

(B) IN ANY SUPPORT ACTION IN WHICH THE ADMINISTRATION IS PROVIDING CHILD SUPPORT SERVICES UNDER FEDERAL LAW, THE ADMINISTRATION MAY INITIATE A LEGAL PROCEEDING TO ESTABLISH, MODIFY, OR ENFORCE A DUTY OF SUPPORT.

[(b)](C) In a legal proceeding, the Administration [or an individual whom the Administration approves for child support services] shall be represented by:

- (1) the Attorney General;
- (2) the State's Attorney, if the State's Attorney has agreed to provide representation under subsection [(c)] (G) of this section; or
- (3) a qualified lawyer [representing the Administration] who is appointed by and subject to supervision and removal by the Attorney General.

(D) AN ATTORNEY WHO INITIATES OR PARTICIPATES IN A LEGAL PROCEEDING UNDER THIS SECTION SHALL REPRESENT THE ADMINISTRATION.

(E) REPRESENTATION OF THE ADMINISTRATION BY AN ATTORNEY UNDER THIS SECTION:

- (1) CREATES AN ATTORNEY-CLIENT RELATIONSHIP BETWEEN THAT ATTORNEY AND THE ADMINISTRATION; AND
- (2) DOES NOT CREATE AN ATTORNEY-CLIENT RELATIONSHIP BETWEEN THAT ATTORNEY AND ANY OTHER PERSON.

(F) THE ATTORNEY REPRESENTING THE ADMINISTRATION IN A LEGAL PROCEEDING UNDER THIS SECTION SHALL ADVISE THE PERSON WHOM THE ADMINISTRATION HAS APPROVED FOR CHILD SUPPORT SERVICES THAT THE ATTORNEY'S REPRESENTATION OF THE ADMINISTRATION DOES NOT CREATE AN ATTORNEY-CLIENT RELATIONSHIP BETWEEN THE ATTORNEY AND THAT PERSON.

[(e)](G) (1) A State's Attorney may make a written agreement with the Secretary of Human Resources and the county to provide legal representation for a fiscal year. An agreement shall be made by September 1 of the year preceding the fiscal year for which representation will be provided.

- (2) An agreement shall establish reasonable administrative and fiscal requirements for:
 - (i) providing and continuing representation; and
 - (ii) reimbursement.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1997.

Approved May 22, 1997.