

2008 SESSION

INTRODUCED

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SENATE BILL NO. 633

Offered January 9, 2008

Prefiled January 9, 2008

A BILL to amend the Code of Virginia by adding in Article 1 of Chapter 2 of Title 53.1 a section numbered 53.1-31.2, relating to prisoners; notification of child support due.

Patron—Ticer

Referred to Committee on Rehabilitation and Social Services

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding in Article 1 of Chapter 2 of Title 53.1 a section numbered 53.1-31.2 as follows:

§ 53.1-31.2. Notification of child support due, right to petition for modification of support.

A. The Department shall cooperate with the Division of Child Support Enforcement to identify prisoners of whom child support payments are required pursuant to a court order and to determine (i) the amount of child support required of the prisoner pursuant to the order and (ii) the total amount of child support arrearages, including interest, owed by a prisoner upon intake, at regular intervals but at least annually thereafter, and no more than 30 days prior to discharge.

B. The Department shall provide notice to each prisoner of whom child support payments are required pursuant to a court order of their right to seek a modification of an order pursuant to which they may be obligated to pay child support. Such notice shall be provided at the time of intake and shall include information regarding the requirements and procedures for seeking a modification of a child support order, on such a form prescribed and provided to the Department by the Division of Child Support Enforcement.

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