#### Central Registry: Interstate Tools and Best practices

Rosalva Hernandez CS Performance and Reports

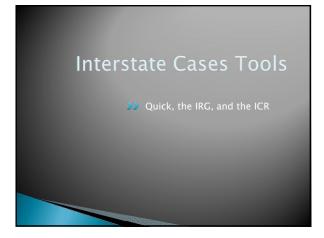


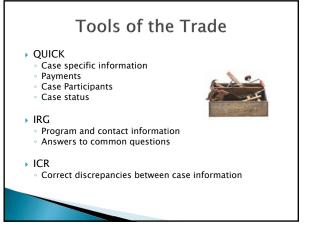
# Central Registry Team • Receive incoming requests • Determine next action • Send to our county partners • Or • Request further review • Assign to County

#### Disagree?



- Case error
   Contact the Help Desk
- No paperwork arrived
   Look for C9505-No docs to follow CAAD
- More documents needed
   Contact the Initiating State
- Maintaining county
   Follow maintaining county procedure on SIR





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Status   Help se Request Enter your Case ID and the othe enter a SSN to requirely State	er state's Case ID to request Case IDs for all state		
Enter your state Case ID:		0	
Select the state that you want to query:	-Select-		
Enter the Case ID from the other state:		0	Case ID Matrix
Select the type of data you want to view:	-Select-		
Query FCR	OR		
Enter SSN: (2 doits, to destee)			
Send Query	Clear		



#### **QUICK** Case Information

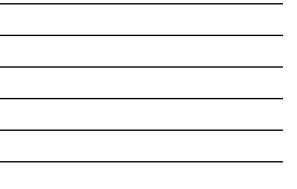
- Case Reques
   Entry screet
- Case Request Case Participants Financial Summary

State Status

- Case participants
   All parties on case
- Financial summary
   Payment & disbursement detail
  - State Status • What fields each state is active on

Intergovernmental Reference Guide





#### Illinois Program Category: Enforcement

J1. Indicate whether your state has the following enforcement remedies available. Also indicate what procedures are available (i.e., judicial, administrative, or both).

J1.1. Are your state income tax refund procedures judicial, administrative,or both? Administrative only (305 ILCS 5/10-17.5)

J2. Is the lien process in your state judicial, administrative, or both?

Procedurally, liens may be done administratively or judicially. However, liens are currently done only administratively. Illinoi: -D policy requires an arrears of \$1,000 or more for F1 accounts or lump sums and \$3500 for real estate. In order to do a FIDM/MSFIDM lien, ncp must have at least \$300.00 in an account.

#### J2.1. What are the trigger criteria for filing a lien?

\$1,000 arrearage for FI accounts and lump sums; \$3500 for real property For Additional Information -

		IRG Contact	Tab	
Profile	Contact	General Admin	1900	
			Audt R	epod 600.Con
State     Type:      Court	nty Hos	ress Type: Select- City: Select: 💽 Zip Code: Sele		
© Reg	ion		15	kath
FirstNam	LastName	Address Type	Department	Phone
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0	Partners Line	Automated Interstate Case Status Requests Contact	DHS-CSED	6514314344
0		Bureau of Vital Statistics Contact	Minnesota Dept. of Health	6512015980
Rosie	Hemandez	CSENet Contact	DHS	6514314575
0	Partners Line	Central Registry Contact	DHS-CSED	6514314344


Profile Contact General	Admin	
		Bac
Contac	:r Information	Address Types
First Name Rose	Last Name Hamandar	CSENet Contact
Department Name De5		Connectional
Tite		
Address Line 1: CSD Division		
Address Line 2: PO Box 84948		
City Sk. Paul	Dista Alla	
Dp Code: 55154-0945		
Direct Phone: 0014314575 -	Fax1:0514317517	
Public Phone: -	Fax2	
Email Address roualva hamandez@state.m	n.ua	
URL:		
Comments		
Modified 02/17/2018	Certified 05/05/3016	



#### Interstate Case Reconciliation Report

ICR 2015

#### Interstate Reconciliation Report

Compare

Analyze

- OCSE collects data in January
- Compares matching information
- Issues cumulative report to states in May

Goal: Review case information and resolve differences in data.

#### Interstate Case Reconciliation

- > DHS SIR Data Warehouse Report
  - ▶Reason Codes
  - $\boldsymbol{\cdot}$  01 PRISM open case, no record in the other state
  - O2 Case ID Mismatch INCM does not match other state
  - $\boldsymbol{\cdot}$  03 The county FIPS on INCM is incorrect
  - 04 PRISM open case, other state closed
  - $\cdot\,$  05 PRISM has closed case, other state open

#### **Resolving ICR 2015**

 DHS SIR user documentation is in the process of being updated

#### Suggested Assists

✓Review Daily Message 5652 ICR Report 2015 directions in SIR MILO

 $\checkmark {\rm Review}$  Daily Message 5602 Interstate Juris Code Changes in EMILO

✓ Review Contact Guidelines Matrix and State Case ID Format in EMILO

 $\checkmark \mbox{Submit State Office Question form if you discover a problem with updating PRISM$ 

#### Daily Message 5652 in DHS SIR

#### 5652 - 05/26/2015 - INTERSTATE CASE RECONCILIATION REPORT 2015

The Interstate Case Reconciliation Report (ICR) for 2015 is now available through DHS-SIR data warehouse reports ICR Report 20150526. This format will replace the Info Pac reports used in previous years.

The ICR is provided by the Federal Office of Child Support (OCSE) on a yearly basis. OCSE complies case data from all states and compares the information to identify inconsistencies. The ICR-2015 data warehouse report groups cases by Count and CSO.

The case data was extracted from PRISM in January 2015 and may be dated. Using the Reason codes listed below, review the case listed in the report and attempt to correct the identified issues. Cases with multiple reason codes will appear once on the report and list all reason codes. User Documentation will be quided at a later date to include three instructions:

Reason Code 01 - PRISM shows an open case, no record was found in the other state Reason Code 02 - Case ID Mismatch - PRISM has the wrong Case ID listed for the other state on INCM Reason Code 03 - The county PIPS on INCM is incorrect Reason Code 04 - PRISM has an open case, the other state reported it as closed Reason Code 05 - PRISM has a closed case, the other state reported it as copen

#### Daily Message 5602 in EMILO

Jurisdictions using "000" as local FIPS Code

Alaska

- Guam
- Montana Puerto Rico
- Rhode Island
- Washington

District of Columbia using "001" as local FIPS code

### *State Case ID Format & Contact Guidelines Matrix*

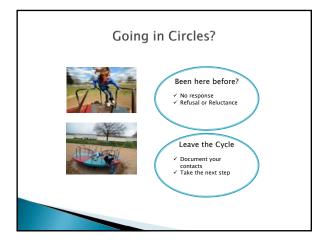
- State Case ID
   The correct format for other states case number
- Contact Guidelines Matrix
   State contact name

 <u>DHS-SIR > PRISM > User Documentation > eMILO > Interstate</u> > Tips and Forms for States, Countries and Tribes > Category: States

**Intervention Requests** 

Requesting State Assistance

## Where to Start? OUICK Review case information IRC Review state requirements & contacts Use the contact tab for resources Escalate your contacts Customer service CSO Supervisor Central Registry





#### Preparing for Intervention



- Identify Case Issue:
  - No Response
  - Refusal or reluctance
- Outreach:
  - CSNET, Transmittal 2, <u>AND</u> Call
  - \*Allow time for response\*
- F0214 Interstate Status Request/Central Registry







Where to find it <u>DHS-SIR</u> > <u>PRISM</u> > <u>Communications</u> > Forms

Why a DHS SIR form?
 \*Communication\*



#### **Requesting State Assistance**

- Interstate Intervention request form
  - Chronological summary
  - Cite CAAD Note dates
  - Attachments



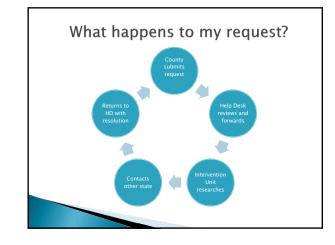


- Be concise and factual
- Show me your CAAD notes
- Name Names





Wish list

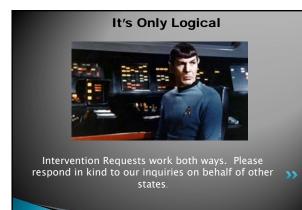




#### Partnering for Resolution

- County Child Support Agency
- State Help Desk
- Policy and Performance
- County Attorneys





#### Questions?

Thank you for your partnership

#### UIFSA 2008: From Interstate to Intergovernmental

How UIFSA has Evolved, and its Impact on the Child Support Program

#### the

#### First a historical review...

1. Uniform Desertion and Non-Support Act (1910)

- 2. URESA -1950, amended in 1952 and 1958;
- 1968 amendments so significant that it was renamed RURESA 3. UIFSA 1992 - complete replacement for URESA and RURESA
- 4. UIFSA 1996 enactment mandated, federal subsidy tie-in (PRWORA)
- 5. UIFSA 2001 several substantive/procedural changes
- 6. UIFSA 2008 incorporating the convention (PSTSFA)

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#### How is UIFSA Organized?

- Article 1: General Provisions Definitions, Remedies Cumulative, etc.
- Article 2: Jurisdiction ° Continuing, Exclusive Jurisdiction (CEJ), Controlling Order, etc.
- Article 3: Civil Provisions of General Application Duties of agencies/tribunals, requirements for documents, content of pleadings, nondisclosure, etc.
- Article 4: Establishment of Support Order or Determination of Parentage
- Article 5: Enforcement of Support Order Without Registration Direct Income Withholding
- Article 6: Registration, Enforcement, and Modification of Support Order Procedure, required documents and information, choice of law, procedure to contest, etc. Article 7: Support Proceeding Under Convention

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#### UIFSA 2008 Background

- Two primary drafting goals of UIFSA 2008:
- 1. Build upon UIFSA 2001 without drastic changes and;
- 2. Integrate the Convention into state law

#### Approach:

- 1. New definitions accommodate foreign countries and orders in Article 1-6 (Section 101/102), and UIFSA applies to foreign orders (Section 105)
- 2. "State" no longer the legal fiction that a foreign country is a U.S. state
- 3. All new stand-alone section Article 7 deals with the special handling necessary for the establishment or enforcement of a Convention Order

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#### What is "the Convention"

Between 2003-2007, in the Hague, Netherlands, 70+ countries met to forge a Hague Convention on the Enforcement of Child Support

The U.S. signed the Convention at the Hague on November 23, 2007 – a commitment to bring the Convention into force in the U.S. In order for UIFSA Article 7 to be in full swing in the U.S.:

- 1. all states must first enact UIFSA 2008, and
- 2. President must sign the instrument of ratification, and
- 3. U.S. must deposit into Netherlands depository, and
- 4. Article 7 takes effect three months later!

#### 11st

#### Foreign Countries

The **United States** recognizes the following as **foreign reciprocating countries** for child support: Australia, Czech Republic, El Salvador, Finland, Hungary, Ireland, Israel, Netherlands, Norway, Poland, Portugal, Slovak Republic, Switzerland, UK, and all Canadian provinces and territories except Quebec. The **State of Minnesota** has **concluded bi-lateral** agreements with the following countries:

Bermuda, Germany, Sweden

The Convention is in force in the following countries with respect to the United States:
2??

(The Treaty was ratified by: The European Union (27 countries), Norway, Albania, Ukraine, and Bosnia and Herzegovina.)

### Non-convention Orders Versus Convention Orders Convention Orders CURRENT: NON-CONVENTION ORDERS NEW: CONVENTION COUNTRIES AND ORDERS Transmittal letter Transmittal letter

 Transmittal letter
 Transmittal letter

 Certified copy of order plus 2
 Complete text of order, or an abstract by the issuing tribunal

 Certified Statement of Arrears
 A record that the order is enforceable and when foreign country refuses jurisdiction

 A record attacking tribunal
 A record that the order is enforceable and ercord of arrears

 20 day timeframe to context registration
 A record attacking to due process (if default order)

60 day timeframe to contest (if non-US Resident) Apply UIFSA Article 7

#### Special Considerations for Article 7 Convention Orders

- A Tribunal in Minnesota may decline to recognize a convention order due to:
- 1. Lack of personal jurisdiction
- 2. Procedural fraud

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Apply UIFSA Articles 1-6

- 3. Pending proceeding in Minnesota between same parties
- 4. Default order did not offer due process notice and opportunity to challenge order

#### 116

#### UIFSA 2008 Enactment: Clarifications

Long-arm: Does not apply to modifications (Section 201)

Determination of Controlling Order: A request must include payment records as well as all orders (Section 207)

Certified Orders: Only one copy need be certified (Section 602)

Contest to Income Withholding: An obligor may register the order in his or her state in order to contest a direct income withholding order (Section 506)

#### 116

#### UIFSA 2008: Clarifications

Clarifying language allowing for e-filing (e.g., "...communication in a record...," Section 307)

Choice of law: local law controls as to enforcement procedures, and issuing state's interest in case of consolidated arrears (Section 604)

Authorizes "pure" parentage, or parentage-only actions (Section 402)

#### 1161

11st

#### New with Enactment of UIFSA 2008

Continuing, Exclusive Jurisdiction (CEJ): Parties may consent (Section 205) Nondisclosure: By affidavit (no order needed) (Section 312)

Enforcement of foreign order on basis of comity. (Section 104)

Direct Income Withholding (Section 319) Addressing circumstances in which court order specifies payment destination (address of payment center). [Pto:Q1:01]

- center). [PiQ-01-01]
   Requests are limited to the following situation:

   1.
   Obligor.oblige and child no longer reside in the order state; and

   2.
   Obligor.oblige and child no longer reside in the order state; and

   3.
   IV-D services in another state; and through its SDU

#### Questions?

Office of Child Support Enforcement (OCSE)

List of foreign reciprocating countries with links to supporting documentation, guides, and resources:

http://www.acf.hhs.gov/programs/css/resource/foreign-reciprocating-countries

Information Memorandum on UIFSA 2008 & Hague Convention: http://www.acf.hhs.gov/programs/css/resource/uniform-interstate-family-support-act-2008-and-hague-treaty-provisions

Intergovernmental Reference Guide:

http://www.acf.hhs.gov/programs/css/resource/irg

#### Questions?

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Uniform Law Commission The act with comments, previous versions, status and links to state acts: http://www.uniformlaws.org/Act.aspx?title=interstate%20Family%20Support%20Act%20Amendments%20[2008]

> DHS Child Support Division (CSD); DHS SIR: SIR MILD and State contact forms: https://www.dhssir.cty.dhs.state.mn.us/PRISM/Pages/default.aspx CSD Help Desk Contact: Andrew.Abruzzese@state.mn.us