LRB9203997WHpc

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AN ACT concerning family law.

Be it enacted by the People of the State of Illinois,represented in the General Assembly:

4 Section 5. The Illinois Marriage and Dissolution of 5 Marriage Act is amended by changing Section 507 as follows:

6 (750 ILCS 5/507) (from Ch. 40, par. 507)

7 Sec. 507. Payment of maintenance or support to court.

8 (a) In actions instituted under this Act, the court shall order that maintenance and support payments be made to 9 the clerk of the circuit court as trustee for remittance to 10 the person entitled to receive the payments. However, the 11 court in its discretion 12 may direct otherwise where 13 circumstances so warrant.

notification in writing by 14 Upon or electronic 15 transmission from the Illinois Department of Public Aid to 16 the clerk of the court that a person who is receiving support payments under this Section is receiving services under the 17 18 Child Support Enforcement Program established by Title IV-D of the Social Security Act, any support payments subsequently 19 20 received by the clerk of the court shall be transmitted in accordance with the instructions of the Illinois Department 21 22 of Public Aid until the Department gives notice to the clerk of the court to cease the transmittal. After providing the 23 notification authorized under this paragraph, the 24 Illinois Department of Public Aid shall be entitled as a party to 25 notice of any further proceedings in the case. The clerk of 26 27 the court shall file a copy of the Illinois Department of Public Aid's notification in the court file. The failure of 28 29 the clerk to file a copy of the notification in the court file shall not, however, affect the Illinois Department of 30 Public Aid's right to receive notice of further proceedings. 31

1 (b) The clerk of court shall maintain records listing 2 the amount of payments, the date payments are required to be made and the names and addresses of the parties affected by 3 4 the order. For those cases in which support is payable to the 5 clerk of the circuit court for transmittal to the Illinois 6 Department of Public Aid by order of the court or upon 7 notification of the Illinois Department of Public Aid, and the Illinois Department of Public Aid collects support by 8 9 assignment, offset, withholding, deduction or other process permitted by law, the Illinois Department shall notify the 10 11 clerk of the date and amount of such collection. Upon notification, the clerk shall record the collection on the 12 payment record for the case. 13

14 (c) The parties affected by the order shall inform the
15 clerk of court of any change of address or of other condition
16 that may affect the administration of the order.

17 (d) The provisions of this Section shall not apply to
18 cases that come under the provisions of Sections 709 through
19 712.

(e) To the extent the provisions of this Section are
inconsistent with the requirements pertaining to the State
Disbursement Unit under Section 507.1 of this Act and Section
10-26 of the Illinois Public Aid Code, the requirements
pertaining to the State Disbursement Unit shall apply.

25 (Source: P.A. 90-18, eff. 7-1-97; 90-673, eff. 1-1-99; 26 90-790, eff. 8-14-98; 91-212, eff. 7-20-99; 91-357, eff. 27 7-29-99.)

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