

## Notice of Development of Rulemaking

### DEPARTMENT OF REVENUE

Division of Child Support Enforcement

#### RULE NOS.:RULE TITLES:

- 12E-1.012 Consumer Reporting Agencies
- 12E-1.023 Suspension of Driver License; Suspension of Motor Vehicle Registration
- 12E-1.027 Written Agreements for Payment of Past-Due Support
- 12E-1.028 Garnishment by Levy
- 12E-1.029 Financial Institution Data Matches
- 12E-1.030 Administrative Establishment of Child Support Obligations
- 12E-1.036 Administrative Establishment of Paternity and Support Obligations
- 12E-1.039 Request for Services
- 12E-1.040 Intergovernmental Forms

**PURPOSE AND EFFECT:** The purpose of the proposed amendments to Rule 12E-1.012, F.A.C. (Consumer Reporting Agencies), is to adopt the updated Notice of Intent to Report to Consumer Reporting Agencies (CS-EF32).

The purpose of the proposed amendments to Rule 12E-1.023, F.A.C. (Suspension of Driver License; Suspension of Motor Vehicle Registration), is to adopt the updated Notice of Intent to Suspend Driver License and Motor Vehicle Registration(s) (CS-EF55).

The purpose of the proposed amendments to Rule 12E-1.027, F.A.C. (Written Agreements for Payment of Past-Due Support), is to adopt the updated Payment Agreement for Past-Due Support (CS-EF91).

The purpose of the proposed amendments to Rule 12E-1.028, F.A.C. (Garnishment by Levy), is to adopt the updated Thrift Savings Plan Income Withholding Order For State Agencies, 12/2022 (TSP-CS-1).

The purpose of the proposed amendments to Rule 12E-1.029, F.A.C. (Financial Institution Data Matches), is to adopt the updated Multistate Financial Institution Data Match Specifications Handbook, Version 3.0, December 30, 2020, adopt a new Agreement for Financial Institution Data Matching (CS-EF134), and remove provisions for the payment of fees for data match services to financial institutions doing business in Florida that are provided in the Agreement for Financial Institution Data Matching (CS-EF134).

The purpose of the proposed amendments to Rule 12E-1.030, F.A.C. (Administrative Establishment of Child Support Obligations), is to remove criteria that will be provided in a new rule containing procedures on modifying an administrative support order and adopt changes to forms used in the administrative establishment of child support obligations process.

The purpose of the proposed amendments to Rule 12E-1.036, F.A.C. (Administrative Establishment of Paternity and Support Obligations), is to adopt changes to forms used in the administrative establishment of paternity and child support obligations process. These changes allow proposed and final orders to be printed and mailed at the local office when parenting time is included or there is a family violence indicator on the case, or electronically signed when order is rendered and indexed centrally. The genetic testing forms provide a new option for use when the Department implements schedule-less genetic test collection.

The purpose of the proposed amendments to Rule 12E-1.039, F.A.C. (Request for Services), is to adopt updates to forms used in the application for services process.

The purpose of the proposed amendments to Rule 12E-1.040, F.A.C. (Intergovernmental Forms), is to adopt forms used in intergovernmental cases involving child support programs in other states, foreign countries, and tribes, as required by 45 CFR 303.7(a)(4).

The purpose of proposed Rule 12E-1.041, F.A.C. (Review for Modification of Support Order), is to create a new rule to codify procedures for reviewing support orders for modification and adopt forms used when reviewing a support order for modification.

The purpose of proposed Rule 12E-1.042, F.A.C. (Income Withholding), is to create a new rule to adopt the notice for income withholding.

**SUBJECT AREA TO BE ADDRESSED:** Child support rules and forms regarding reviewing a child support order for modification, income withholding, responding to applications for services, establishing child support and

paternity obligations, termination of an administrative support order or support obligation, and processing cases involving child support programs in other states, foreign countries, and tribes.

RULEMAKING AUTHORITY: 61.13(1)(b)7., 61.1354(5), 61.14(1)(d), 409.2557, 409.2557(3), 409.2557(3)(f)(h), (i) (p), 409.256(17), 409.2563(7)(e), 409.2563(16), 409.25633(9), 409.2564(13), 409.25656(11), 409.25657(6) FS.

LAW IMPLEMENTED: 61.1301(1)(a)1, 61.13016, 61.1354, 88.3111(2), 88.3071(1)(a), 322.058, 409.2557, 409.256, 409.2561, 409.2561(1), (2)(b), (3), 409.2563, 409.25633, 409.2564(4), 409.25656, 409.25657, 409.2567, 409.2598 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Thursday, April 13, 2023, 1:00 p.m.

PLACE: 2450 Shumard Oak Boulevard, Building 2, Room 1220, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bobby York, Child Support Program, Department of Revenue, 2450 Shumard Oak Blvd., Suite 2-4466, Tallahassee, Florida 32399-0184, telephone: (850)617-8037, email: Bobby.York@floridarevenue.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.