

1 AN ACT concerning public aid.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Public Aid Code is amended by
5 adding Section 10-17.12 as follows:

6 (305 ILCS 5/10-17.12 new)

7 Sec. 10-17.12. Compromise of assigned child support
8 arrearages. The Department of Healthcare and Family Services
9 may provide by rule for compromise of debt owed to the State in
10 the form of child support arrearages and interest accrued on
11 child support arrearages assigned to the State under Section
12 10-1. The rule shall establish the circumstances under which
13 such obligations may be compromised, with due regard for the
14 payment ability of low-income obligors and the importance of
15 encouraging payment of current child support obligations. The
16 rule shall provide that assigned obligations shall be
17 compromised only in exchange for regular payment of support
18 owed to the family and shall require that obligors considered
19 for debt compromise demonstrate inability to pay during the
20 time the assigned obligation accumulated. The rule shall
21 provide for nullification of any compromise agreement and the
22 prohibition of any future compromise agreement if the obligor
23 fails to adhere to the compromise agreement. In addition, the
24 rule shall establish debt compromise criteria calculated to
25 maximize positive effects on families and the level of federal
26 incentive payments payable to the State under Title IV, Part D
27 of the Social Security Act and regulations promulgated
28 thereunder.