordingly:

3      "Sec. 501. (NEW) (*Effective October 1, 2004*) (a) There is established a  
4      Children's Trust Fund. The fund shall constitute an instrumentality of  
5      the state and shall perform essential governmental functions, as  
6      provided in this section and section 502 of this act. The fund shall  
7      receive and hold all payments and deposits or contributions intended  
8      for the fund until disbursed in accordance with the provisions of this  
9      section and section 502 of this act.

10      (b) The amounts on deposit in the fund shall not constitute property  
11      of the state and the fund shall not be construed to be a department,  
12      institution or agency of the state. Amounts on deposit in the fund shall  
13      not be commingled with state funds and the state shall have no claim  
14      to or against, or interest in, such amounts. Any contract entered into by  
15      or any obligation of the fund shall not constitute a debt or obligation of

16 the state and the state shall have no obligation to any designated  
17 beneficiary or any other person on account of the fund and all amounts  
18 obligated to be paid from the fund shall be limited to amounts  
19 available for such obligation on deposit in the fund. The amounts on  
20 deposit in the fund may only be disbursed in accordance with the  
21 provisions of this section and section 502 of this act. The fund shall  
22 continue in existence as long as it holds any deposits or has any  
23 obligations and until its existence is terminated by law and, upon  
24 termination, any unclaimed assets shall return to the state. Property of  
25 the fund shall be governed by section 3-61a of the general statutes.

26 (c) The State Treasurer shall be responsible for the receipt,  
27 maintenance, administration, investing and disbursements of amounts  
28 from the fund. The fund shall not receive deposits in any form other  
29 than cash. No depositor or designated beneficiary may direct the  
30 investment of any contributions or amounts held in the fund other  
31 than in the specific options provided for by the fund.

32 Sec. 502. (NEW) (*Effective October 1, 2004*) (a) For the purposes of this  
33 section, "support order" means a judgment, decree or order, whether  
34 temporary, final or subject to modification, issued by a court of  
35 competent jurisdiction, for the support and maintenance of a child,  
36 including a child who has attained the age of majority under the law of  
37 the issuing state, or a child and parent with whom the child is living,  
38 which provides for monetary support, health care, arrearages or  
39 reimbursement, and which may include related costs and fees, interest  
40 and penalties, income withholding, attorneys' fees and other relief.

41 (b) The Bureau of Child Support Enforcement within the  
42 Department of Social Services, in cooperation with the State Treasurer,  
43 shall deposit two per cent of all support orders administered by said  
44 bureau into the Children's Trust Fund established pursuant to section  
45 501 of this act. The sums deposited in such fund shall be maintained  
46 and accrue for the benefit of the minor child or children identified in  
47 the support order for such period of time as the support order remains  
48 in force and effect. The total sums maintained in such fund for the

49 benefit of a child identified in a support order shall be disbursed to  
50 such child when such child completes twelfth grade or attains the age  
51 of nineteen, whichever first occurs.

52 (c) The Commissioner of Social Services shall implement policies  
53 and procedures necessary to carry out the provisions of this section  
54 while in the process of adopting such policies and procedures in  
55 regulation form, provided notice of intent to adopt the regulations is  
56 published in the Connecticut Law Journal within twenty days after  
57 implementation. Such policies and procedures shall be effective until  
58 the time the final regulations are effective."