

I MINA' TRENTAI UNU NA LIHESLATURAN GUÅHAN  
2011 (FIRST) REGULAR SESSION

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Bill No. 163-31 (COR)

Introduced by:

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AN ACT TO ADD A NEW §34118.1 TO CHAPTER 34, TITLE  
5 OF THE GUAM CODE ANNOTATED RELATIVE TO  
MANDATING THE ELECTRONIC REMITTAL OF CHILD  
SUPPORT PAYMENTS AND WITHHOLDINGS.

1 BE IT ENACTED BY THE PEOPLE OF GUAM:

2 Section 1. Legislative Intent. In an effort to make the remittance of  
3 child support payments faster, simpler and safer, it is the intent of *I*  
4 *Liheslatura* to mandate that child support payments be remitted  
5 electronically.

6 The benefits of providing electronic remittance of child support  
7 payments include streamlining the overall process for remitting child  
8 support withholding; reducing the amount of time employers spend  
9 withholding child support obligations; increased safety, when compared to  
10 writing and mailing checks; and a reduction of costs associated with  
11 remitting child support payments.

12 Some employers, employees and the Office of the Attorney General  
13 Child Support Enforcement Division have realized these benefits, as

1 electronic funds transfer and electronic data interchange options are  
2 currently made available for interested parties.

3 It is the intent of *I Liheslatura* to mandate that all employers with ten  
4 (10) or more employees, of which at least one (1) employee has child  
5 support payment obligations, remit all child support payments  
6 electronically.

7 **Section 2. A new §34118.1 is hereby *added* to Chapter 34, Title 5**  
8 **Guam Code Annotated to read:**

9 **“§34118.1. Electronic Remittance Required.**

10 **(a) Establishment of Electronic Transfer Mechanisms.** The Office  
11 of the Attorney General Child Support Enforcement Division *shall* establish  
12 electronic funds transfer and electronic data interchange mechanisms to  
13 allow for the electronic remittance of child support payments or  
14 withholdings.

15 **(b) Development of Agreement; Distribution of Information.**  
16 The Child Support Enforcement Division *shall* develop an agreement  
17 stipulating the necessary conditions required for an employer or employee  
18 to electronically remit child support payments or withholdings to the  
19 Division; such agreement *shall* be signed by the Child Support Enforcement  
20 Division Director, the Obligor, Obligee, and if applicable, the employer.  
21 The Division *shall* provide all necessary information to each Obligor,  
22 Obligee, and to each employer with ten (10) or more employees, of which  
23 at least one (1) employee has child support payment obligations, detailing

1 options for electronic funds transfers and the process by which one must  
2 comply in order to establish such payment arrangements.

3       **(c) Same Day Remittance Required.** Employers and/or  
4 employees *shall* ensure that child support payments or withholdings are  
5 electronically remitted to the Child Support Enforcement Division on the  
6 same day paychecks are issued by affected employers and/or to affected  
7 employees.

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