

ACT 191

S.B. NO. 1770

A Bill for an Act Relating to Administrative Process for Child Support Enforcement.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Section 576E-8, Hawaii Revised Statutes, is amended to read as follows:

**“§576E-8 Action by agency upon request for hearing.** Upon receipt of a hearing request, the agency [shall] may contact the parties and attempt to reach an agreed disposition. If no agreed disposition can be obtained, the matter shall be referred to a hearings officer for contested case proceedings.”

SECTION 2. Section 576E-12, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

“(a) A true copy of the administrative order, along with a true copy of the return of service, shall be filed [by the agency] in the office of the clerk of the circuit court in the circuit where the order was issued[.], or in the office of the clerk of the circuit court in the circuit where a previously established support order was filed. Upon filing, the order shall have all the force and effect of a final order or decree of the circuit court.”

SECTION 3. Section 576E-16.5, Hawaii Revised Statutes, is amended by amending subsection (d) to read as follows:

“(d) Enforcement of the support order [may] shall also include [child support arrearages and reimbursement of Aid to Families with Dependent Children moneys, where such order provides a monthly payment plan for these established debts.] an order for the withholding of income, or a portion thereof, in an amount adequate to ensure that past due payments and payments which will become due in the future under the terms of the support order will be paid.”

SECTION 4. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 5. This Act shall take effect upon its approval.

(Approved June 15, 1995.)