



# House of Representatives

General Assembly

**File No. 527**

January Session, 2013

Substitute House Bill No. 6369

*House of Representatives, April 16, 2013*

The Committee on Human Services reported through REP. ABERCROMBIE of the 83rd Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

## ***AN ACT CONCERNING CHILD SUPPORT AND ENFORCEMENT.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subdivision (2) of subsection (a) of section 17b-745 of the  
2 general statutes is repealed and the following is substituted in lieu  
3 thereof (*Effective October 1, 2013*):

4 (2) (A) The court or family support magistrate shall include in each  
5 support order in a IV-D support case a provision for the health care  
6 coverage of the child. Such provision may include an order for either  
7 parent or both parents to provide such coverage under any or all of  
8 [clauses (i), (ii) or (iii)] subparagraph (A)(i), (A)(ii) or (A)(iii) of this  
9 [subparagraph] subdivision.

10 (i) The provision for health care coverage may include an order for  
11 either parent to name any child as a beneficiary of any medical or  
12 dental insurance or benefit plan carried by such parent or available to  
13 such parent at a reasonable cost, as described in [clause (iv)]

14 subparagraph (A)(iv) of this [subparagraph] subdivision. If such order  
15 requires the parent to maintain insurance available through an  
16 employer, the order shall be enforced using a National Medical  
17 Support Notice as provided in section 46b-88.

18 (ii) The provision for health care coverage may include an order for  
19 either parent to: (I) Apply for and maintain coverage on behalf of the  
20 child under the HUSKY Plan, Part B; or (II) provide cash medical  
21 support, as described in [clauses (v) and (vi)] subparagraphs (A)(v)  
22 and (A)(vi) of this [subparagraph] subdivision. An order under this  
23 clause shall be made only if the cost to the parent obligated to maintain  
24 coverage under the HUSKY Plan, Part B, or provide cash medical  
25 support is reasonable as described in [clause (iv)] subparagraph (A)(iv)  
26 of this [subparagraph] subdivision. An order under [subclause (I)]  
27 subparagraph (A)(ii)(I) of this [clause] subdivision shall be made only  
28 if insurance coverage as described in [clause (i)] subparagraph (A)(i) of  
29 this [subparagraph] subdivision is unavailable at reasonable cost to  
30 either parent, or inaccessible to the child.

31 (iii) An order for payment of the child's medical and dental  
32 expenses, other than those described in [subclause (II) of clause (v)]  
33 subparagraph (A)(v)(II) of this [subparagraph] subdivision, that are  
34 not covered by insurance or reimbursed in any other manner shall be  
35 entered in accordance with the child support guidelines established  
36 pursuant to section 46b-215a.

37 (iv) Health care coverage shall be deemed reasonable in cost if: [(I)  
38 The] Such health care coverage does not exceed five per cent of the  
39 gross income of the parent obligated to maintain such coverage,  
40 [would qualify as a low-income obligor under] Gross income shall be  
41 determined in accordance with the child support guidelines  
42 established pursuant to section 46b-215a, based solely on such parent's  
43 income, [, and the cost does not exceed five per cent of such parent's  
44 net income; or (II) the parent obligated to maintain such coverage  
45 would not qualify as a low-income obligor under such guidelines and  
46 the cost does not exceed seven and one-half per cent of such parent's

47 net income. In either case, net income shall be determined in  
48 accordance with the child support guidelines established pursuant to  
49 section 46b-215a.] If a parent obligated to maintain insurance must  
50 obtain coverage for himself or herself to comply with the order to  
51 provide coverage for the child, reasonable cost shall be determined  
52 based on the combined cost of coverage for such parent and such child.

53 (v) Cash medical support means: (I) An amount ordered to be paid  
54 toward the cost of premiums for health insurance coverage provided  
55 by a public entity, including the HUSKY Plan, Part A or Part B, except  
56 as provided in [clause (vi)] subparagraph (A)(vi) of this  
57 [subparagraph] subdivision, or by another parent through  
58 employment or otherwise, or (II) an amount ordered to be paid, either  
59 directly to a medical provider or to the person obligated to pay such  
60 provider, toward any ongoing extraordinary medical and dental  
61 expenses of the child that are not covered by insurance or reimbursed  
62 in any other manner, provided such expenses are documented and  
63 identified specifically on the record. Cash medical support, as  
64 [described in subclauses (I) and (II)] defined in subparagraphs (A)(v)(I)  
65 and (A)(v)(II) of this [clause] subdivision, may be ordered in lieu of an  
66 order under [clause (i)] subparagraph (A)(i) of this [subparagraph]  
67 subdivision to be effective until such time as health insurance that is  
68 accessible to the child and reasonable in cost becomes available, or in  
69 addition to an order under [clause (i)] subparagraph (A)(i) of this  
70 [subparagraph] subdivision, provided the total cost to the obligated  
71 parent of insurance and cash medical support is reasonable, as  
72 described in [clause (iv)] subparagraph (A)(iv) of this [subparagraph]  
73 subdivision. An order for cash medical support shall be payable to the  
74 state or the custodial party, as their interests may appear, provided an  
75 order under [subclause (I)] subparagraph (A)(v)(I) of this [clause]  
76 subdivision shall be effective only as long as health insurance coverage  
77 is maintained. Any unreimbursed medical and dental expenses not  
78 covered by an order issued pursuant to [subclause (II)] subparagraph  
79 (A)(v)(II) of this [clause] subdivision are subject to an order for  
80 unreimbursed medical and dental expenses pursuant to [clause (iii)]  
81 subparagraph (A)(iii) of this [subparagraph] subdivision.

82 (vi) Cash medical support to offset the cost of any insurance payable  
83 under the HUSKY Plan, Part A or Part B, shall not be ordered against a  
84 noncustodial parent who is a low-income obligor, as defined in the  
85 child support guidelines established pursuant to section 46b-215a, or  
86 against a custodial parent of children covered under the HUSKY Plan,  
87 Part A or Part B.

88 (B) Whenever an order of the Superior Court or family support  
89 magistrate is issued against a parent to cover the cost of such medical  
90 or dental insurance or benefit plan for a child who is eligible for  
91 Medicaid benefits, and such parent has received payment from a third  
92 party for the costs of such services but such parent has not used such  
93 payment to reimburse, as appropriate, either the other parent or  
94 guardian or the provider of such services, the Department of Social  
95 Services may request the court or family support magistrate to order  
96 the employer of such parent to withhold from the wages, salary or  
97 other employment income of such parent to the extent necessary to  
98 reimburse the Department of Social Services for expenditures for such  
99 costs under the Medicaid program, except that any claims for current  
100 or past-due child support shall take priority over any such claims for  
101 the costs of such services.

102 Sec. 2. Section 29-1g of the general statutes is repealed and the  
103 following is substituted in lieu thereof (*Effective October 1, 2013*):

104 The Commissioner of Emergency Services and Public Protection  
105 may appoint not more than six persons nominated by the  
106 Commissioner of Social Services as special [policemen] police officers  
107 in the Bureau of Child Support Enforcement of the Department of  
108 Social Services for the service of any warrant or capias mittimus issued  
109 by the courts on child support matters. Such appointees, having been  
110 sworn, shall serve at the pleasure of the Commissioner of Emergency  
111 Services and Public Protection and, during such tenure, shall have all  
112 the powers conferred on state [policemen] police officers and state  
113 marshals, including access to all systemic resources available to state  
114 police officers.

115 Sec. 3. Subdivision (2) of subsection (f) of section 46b-84 of the  
116 general statutes is repealed and the following is substituted in lieu  
117 thereof (*Effective October 1, 2013*):

118 (2) The court shall include in each support order a provision for the  
119 health care coverage of the child who is subject to the provisions of  
120 subsection (a) or (b) of this section. Such provision may include an  
121 order for either parent or both parents to provide such coverage under  
122 any or all of subparagraphs (A), (B) or (C) of this subdivision.

123 (A) The provision for health care coverage may include an order for  
124 either parent to name any child as a beneficiary of any medical or  
125 dental insurance or benefit plan carried by such parent or available to  
126 such parent at a reasonable cost, as described in subparagraph (D) of  
127 this subdivision. If such order in a IV-D support case requires the  
128 parent to maintain insurance available through an employer, the order  
129 shall be enforced using a National Medical Support Notice as provided  
130 in section 46b-88.

131 (B) The provision for health care coverage may include an order for  
132 either parent to: (i) Apply for and maintain coverage on behalf of the  
133 child under the HUSKY Plan, Part B; or (ii) provide cash medical  
134 support, as described in subparagraphs (E) and (F) of this subdivision.  
135 An order under this subparagraph shall be made only if the cost to the  
136 parent obligated to maintain the coverage under the HUSKY Plan, Part  
137 B, or provide cash medical support is reasonable, as described in  
138 subparagraph (D) of this subdivision. An order under [clause (i)]  
139 subparagraph (B)(i) of this [subparagraph] subdivision shall be made  
140 only if insurance coverage as described in subparagraph (A) of this  
141 subdivision is unavailable at reasonable cost to either parent, or  
142 inaccessible to the child.

143 (C) An order for payment of the child's medical and dental  
144 expenses, other than those described in [clause (ii) of] subparagraph  
145 [(E)] (E)(ii) of this subdivision, that are not covered by insurance or  
146 reimbursed in any other manner shall be entered in accordance with  
147 the child support guidelines established pursuant to section 46b-215a.

148 (D) Health care coverage shall be deemed reasonable in cost if: [(i)  
149 The] Such health care coverage does not exceed five per cent of the  
150 gross income of the parent obligated to maintain such coverage,  
151 [would qualify as a low-income obligor under] Gross income shall be  
152 determined in accordance with the child support guidelines  
153 established pursuant to section 46b-215a, based solely on such parent's  
154 income, [, and the cost does not exceed five per cent of such parent's  
155 net income; or (ii) the parent obligated to maintain such coverage  
156 would not qualify as a low-income obligor under such guidelines and  
157 the cost does not exceed seven and one-half per cent of such parent's  
158 net income. In either case, net income shall be determined in  
159 accordance with the child support guidelines established pursuant to  
160 section 46b-215a.] If a parent obligated to maintain insurance must  
161 obtain coverage for himself or herself to comply with the order to  
162 provide coverage for the child, reasonable cost shall be determined  
163 based on the combined cost of coverage for such parent and such child.

164 (E) Cash medical support means: (i) An amount ordered to be paid  
165 toward the cost of premiums for health insurance coverage provided  
166 by a public entity, including the HUSKY Plan, Part A or Part B, except  
167 as provided in subparagraph (F) of this subdivision, or by another  
168 parent through employment or otherwise, or (ii) an amount ordered to  
169 be paid, either directly to a medical provider or to the person obligated  
170 to pay such provider, toward any ongoing extraordinary medical and  
171 dental expenses of the child that are not covered by insurance or  
172 reimbursed in any other manner, provided such expenses are  
173 documented and identified specifically on the record. Cash medical  
174 support, as described in [clauses (i) and (ii) of this subparagraph]  
175 subparagraphs (E)(i) and (E)(ii) of this subdivision may be ordered in  
176 lieu of an order under subparagraph (A) of this subdivision to be  
177 effective until such time as health insurance that is accessible to the  
178 child and reasonable in cost becomes available, or in addition to an  
179 order under subparagraph (A) of this subdivision, provided the  
180 combined cost of insurance and cash medical support is reasonable, as  
181 defined in subparagraph (D) of this subdivision. An order for cash  
182 medical support shall be payable to the state or the custodial party, as

183 their interests may appear, provided an order under [clause (i)]  
184 subparagraph (E)(i) of this [subparagraph] subdivision shall be  
185 effective only as long as health insurance coverage is maintained. Any  
186 unreimbursed medical and dental expenses not covered by an order  
187 issued pursuant to [clause (ii)] subparagraph (E)(ii) of this  
188 [subparagraph] subdivision are subject to an order for unreimbursed  
189 medical and dental expenses pursuant to subparagraph (C) of this  
190 subdivision.

191 (F) Cash medical support to offset the cost of any insurance payable  
192 under the HUSKY Plan, Part A or Part B, shall not be ordered against a  
193 noncustodial parent who is a low-income obligor, as defined in the  
194 child support guidelines established pursuant to section 46b-215a, or  
195 against a custodial parent of children covered under the HUSKY Plan,  
196 Part A or Part B.

197 Sec. 4. Subdivision (2) of subsection (a) of section 46b-171 of the  
198 general statutes is repealed and the following is substituted in lieu  
199 thereof (*Effective October 1, 2013*):

200 (2) In addition, the court or family support magistrate shall include  
201 in each support order in a IV-D support case a provision for the health  
202 care coverage of the child. Such provision may include an order for  
203 either parent or both parents to provide such coverage under any or all  
204 of subparagraphs (A), (B) or (C) of this subdivision.

205 (A) The provision for health care coverage may include an order for  
206 either parent to name any child as a beneficiary of any medical or  
207 dental insurance or benefit plan carried by such parent or available to  
208 such parent at a reasonable cost as described in subparagraph (D) of  
209 this subdivision. If such order requires the parent to maintain  
210 insurance available through an employer, the order shall be enforced  
211 using a National Medical Support Notice as provided in section 46b-  
212 88.

213 (B) The provision for health care coverage may include an order for  
214 either parent to: (i) Apply for and maintain coverage on behalf of the

215 child under the HUSKY Plan, Part B; or (ii) provide cash medical  
216 support, as described in subparagraphs (E) and (F) of this subdivision.  
217 An order under this subparagraph shall be made only if the cost to the  
218 parent obligated to maintain coverage under the HUSKY Plan, Part B,  
219 or provide cash medical support is reasonable, as described in  
220 subparagraph (D) of this subdivision. An order under [clause (i)]  
221 subparagraph (B)(i) of this [subparagraph] subdivision shall be made  
222 only if insurance coverage as described in subparagraph (A) of this  
223 subdivision is unavailable at reasonable cost to either parent, or  
224 inaccessible to the child.

225 (C) An order for payment of the child's medical and dental  
226 expenses, other than those described in [clause (ii) of] subparagraph  
227 [(E)] (E)(ii) of this subdivision, that are not covered by insurance or  
228 reimbursed in any other manner shall be entered in accordance with  
229 the child support guidelines established pursuant to section 46b-215a.

230 (D) Health care coverage shall be deemed reasonable in cost if: [(i)  
231 The] Such health care coverage does not exceed five per cent of the  
232 gross income of the parent obligated to maintain such coverage,  
233 [would qualify as a low-income obligor under] Gross income shall be  
234 determined in accordance with the child support guidelines  
235 established pursuant to section 46b-215a, based solely on such parent's  
236 income. [, and the cost does not exceed five per cent of such parent's  
237 net income; or (ii) the parent obligated to maintain such coverage  
238 would not qualify as a low-income obligor under such guidelines and  
239 the cost does not exceed seven and one-half per cent of such parent's  
240 net income. In either case, net income shall be determined in  
241 accordance with the child support guidelines established pursuant to  
242 section 46b-215a.] If a parent obligated to maintain insurance must  
243 obtain coverage for himself or herself to comply with the order to  
244 provide coverage for the child, reasonable cost shall be determined  
245 based on the combined cost of coverage for such parent and such child.

246 (E) Cash medical support means (i) an amount ordered to be paid  
247 toward the cost of premiums for health insurance coverage provided

248 by a public entity, including the HUSKY Plan, Part A or Part B, except  
249 as provided in subparagraph (F) of this subdivision, or by another  
250 parent through employment or otherwise, or (ii) an amount ordered to  
251 be paid, either directly to a medical provider or to the person obligated  
252 to pay such provider, toward any ongoing extraordinary medical and  
253 dental expenses of the child that are not covered by insurance or  
254 reimbursed in any other manner, provided such expenses are  
255 documented and identified specifically on the record. Cash medical  
256 support, as described in [clauses (i) and (ii) of this subparagraph]  
257 subparagraphs (E)(i) and (E)(ii) of this subdivision, may be ordered in  
258 lieu of an order under subparagraph (A) of this subdivision to be  
259 effective until such time as health insurance that is accessible to the  
260 child and reasonable in cost becomes available, or in addition to an  
261 order under subparagraph (A) of this subdivision, provided the total  
262 cost to the obligated parent of insurance and cash medical support is  
263 reasonable, as described in subparagraph (D) of this subdivision. An  
264 order for cash medical support shall be payable to the state or the  
265 custodial party, as their interests may appear, provided an order under  
266 [clause (i) of this] subparagraph (E)(i) of this subdivision shall be  
267 effective only as long as health insurance coverage is maintained. Any  
268 unreimbursed medical and dental expenses not covered by an order  
269 pursuant to [clause (ii) of this] subparagraph (E)(ii) of this subdivision  
270 are subject to an order for unreimbursed medical and dental expenses  
271 pursuant to subparagraph (C) of this subdivision.

272 (F) Cash medical support to offset the cost of any insurance payable  
273 under the HUSKY Plan, Part A or Part B, shall not be ordered against a  
274 noncustodial parent who is a low-income obligor, as defined in the  
275 child support guidelines established pursuant to section 46b-215a, or  
276 against a custodial parent of children covered under the HUSKY Plan,  
277 Part A or Part B.

278 Sec. 5. Subdivision (2) of subsection (a) of section 46b-215 of the  
279 general statutes is repealed and the following is substituted in lieu  
280 thereof (*Effective October 1, 2013*):

281 (2) Any such support order in a IV-D support case shall include a  
282 provision for the health care coverage of the child. Such provision may  
283 include an order for either parent or both parents to provide such  
284 coverage under any or all of subparagraphs (A), (B) or (C) of this  
285 subdivision.

286 (A) The provision for health care coverage may include an order for  
287 either parent to name any child as a beneficiary of any medical or  
288 dental insurance or benefit plan carried by such parent or available to  
289 such parent at a reasonable cost, as defined in subparagraph (D) of this  
290 subdivision. If such order requires the parent to maintain insurance  
291 available through an employer, the order shall be enforced using a  
292 National Medical Support Notice as provided in section 46b-88.

293 (B) The provision for health care coverage may include an order for  
294 either parent to: (i) Apply for and maintain coverage on behalf of the  
295 child under the HUSKY Plan, Part B; or (ii) provide cash medical  
296 support, as described in subparagraphs (E) and (F) of this subdivision.  
297 An order under this subparagraph shall be made only if the cost to the  
298 parent obligated to maintain coverage under the HUSKY Plan, Part B,  
299 or provide cash medical support is reasonable, as defined in  
300 subparagraph (D) of this subdivision. An order under [clause (i) of  
301 this] subparagraph (B)(i) of this subdivision shall be made only if  
302 insurance coverage as described in subparagraph (A) of this  
303 subdivision is unavailable at reasonable cost to either parent, or  
304 inaccessible to the child.

305 (C) An order for payment of the child's medical and dental  
306 expenses, other than those described in [clause (ii) of] subparagraph  
307 [(E)] (E)(ii) of this subdivision, that are not covered by insurance or  
308 reimbursed in any other manner shall be entered in accordance with  
309 the child support guidelines established pursuant to section 46b-215a.

310 (D) Health care coverage shall be deemed reasonable in cost if: [(i)  
311 The] Such health care coverage does not exceed five per cent of the  
312 gross income of the parent obligated to maintain such coverage,  
313 [would qualify as a low-income obligor under] Gross income shall be

314 determined in accordance with the child support guidelines  
315 established pursuant to section 46b-215a, based solely on such parent's  
316 income, [, and the cost does not exceed five per cent of such parent's  
317 net income; or (ii) the parent obligated to maintain such coverage  
318 would not qualify as a low-income obligor under such guidelines and  
319 the cost does not exceed seven and one-half per cent of such parent's  
320 net income. In either case, net income shall be determined in  
321 accordance with the child support guidelines established pursuant to  
322 section 46b-215a.] If a parent obligated to maintain insurance must  
323 obtain coverage for himself or herself to comply with the order to  
324 provide coverage for the child, reasonable cost shall be determined  
325 based on the combined cost of coverage for such parent and such child.

326 (E) Cash medical support means (i) an amount ordered to be paid  
327 toward the cost of premiums for health insurance coverage provided  
328 by a public entity, including the HUSKY Plan, Part A or Part B, except  
329 as provided in subparagraph (F) of this subdivision, or by another  
330 parent through employment or otherwise, or (ii) an amount ordered to  
331 be paid, either directly to a medical provider or to the person obligated  
332 to pay such provider, toward any ongoing extraordinary medical and  
333 dental expenses of the child that are not covered by insurance or  
334 reimbursed in any other manner, provided such expenses are  
335 documented and identified specifically on the record. Cash medical  
336 support, as described in [clauses (i) and (ii) of this subparagraph]  
337 subparagraphs (E)(i) and (E)(ii) of this subdivision, may be ordered in  
338 lieu of an order under subparagraph (A) of this subdivision to be  
339 effective until such time as health insurance that is accessible to the  
340 child and reasonable in cost becomes available, or in addition to an  
341 order under subparagraph (A) of this subdivision, provided the total  
342 cost to the obligated parent of insurance and cash medical support is  
343 reasonable, as described in subparagraph (D) of this subdivision. An  
344 order for cash medical support shall be payable to the state or the  
345 custodial party, as their interests may appear, provided an order under  
346 [clause (i) of this] subparagraph (E)(i) of this subdivision shall be  
347 effective only as long as health insurance coverage is maintained. Any  
348 unreimbursed medical and dental expenses not covered by an order

349 issued pursuant to [clause (ii) of this] subparagraph (E)(ii) of this  
 350 subdivision are subject to an order for unreimbursed medical and  
 351 dental expenses pursuant to subparagraph (C) of this subdivision.

352 (F) Cash medical support to offset the cost of any insurance payable  
 353 under the HUSKY Plan, Part A or Part B, shall not be ordered against a  
 354 noncustodial parent who is a low-income obligor, as defined in the  
 355 child support guidelines established pursuant to section 46b-215a, or  
 356 against a custodial parent of children covered under the HUSKY Plan,  
 357 Part A or Part B.

358 Sec. 6. Subsection (d) of section 52-56 of the general statutes is  
 359 repealed and the following is substituted in lieu thereof (*Effective*  
 360 *October 1, 2013*):

361 (d) The execution or service of any *capias* issued pursuant to section  
 362 52-143 or 54-2a or any warrant or *capias mittimus* issued by a court or  
 363 family support magistrate in a family support matter may be made in  
 364 any precinct in the state by any state marshal of any precinct, [or] any  
 365 special [policeman] police officer appointed under section 29-1g, as  
 366 amended by this act, or any judicial marshal authorized under section  
 367 46b-225, having such *capias*, warrant or *capias mittimus*, or a copy  
 368 thereof made by any photographic, micrographic, electronic imaging  
 369 or other process, which clearly and accurately copies such original  
 370 document, in his or her hands for service.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2013</i>	17b-745(a)(2)
Sec. 2	<i>October 1, 2013</i>	29-1g
Sec. 3	<i>October 1, 2013</i>	46b-84(f)(2)
Sec. 4	<i>October 1, 2013</i>	46b-171(a)(2)
Sec. 5	<i>October 1, 2013</i>	46b-215(a)(2)
Sec. 6	<i>October 1, 2013</i>	52-56(d)

**HS**            *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

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**OFA Fiscal Note****State Impact:** None**Municipal Impact:** None**Explanation**

The bill makes several changes to the child support statutes. These include altering the maximum amount a court can order a parent to pay for health insurance and giving child support enforcement officers access to certain data systems. There is no fiscal impact.

**The Out Years****State Impact:** None**Municipal Impact:** None

**OLR Bill Analysis****sHB 6369*****AN ACT CONCERNING CHILD SUPPORT AND ENFORCEMENT.*****SUMMARY:**

This bill makes several unrelated changes in the child support statutes.

It changes the maximum amount a court can order a parent to pay for reasonable health insurance in child support cases. The current calculation is based on a percentage of a parent's net income (up to 5% for low-income obligors and 7.5% for others). The bill, instead, uses gross income as its base and makes 5% the maximum for all parents. By doing so, it increases the amount low-income parents can be ordered to pay, but reduces it for other parents.

The bill gives child support enforcement officers access to all systemic resources available to state police officers. By law, such officers have all the powers conferred on state police and marshals.

By law, a judicial marshal has limited authority to serve a *capias mittimus* (a warrant in certain child support cases) on anyone already in his or her custody or physically present in the courthouse where the marshal provides security. The bill allows the marshal to use a copy of the *capias* for service instead of the actual document.

The bill also makes several minor, technical, and conforming changes.

EFFECTIVE DATE: October 1, 2013

**HEALTH CARE COVERAGE REASONABLE COST**

By law, a court ordering child support (1) in a IV-D case (see BACKGROUND) or (2) after granting a marriage annulment or

divorce or ordering a legal separation must include a provision for the child's health care coverage. The provision may include an order for either parent to add the child to a medical or dental insurance or benefit plan available to the parent at a reasonable cost.

Currently, health care coverage cost must be deemed reasonable if, under the child support guidelines, (1) the obligated parent qualifies as low-income, based solely on the parent's income, and the cost does not exceed 5% of the parent's net income or (2) the obligated parent does not qualify as low-income and the cost does not exceed 7.5% of the parent's net income. The bill eliminates these two tiers and deems such coverage reasonable if it does not exceed 5% of the obligated parent's gross, instead of net, income. It requires gross income to be determined according to the child support guidelines.

**CHILD SUPPORT ENFORCEMENT OFFICERS RESOURCE ACCESS**

The law allows the commissioner of Emergency Services and Public Protection to appoint special policemen in the (Department of Social Services Bureau) of Child Support Enforcement (BCSE) to serve arrest warrants in child support matters. By law, the BCSE officers have all the powers conferred on state policemen and state marshals, but in practice they do not have access to the Connecticut On-Line Law Enforcement Communications Teleprocessing (COLLECT) system used by state police officers to run criminal background checks and find residential addresses (see BACKGROUND). The bill gives the BCSE officers access to all systemic resources available to state police officers, presumably including COLLECT.

**BACKGROUND**

**IV-D Cases**

Title IV-D of the Social Security Act contains the federal rules governing state child support enforcement programs. A IV-D support case is one in which (1) the child for whom support is sought has received assistance under the state's cash assistance (Temporary Family Assistance in Connecticut), Medicaid (HUSKY A in

Connecticut), or certain other state programs or (2) the custodial parent asks the state’s designated IV-D agency, which is DSS’s Bureau of Child Support Enforcement, for help to collect child support (including in paternity cases).

**COLLECT**

A Connecticut law enforcement officer can use COLLECT to run a criminal background check on an individual that will include information from national and statewide databases.

COLLECT provides access to the following state systems and files including the:

1. Department of Motor Vehicles,
2. Sex Offender Registry,
3. Protective Order Registry,
4. Department of Correction,
5. State Police Criminal History,
6. Offender Based Tracking System, and
7. Paperless Re-Arrest Warrant Network.

COLLECT provides national criminal information from the National Crime Information Center (NCIC) and the International Justice and Public Safety Information Sharing Network (NLETS). These two databases also include criminal information from Canada.

**COMMITTEE ACTION**

Human Services Committee

Joint Favorable Substitute  
Yea 18 Nay 0 (04/02/2013)