

1 AN ACT in relation to support.

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

4 Section 5. The Illinois Public Aid Code is amended by
5 changing Section 10-26 as follows:

6 (305 ILCS 5/10-26)

7 Sec. 10-26. State Disbursement Unit.

8 (a) Effective October 1, 1999 the Illinois Department
9 shall establish a State Disbursement Unit in accordance with
10 the requirements of Title IV-D of the federal Social Security
11 Act. The Illinois Department shall enter into an agreement
12 with a State or local governmental unit or private entity to
13 perform the functions of the State Disbursement Unit as set
14 forth in this Section. The State Disbursement Unit shall
15 collect and disburse support payments made under court and
16 administrative support orders:

17 (1) being enforced in cases in which child and
18 spouse support services are being provided under this
19 Article X; and

20 (2) in all cases in which child and spouse support
21 services are not being provided under this Article X and
22 in which support payments are made under the provisions
23 of the Income Withholding for Support Act.

24 (a-5) If the State Disbursement Unit receives a support
25 payment that was not appropriately made to the Unit under
26 this Section, the Unit shall immediately return the payment
27 to the sender, including, if possible, instructions detailing
28 where to send the support payments.

29 (b) All payments received by the State Disbursement
30 Unit:

31 (1) shall be deposited into an account obtained by

1 the State or local governmental unit or private entity,
2 as the case may be, and

3 (2) distributed and disbursed by the State
4 Disbursement Unit, in accordance with the directions of
5 the Illinois Department, pursuant to Title IV-D of the
6 Social Security Act and rules promulgated by the
7 Department.

8 (c) All support payments assigned to the Illinois
9 Department under Article X of this Code and rules promulgated
10 by the Illinois Department that are disbursed to the Illinois
11 Department by the State Disbursement Unit shall be paid into
12 the Child Support Enforcement Trust Fund.

13 (d) If the agreement with the State or local
14 governmental unit or private entity provided for in this
15 Section is not in effect for any reason, the Department shall
16 perform the functions of the State Disbursement Unit as set
17 forth in this Section for a maximum of 12 months. Payments
18 received by the Department in performance of the duties of
19 the State Disbursement Unit shall be deposited into the State
20 Disbursement Unit Revolving Fund established under Section
21 12-8.1.

22 (e) By February 1, 2000, the Illinois Department shall
23 conduct at least 4 regional training and educational seminars
24 to educate the clerks of the circuit court on the general
25 operation of the State Disbursement Unit, the role of the
26 State Disbursement Unit, and the role of the clerks of the
27 circuit court in the collection and distribution of child
28 support payments.

29 (f) By March 1, 2000, the Illinois Department shall
30 conduct at least 4 regional educational and training seminars
31 to educate payors, as defined in the Income Withholding for
32 Support Act, on the general operation of the State
33 Disbursement Unit, the role of the State Disbursement Unit,
34 and the distribution of income withholding payments pursuant

1 to this Section and the Income Withholding for Support Act.

2 (g) With respect to any person who received an emergency
3 payment of support from the State Disbursement Unit pursuant
4 to the direction of the Governor, the Illinois Department
5 must ask the person to repay the amount of the check to the
6 Illinois Department.

7 (Source: P.A. 91-212, eff. 7-20-99; 91-677, eff. 1-5-00;
8 91-712, eff. 7-1-00.)