

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 63.1-204.3 of the Code of Virginia, relating to foster care; support.*

3 [H 2840]

4 Approved

5 **Be it enacted by the General Assembly of Virginia:**6 **1. That § 63.1-204.3 of the Code of Virginia is amended and reenacted as follows:**7 § 63.1-204.3. Child support for child placed in foster care where legal custody remains with parent or
8 guardian.9 Responsible persons shall pay child support for a child placed in foster care through an agreement
10 where legal custody remains with the parent or guardian pursuant to subdivision 4 of § 16.1-278.2 or
11 § 63.1-56, from the date that the child was placed in foster care. The agreement between the parents and
12 the local board of social services or public agency shall include provisions for the payment of child
13 support. In fixing the amount of support, the court or, the Division of Child Support Enforcement, *the*
14 *local board or the public agency* shall consider the extent to which the payment of support by the
15 responsible person may affect the ability of such responsible person to implement a foster care plan
16 ~~developed pursuant to § 16.1-281.~~ *If the responsible person fails or refuses to pay such sum on a timely*
17 *basis, the local board or public agency may petition the juvenile court to order such payment.*