

104TH CONGRESS  
2D SESSION

# H. R. 3895

To authorize amounts required to be paid by the United States pursuant to a judgment or settlement in favor of an individual to be used to pay child support and alimony obligations of the individual.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 25, 1996

Mr. GANSKE introduced the following bill; which was referred to the  
Committee on Ways and Means

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## A BILL

To authorize amounts required to be paid by the United States pursuant to a judgment or settlement in favor of an individual to be used to pay child support and alimony obligations of the individual.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Child Support En-  
5       hancement Act of 1996”.

1 **SEC. 2. AMOUNTS REQUIRED TO BE PAID BY THE UNITED**  
2 **STATES PURSUANT TO A JUDGMENT OR SET-**  
3 **TLEMENT IN FAVOR OF AN INDIVIDUAL AU-**  
4 **THORIZED TO BE USED TO PAY CHILD SUP-**  
5 **PURT AND ALIMONY OBLIGATIONS OF THE**  
6 **INDIVIDUAL.**

7 Part D of title IV of the Social Security Act (42  
8 U.S.C. 650–669) is amended by inserting after section  
9 459 the following:

10 **“SEC. 459A. AMOUNTS REQUIRED TO BE PAID BY THE UNIT-**  
11 **ED STATES PURSUANT TO A JUDGMENT OR**  
12 **SETTLEMENT IN FAVOR OF AN INDIVIDUAL**  
13 **AUTHORIZED TO BE USED TO PAY CHILD**  
14 **SUPPORT AND ALIMONY OBLIGATIONS OF**  
15 **THE INDIVIDUAL.**

16 “(a) IN GENERAL.—Amounts due from, or payable  
17 by, the United States or the District of Columbia (includ-  
18 ing any agency, subdivision, or instrumentality thereof)  
19 pursuant to a judgment against the United States or the  
20 District of Columbia in favor of, or pursuant to a settle-  
21 ment by the United States or the District of Columbia  
22 of any claim of, an individual who has a legal obligation  
23 to provide child support or make alimony payments, shall  
24 be subject, in like manner and to the same extent as if  
25 the United States or the District of Columbia were a pri-  
26 vate person, to any legal process brought by a State agen-

1 cy administering a program under a State plan approved  
2 under this part or by an individual obligee, to enforce the  
3 obligation.

4 “(b) ADMINISTRATIVE PROVISIONS.—Rules similar  
5 to the rules of subsections (b), (c), (d), and (f) of section  
6 459 and the rules of section 461 shall apply to the disposi-  
7 tion of amounts pursuant to subsection (a) of this section  
8 in the same manner in which such rules apply to the dis-  
9 position of moneys under section 459(a).

10 “(c) LEGAL PROCESS DEFINED.—The term ‘legal  
11 process’ means any writ, order, summons, or other similar  
12 process in the nature of garnishment or attachment—

13 “(1) which is issued by—

14 “(A) a court or an administrative agency  
15 of competent jurisdiction in any State, territory,  
16 or possession of the United States;

17 “(B) a court or an administrative agency  
18 of competent jurisdiction in any foreign country  
19 with which the United States has entered into  
20 an agreement which requires the United States  
21 to honor the process; or

22 “(C) an authorized official pursuant to an  
23 order of such a court or an administrative agen-  
24 cy of competent jurisdiction or pursuant to  
25 State or local law; and

1           “(2) which is directed to, and the purpose of  
2           which is to compel, a governmental entity which  
3           holds moneys which are otherwise payable to an in-  
4           dividual to make a payment from the moneys to an-  
5           other party in order to satisfy a legal obligation of  
6           the individual to provide child support or make ali-  
7           mony payments.

8           “(d) OTHER DEFINITIONS.—The definitions set forth  
9           in subsections (a), (b), (c), and (d), and paragraphs (1),  
10          (2), and (3) of subsection (g), of section 462 shall apply  
11          for purposes of this section.”.

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