

**CHAPTER 110**  
**CHILD SUPPORT PROGRAM**

**Authority**

N.J.S.A. 30:1-12; 44:10-3, 44:10-58; 47:1A-1 et seq. as amended by P.L. 2001, c.404, Public Access to Government Records; 42 U.S.C. §§ 601, 654, 654(22), 658, 666(a)(17) and (a)(19), and 669A, as amended in accordance with Public Law 104-193, the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (PRWORA); and 45 C.F.R. 260.50-59, and 301 through 310; Public Law 105-34, The Taxpayer Relief Act of 1997; Public Law 105-149, The Balanced Budget Act of 1997; Child Support Performance and Incentive Act of 1998, P.L. 105-200; P.L. 1998, c.1, the New Jersey Child Support Program Improvement Act (NJCSPIA); and P.L. 1998, c.2, the New Jersey Uniform Interstate Family Support Act; 42 U.S.C. §§ 651 through 669B, and the New Jersey Rules of Court (Rule 5:6A and Appendices IXA through IXH).

**Source and Effective Date**

R.2004 d.88, effective January 29, 2004.  
See: 35 N.J.R. 3042(a), 36 N.J.R. 1207(a).

**Chapter Expiration Date**

Chapter 110, Child Support Program, expires on January 29, 2009.

**Chapter Historical Note**

Chapter 110, Child Support Program, was adopted as R.1998 d.189, effective April 20, 1998 (to expire September 23, 1998). See: 30 N.J.R. 1404(a).

Chapter 110, Child Support Program, was readopted as R.1998 d.506, effective September 22, 1998. See: 30 N.J.R. 1956(a), 30 N.J.R. 3822(a).

Subchapter 9, Cooperation, was repealed by R.2001 d.150, effective May 7, 2001. Subchapter 9, Child Support and Paternity, was adopted as new rules by R.2001 d.150, effective May 7, 2001, to expire September 22, 2003. See: 33 N.J.R. 182(a), 33 N.J.R. 1381(a).

Chapter 110, Child Support Program, was readopted as R.2004 d.88, effective January 29, 2004. See: Source and Effective Date. See, also, section annotations.

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**SUBCHAPTER 1. GENERAL PROVISIONS OF THE CHILD SUPPORT PROGRAM****10:110-1.1 Purpose and scope of the Child Support Program**

Title IV-D of the Social Security Act, known as the Program for Child Support Enforcement and Establishment of Paternity, was established by Part B of P.L. 93-647 in 1975. Title IV-D charges the Child Support Program with locating alleged fathers and non-custodial parents, establishing paternity, and obtaining, enforcing and modifying support obligations (both monetary and medical support) owed by non-custodial parents to their children in both, as defined herein, intrastate and interstate cases. As used herein, the terms "child support" and "Title IV-D" are interchangeable.

Amended by R.1998 d.506, effective October 19, 1998.

See: 30 N.J.R. 1956(a), 30 N.J.R. 3822(a).

Inserted a reference to modifying support obligations, and added "in both intrastate and interstate cases" at the end of the second sentence.

Amended by R.2004 d.8, effective March 1, 2004.

See: 35 N.J.R. 3042(a), 36 N.J.R. 1207(a).

Substituted "medical support" for "health care coverage" preceding "owed by non-custodial parents" and inserted "as defined herein," preceding "intrastate and interstate cases".

**10:110-1.2 Child Support Program administration**

(a) Title IV-D of the Social Security Act delegates responsibility for the operation of the Child Support Program to state IV-D agencies. In New Jersey, the state IV-D Agency is the Department of Human Services, Division of Family Development, Office of Child Support Services (OCSS).

(b) The OCSS shall be the single organizational unit responsible for the administration of the Child Support Program.

(c) The OCSS shall oversee the delivery of child support services involving:

1. County welfare agencies (CWA);
2. County welfare agency child support units (CWA/CSU);
3. The Judiciary's Administrative Office of the Courts and the respective components of the judicial districts, namely, the Family Division, the Probation Division (Child Support) and the Finance Division;
4. County prosecutor's offices;
5. County sheriff's offices;
6. The State Attorney General's Office; and
7. Contracted service providers of the NJ Child Support Program.

(d) The OCSS shall supervise and monitor the Child Support Program.

(e) In the administration of child support services, there shall be no discrimination by reason of: race; creed, color; affectional or sexual orientation or sex; national origin; ancestry; marital status; familial status; liability for service in the Armed Forces of the United States; or disability or handicap by the Department, or any other entities or contractual agents under contract or agreement with the Department and involved in the provision of child support services, in accordance with Title VI of the Federal Civil Rights Act of 1964 (P.L. 88-352) and Section 504 of the Federal Rehabilitation Act of 1973 (P.L. 95-602), the Americans with Disabilities Act (P.L. 101-336), and the Law Against Discrimination, P.L. 1945, c.169 (C.10:5-1 et seq.).

Amended by R.1998 d.506, effective October 19, 1998.

See: 30 N.J.R. 1956(a), 30 N.J.R. 3822(a).