

## **CHILD SUPPORT FEES & FINES**

### **APPLICATION FEE – NONE**

- CSAs are no longer allowed to charge an application fee for applicants seeking IV-D services. At the recommendation of the Non IV-D Audit Workgroup and the WI Child Support Policy Advisory Committee (PAC), Wisconsin changed its application fee to \$1 and pays this fee with state funds.

### **VITAL RECORDS FEE – NONE**

- Assessed by the State
  - o Wis. Stat. § 767.89 (2) (b)
- State law requires the State Vital Records Office to collect fees for modifying a birth certificate following an action to establish paternity. The change to the birth record is transmitted electronically or via a form.
- As of October 1, 2007, Bureau of Child Support pays the Vital Records fees on behalf of WI child support agencies for birth certificate updates. WI counties are no longer charged for Vital Records fees to update a birth certificate as a result of a paternity action.

### **RECEIVING AND DISBURSEMENT FEE (R&D) - \$65 Annual**

- Assessed by the STATE.
  - o Wis. Stat. § 767.57(1e)
- Department of Children and Families is required by law to collect the annual receipt and disbursement (R&D) fee. Its purpose is to offset the state/county cost of receiving and disbursing maintenance, child support, or family support payments, including payments in arrears, and for maintaining the required records
- R&D fees are only charged on cases with one or more of the following debt types:
  - Child Support (CHLD);
  - Family Support (FMLY);
  - Maintenance (SPSL);
  - Other Medical (OMED); **or**
  - Arrearage related to any of the above debts

### **CUSTODIAL PARENT (CP) FEE – \$35 Annual**

- Assessed by FEDERAL REGS & STATE
  - o 42 USC 654(6)(B) - Deficit Reduction Act-customer annual fee
  - o Wis. Stat. § 767.57(1e)(c)

- Collected for anyone who receives CS or FS payments
- done by deduction in CS, FS, or Arrearage payments
- The federal Deficit Reduction Act of 2005 and Wisconsin Statute require states to charge a \$35 Annual Payee fee to be paid by custodial parents (CP) in IV-D and non IV-D cases, except for current or former AFDC/TANF recipients. This includes the Wisconsin Works (W-2) and Kinship Care programs. The fee is collected from maintenance, child, or family support or arrearage payments after the first \$550 in support is collected in one year. The revenue obtained from the fee is treated as child support program income and split 66/34 with the federal government.

#### **TAX INTERCEPT FEE – 10% of collections over \$10 up to max fee of \$25**

- Assessed by FEDERAL REGS
  - o 31 CFR § 285.3
- Federal and state statutes require BCS to intercept federal and state tax refunds when the NCP owes a certain amount of arrears, which can include fees or costs. For intercepting these federal and state refunds, a tax intercept fee is charged. KIDS deducts tax intercept fees from the payment to the CP. These fees do not reduce the amount credited to the payer's account; the CP pays the fees.
- These fees **may not** be waived. KIDS will deduct the fee before disbursing the collection.

#### **FEDERAL PARENT LOCATE SERVICE FEE - \$0 or \$25**

- The CSA **must** charge a \$25 fee for federal parent locate services (FPLS) when the agency receives a request for locate-only services from the parent with whom a child resides, or from the child's legal guardian, attorney or agent. This is **not** a IV-D application fee, and the case **does not** become a IV-D case upon payment of this fee; it is a locate-only case.
- The CP in a IV-D case **may not** be charged the \$25 FPLS fee.
- Dane County Child Support Agency does not assess this fee.

#### **INTERGOVERNMENTAL REQUEST FOR ASSISTANCE/DISCOVERY FEE – Varies**

- Assessed by STATE
  - o Wis. Stat. § 769.313
- It is used when a requesting jurisdiction needs limited assistance from another jurisdiction, but does not want the responding jurisdiction to open a IV-D case. For example, the requesting jurisdiction may ask for assistance effectuating service of process for a long-arm action
- Dane County Child Support Agency does not assess this fee.

### **DEBT COSTS – Varies**

- Assessed by COURTS
- The following debt costs may be associated with court fees:
  - Service of process;
  - Vital statistics;
  - Genetic tests;
  - GAL;
  - Attorney;
  - Court costs (if other than those already listed); **and**
  - Miscellaneous costs

### **FINES – NONE**

### **GENETIC TEST FEES - \$23/test**

- Assessed by COUNTY CSA
  - CSA covers cost, then asks the Court for an order for reimbursement
- This is a fee charged when genetic testing is ordered and completed.
- Testing is usually completed for man, woman and child.
- No fee is charged to a man when the test shows he is not the father.