



**NOTICE OF INTENDED ACTION**

AGENCY NAME: Department of Human Resources

RULE NO. & TITLE:

660-3-12-.01	Definitions
660-3-12-.03	Data Match Criteria
660-3-12-.04	Implementation of Administrative Lien
660-3-12-.05	Implementation of Administrative Levy
660-3-12-.06	Right To Contest Lien/Levy
660-3-12-.07	Release of Lien/Levy

INTENDED ACTION: Proposed permanent amendment to rules to comply with Code of Ala. 1975, as amended, §30-3-197(a)(6) and §30-3-198.


SUBSTANCE OF PROPOSED ACTION: The rule has been proposed to comply with Alabama law in regards to the enforcement of support orders by implementation of an administrative lien/levy.

TIME, PLACE, MANNER OF PRESENTING VIEWS: All interested parties may submit data, views or arguments respecting the proposed amendment by mail or in person through close of business on September 4, 2014. Persons wishing to submit data, views or arguments orally should contact the Department's Administrative Procedures Secretary between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday, excluding State holidays, at (334) 242-9330 to set up an appointment for such oral/in person presentations.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

September 4, 2014

CONTACT PERSON AT AGENCY:  
Ms. Gail Grobe  
State Department of Human Resources  
Gordon Persons Building  
50 Ripley Street  
Montgomery, Alabama 36130-1801

  
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(Signature of officer authorized to promulgate  
and adopt rules or his or her deputy)

**660-3-12-.03 Data Match Criteria.**

(1) For a case to qualify for submittal for the Financial Institution Data Match program, it must meet the following criteria:

(a) There must be a court order or an administrative order of support.

(b) The noncustodial parent's total arrearages from all cases, including interest, must be at least \$500.00.

(c) The noncustodial parent's total arrearages from all cases, including interest, must be equal to at least three months current support obligation due under each case.

~~(d) The arrearage must be for child support owed for a qualified child or for child support and spousal support for the parent with whom the child lives.~~

(ed) The noncustodial parent's social security number must be verified.

(~~fe~~) The case record must contain ~~a copy of~~ the payment record or the custodial parent's affidavit specifying payments not made by the noncustodial parent.

(~~gf~~) The noncustodial parent must not be involved in bankruptcy proceedings.

**Author:** ~~Janice Grubbs~~ Clifford Smith

**Statutory Authority:** Code of Ala. 1975, §§30-3-191, 30-3-192, and 30-3-198, P.L. 104-193.

**History:** Emergency rule effective February 25, 2000. **New Rule:** Filed May 5, 2000; effective June 9, 2000.

**Amended:** Filed September 5, 2014; effective October 10, 2014.