Department of Human Services Division of Family Development Advance Notice

Final Rule for Flexibility, Efficiency, and Modernization in Child Support Enforcement Programs

To Whom It May Concern:

The New Jersey Department of Human Services, Division of Family Development intends to propose amendments to the Child Support Program in order to comply with the U.S. Department of Health and Human Services Final Rule, entitled “Flexibility, Efficiency and Modernization in Child Support Enforcement Programs”. 81 Fed. Reg. 244 (December 20, 2016).

In order to comply with these new Federal regulations, the Department intends to propose amendments to N.J.A.C. 10:110. The Department is considering the following significant amendments:

1. Clarifying that “medical support” includes both private and public healthcare options (N.J.A.C. 10:110-3.1,9.5, 12.2, 13.1, and 20.4);
2. Clarifying the procedural and noticing process when IV-A recipients are no longer eligible for services (N.J.A.C. 10:110-3.3);
3. Requiring that incarceration be included as a basis when reviewing a child support order for an adjustment of the order (N.J.A.C. 10:110-14.2);
4. Including financial institution data match eligibility criteria for arrears only cases (N.J.A.C. 10:110-15.2);
5. Providing procedures to identify non-custodial parents who are recipients of Supplemental Security Income (SSI), or concurrent SSI payments and Social Security Disability Insurance benefits, in order to preclude garnishing the financial accounts of those individuals, and requiring that if these funds have been garnished, that they be returned within five (5) business days (N.J.A.C. 10:110-15.2); and
6. Revisions and additions to the case closure reasons for child support cases as required by 45 CFR 303.11 (N.J.A.C. 10:110-20.3).

Interested parties may submit informal comments on this advance notice within thirty (30) days of its publication on the Department of Human Services’ website. Please submit your informal comments to:

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Or via e-mail to: DFD-Regulations@dhs.nj.gov

You will also have a 60-day opportunity to submit formal comments on any actual proposed amendments subsequent to the publication of such proposal in the [**New Jersey Register**.](https://advance.lexis.com/container?config=00JABkMGM5YTkyOS1lZWRkLTRmMTktOTAxMS03YzU0MTU1ZWY0OWYKAFBvZENhdGFsb2deD7LQBBLcCbuY7q4FNupa&amp;crid=4936a441-7913-45ea-b4cf-ef089474cb77&amp;prid=24da591a-0768-4623-84e7-7861ba04d73b) Such proposal will also be published on the Department of Human Services’ website.