



Georgia Department of Human Services
Office of General Counsel

Legal Update

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STRONGER FAMILIES FOR A STRONGER GEORGIA



Department of Human Services (DHS) Legal Update

- Property Acquisition Resolution
- DCSS Proposed Rule Changes



Property Acquisition Resolution

- Five acres currently owned by Cherokee County, Georgia
- Site of county Division of Family and Children Services (DFCS) and Division of Child Support Services (DCSS) building
- State Properties Commission intends to identify a developer for the property through a competitive RFP process to design, construct, maintain and finance the property
- Approximately 40,000 square feet
- Upon completion, DHS will be responsible for furnishing the building



DCSS Rule Changes

- Rule Change Procedure
- Rule 290-7-1-.05 Fees and Collection Procedures
 - Final Approval to Annual Maintenance Fee
 - Propose Change to Federal Tax Offset Fee
- Request to Board



Rule Change Procedure

1. Board Considers Motion to Publish Proposed Rule
2. 30-Day Public Comment Period
3. Public Hearing
4. Motion for Final Adoption of Proposed Rule
5. Send Final Rule to Secretary of State



Annual Maintenance Fee

\$25 Yearly Fee Once DCSS Distributes \$500

SB 137 – O.C.G.A. §§ 19-11-6 & 19-11-8

Current Rule:

- Custodian Charged \$12
- Noncustodial Parent Charged \$13

Rule Published December 1 – 31

Proposed Change:

- Noncustodial Parent Charged \$25
- Complies with Statute Change that was effective October 1, 2017

Public Hearing January 10



Federal Tax Offset Fee

Charged by Federal Government on Every Federal Tax Offset
Federal Regulation Allows States to Withhold Fee from Offset
Federal Fee Increased to \$19.51 Per Offset

Current Rule:

- DCSS Withholds \$15.00
- Shortfall of \$4.51

Rule Published March 1 – 31

Proposed Change:

- DCSS Withholds \$25.00
- Maximum Amount Allowed

Public Hearing April 11



Request to Board

Motion for Final Adoption
Annual Maintenance Fee

Motion to Publish Notice of Rulemaking
Federal Tax Offset Fee



Questions

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