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LRB094 10875 DRJ 46514 a

1 AMENDMENT TO SENATE BILL 530

2 AMENDMENT NO. _____. Amend Senate Bill 530 by replacing
3 the title with the following:

4 "AN ACT concerning child support."; and

5 by replacing everything after the enacting clause with the
6 following:

7 "Section 5. The Illinois Public Aid Code is amended by
8 changing Section 10-4 as follows:

9 (305 ILCS 5/10-4) (from Ch. 23, par. 10-4)

10 Sec. 10-4. Notification of Support Obligation. The
11 administrative enforcement unit within the authorized area of
12 its operation shall notify each responsible relative of an
13 applicant or recipient, or responsible relatives of other
14 persons given access to the child support enforcement services
15 of this Article, of his legal obligation to support and shall
16 request such information concerning his financial status as may
17 be necessary to determine whether he is financially able to
18 provide such support, in whole or in part. In cases involving a
19 child born out of wedlock, the notification shall include a
20 statement that the responsible relative has been named as the
21 biological father of the child identified in the notification.

22 In the case of applicants, the notification shall be sent

1 as soon as practical after the filing of the application. In
2 the case of recipients, the notice shall be sent at such time
3 as may be established by rule of the Illinois Department.

4 The notice shall be accompanied by the forms or
5 questionnaires provided in Section 10-5. It shall inform the
6 relative that he may be liable for reimbursement of any support
7 furnished from public aid funds prior to determination of the
8 relative's financial circumstances, as well as for future
9 support. In the alternative, when support is sought on behalf
10 of applicants for or recipients of financial aid under Article
11 IV of this Code and other persons who are given access to the
12 child support enforcement services of this Article as provided
13 in Section 10-1, the notice shall inform the relative that the
14 relative may be required to pay support for a period before the
15 date an administrative support order is entered, as well as
16 future support.

17 Neither the mailing nor receipt of such notice shall be
18 deemed a jurisdictional requirement for the subsequent
19 exercise of the investigative procedures undertaken by an
20 administrative enforcement unit or the entry of any order or
21 determination of paternity or support or reimbursement by the
22 administrative enforcement unit; except that notice shall be
23 served by certified mail addressed to the responsible relative
24 at his or her last known address, return receipt requested, or
25 by a person who is licensed or registered as a private
26 detective under the Private Detective, Private Alarm, Private
27 Security, and Locksmith Act of 2004 or by a registered employee
28 of a private detective agency certified under that Act, or in
29 counties with a population of less than 2,000,000 by any method
30 provided by law for service of summons, in cases where a
31 determination of paternity or support by default is sought on
32 behalf of applicants for or recipients of financial aid under
33 Article IV of this Act and other persons who are given access
34 to the child support enforcement services of this Article as

1 provided in Section 10-1.

2 (Source: P.A. 92-590, eff. 7-1-02.)

3 Section 99. Effective date. This Act takes effect upon
4 becoming law.".