

# Enforcing Other States' Orders In The Past and In The Future



Colorado Family Support Council  
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**KEEP  
CALM  
AND  
START  
THE  
DELOREAN**

# Another State's Order



Most orders specify which state's SDU is to receive the payments.

# Is Order-Issuing State UIFSA 1996 or UIFSA 2001/2008? Check IRG

## VERY IMPORTANT DIFFERENCES

### 1996 State

No provision to redirect in state statute

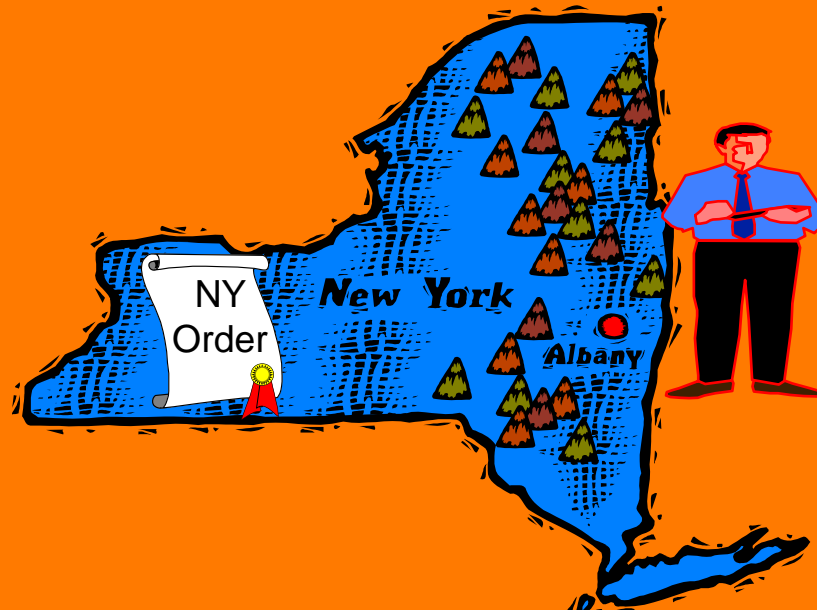
### 2001/08 State

- Has provision to redirect in state statute
- May not have mechanism
- New federal form- Change of Payment Location

# Where Does the Obligor Reside?

Does the **Obligor** reside in the order-issuing state?

**Yes** - initiate a case to that state



# UIFSA 1996

## Order-Issuing State - Open Case Obligor Lives in a Different State

Contact order-issuing  
state and ask.....

- Do they want  
Colorado to initiate  
to them?

OR

- Initiate to obligor's  
state?
  - Do they need  
documentation?



# UIFSA 2001/08

## Order-Issuing State -Open Case Obligor Lives in a Different State

Contact order-issuing state and ask.....

- Do they want Colorado to initiate to them?

OR

- Redirect? (if employer known)

OR

- Initiate to obligor's state?
  - Does order-issuing state need documentation?



# Order-Issuing State

```
graph TD; A[Order-Issuing State] --> B[UIFSA 1996]; A --> C[UIFSA 2001/08]; B --> D[Open Case]; C --> E[Open Case]; D --> F[Obligor Lives in a Different State]; E --> G[Obligor Lives in a Different State]; F --> H[Contact order-issuing state: * CO initiate to order-issuing state? OR * Initiate to obligor's state? * Does order-issuing state need documentation?]; G --> I[Contact order-issuing state: * CO initiate to order-issuing state? OR * Redirect (if employer known) OR * Initiate to obligor's state? * Does order-issuing state need documentation?];
```

## UIFSA 1996

Open Case

Obligor Lives in a Different State

Contact order-issuing state:

- \* CO initiate to order-issuing state?

**OR**

- \* Initiate to obligor's state?

- \* Does order-issuing state need documentation?

## UIFSA 2001/08

Open Case

Obligor Lives in a Different State

Contact order-issuing state:

- \* CO initiate to order-issuing state?

**OR**

- \* Redirect (if employer known)

**OR**

- \* Initiate to obligor's state?

- \* Does order-issuing state need documentation?





# Scenario 1

- CA order
  - UIFSA 1996 state
- CA has open case
- NCP lives in HI



Can CO issue a DIW?

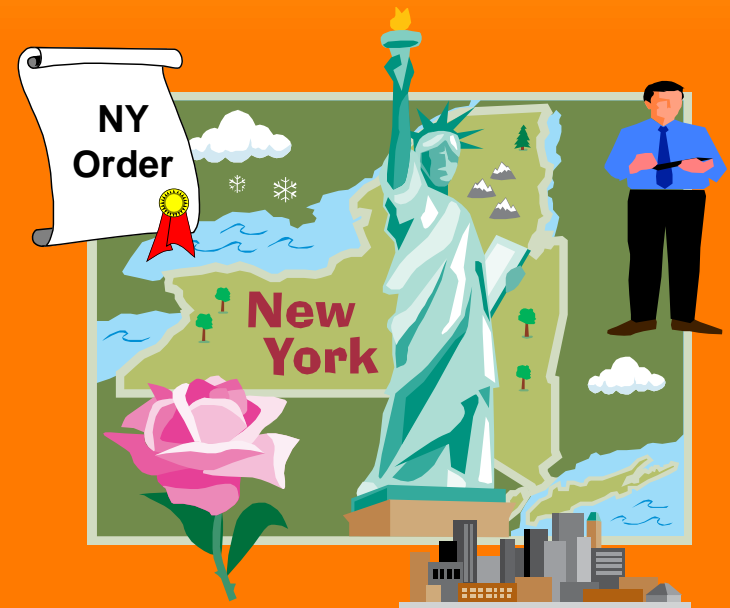
What should you do?

# Scenario 2

- NY order
- NCP lives in NY

Can CO issue a DIW?

Does it matter which version of UIFSA has been implemented?

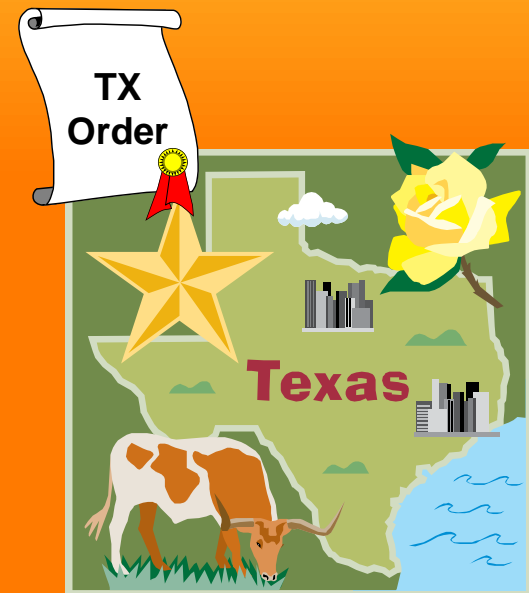


# Scenario 3

- TX order
  - UIFSA 2001/08 state
- TX has open case
- NCP lives in OH



Can CO issue a  
DIW?

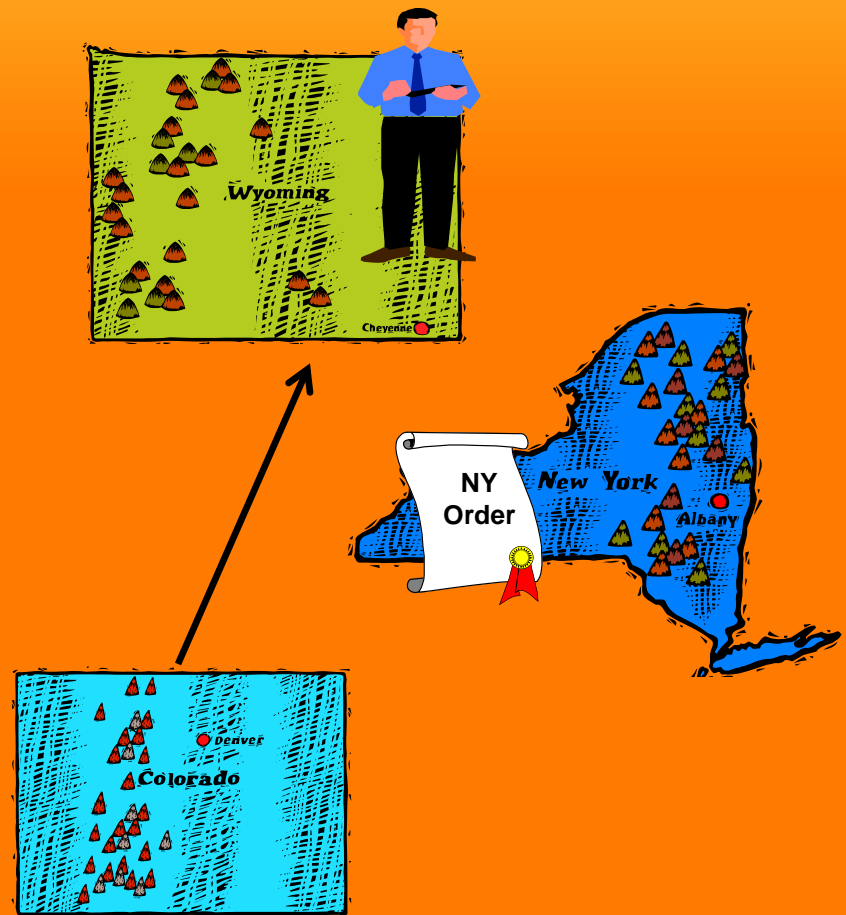


What are the two  
important details that  
might affect this?

# UIFSA 1996

## Order-Issuing State - No Open Case Obligor Lives In A Different State

- Initiate case to obligor's state because:
  - Obligor does not reside in order-issuing state
- Contact order-issuing state
  - Do they need documentation?



## UIFSA 2001/08

Order-Issuing State - No Open Case  
Obligor Lives In A Different State  
Known Employer

Contact order-issuing state

Do they have a mechanism in place  
to redirect payments?



# UIFSA 2001/08

Order-Issuing State - No Open Case  
Obligor Lives In A Different State  
Known Employer

Mechanism in place to redirect  
payments?



NO

- Follow order-issuing state's instructions.
- Enter Chron.

# UIFSA 2001/08

Order-Issuing State - No Open Case  
Obligor Lives In A Different State  
Known Employer

Mechanism in place to redirect  
payments?



Enforce Directly

- Option S - Redirect
- Issue DIW

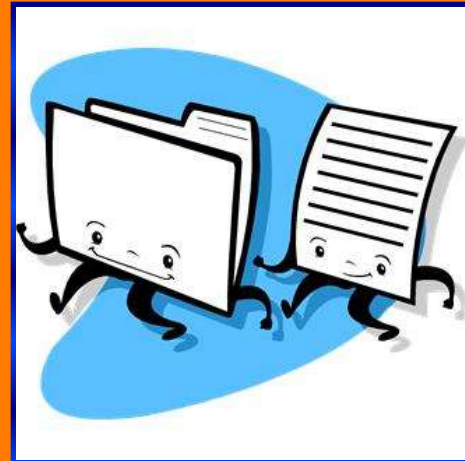




# UIFSA 2001/08

Order-Issuing State - No Open Case  
Obligor Lives In A Different State  
No Known Employer

- Initiate a case to the obligor's state of residence.
- Contact order-issuing state.
  - Do they need documentation?



# Order-Issuing State

## UIFSA 1996

No Open Case

Obligor lives in a different state.

Initiate to obligor's state.

Contact order-issuing state.  
Do they need documentation?

## UIFSA 2001/08

No Open Case

Obligor lives in a different state.

Employer Known

Contact order-issuing state.  
Do they have a mechanism for redirecting?

**Yes**  
Enforce directly.  
Option S Redirect  
& issue DIW.

**No**  
Follow order-issuing state's instructions.  
Enter chron.

No Employer Known

Initiate to obligor's state of residence

Contact order-issuing state.  
Do they need documentation?



# Scenario 4

- CA order
  - UIFSA 1996 state
- CA does not have open case
- NCP lives in HI



Can CO issue a  
DIW?



What should you do?

# Scenario 5

- CT order
  - UIFSA 2001/08 state
- CT does not have open case
- NCP lives in NY
- Known employer
- CT can redirect



Can CO issue DIW?  
Next Action?

# Scenario 6

- UT order
  - UIFSA 2001/08 state
- UT does not have open case
- NCP lives in CA
- Known employer
- UT cannot redirect



Can CO issue DIW?  
Next Action?

# Scenario 7

- TX order
  - UIFSA 2001/08 state
- TX does not have open case
- NCP lives in OH
- No known employer



How would CO get this TX order enforced?

# Scenario 8

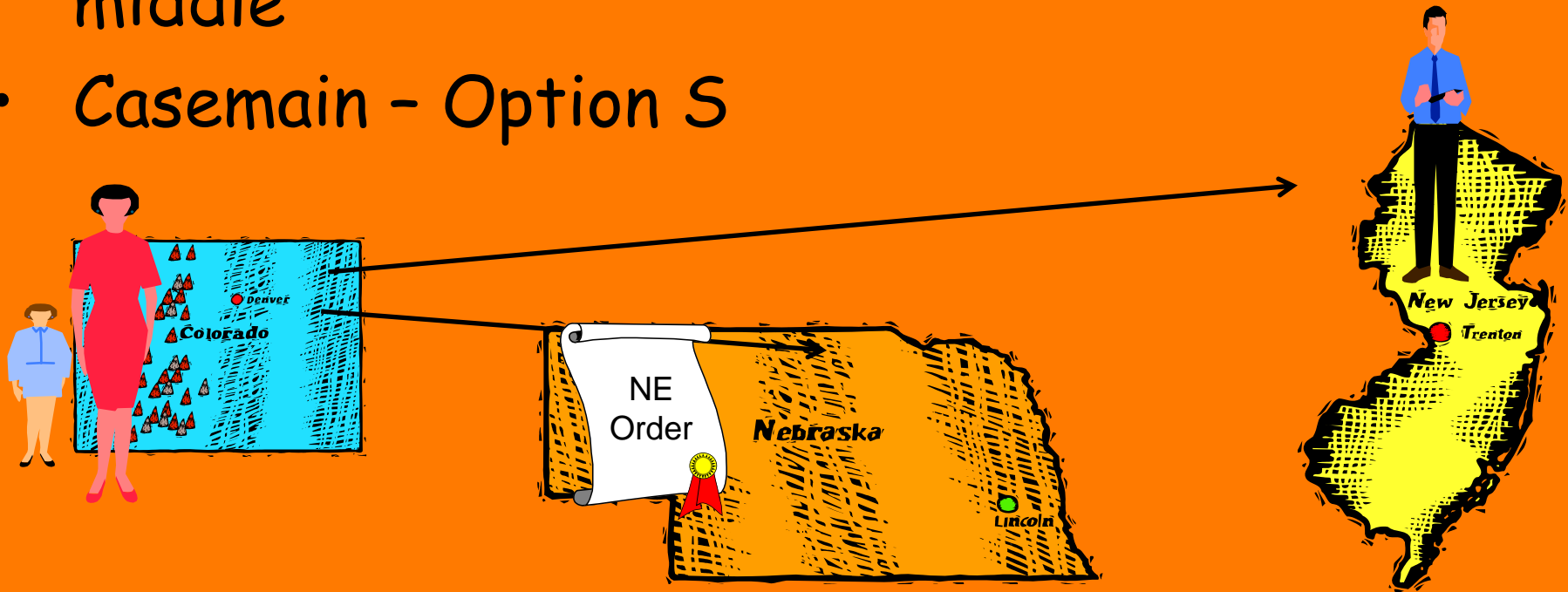
- NY order
- All parties live in CO





# Option S Redirect

- No party in order-issuing state
- UIFSA 2001/08
- Takes order-issuing state "out of the middle"
- Casemain - Option S



# Supplemental Data Screen 1

```

                                MAINTAIN IVD CASE SUPPLEMENTAL DATA - 1
                                PARTICIPANT DATA - 1                                ELDDFJMJ1
                                                                03/25/2013 08:21:19

IVD CASE: 30 000001 92 2 A CLA:B STA:C CAT: 2 PRI: CUR: Y ENF: Y RCPL:
CP: WAVE, NEW                                PERSON ID: AW007214
NCP: NASHVILLE, ROCKER                      PERSON ID: AW007217
*****
PERSON ID'S: (Enter 'R' for CP and 'A' for NCP)
MOTHER: R AW007214 WAVE, NEW
FATHER: A AW007217 NASHVILLE, ROCKER
CARETAKER:

MISCELLANEOUS PARTICIPANT DATA:
                                OTHER                                *** CARETAKER ***
MARITAL STAT DEP RESP GROSS INCOME OTHER EARN SEX CHILD LIVE DT
MOTHER:
FATHER:
CARETAKER:

1-11} GO TO PAGE    X} EXIT - NO UPDATE    D} DELETE SUPPL DATA
9 } <=== OPTION    .}-CANCEL  N}-NEXT    P}-PREV                M}  Q}  ?}  |
```

# Supplemental Data

## Screen 9

MAINTAIN IVD CASE SUPPLEMENTAL DATA - 9

ELDDERM1

SUPPORT ORDER DATA - 1

03/25/2013 08:50:13

IVD CASE: 30 000001 92 2 A CLA: B STA: C CAT: 2 PRI: CUR: Y ENF: Y RCPL:  
CP: WAVE, NEW NCP: NASHVILLE, ROCKER

\* \* \* \* \*

\* \*

1 SUPPORT ORDER NUMBER: CB4XXXJXXMHA ORDER TYPE: D  
SUPPORT ORDER DATE: 02211995 CONTROLLING?:  
COUNTY OF ISSUE: HOEDOWN STATE: NE OR COUNTRY:  
OTHER JURIS IVD CASE NUM:  
CURRENT AMOUNT: 200.00 FREQUENCY: M  
ARREARS AMOUNT: 200.00 FROM: 02211995 THRU: 03312013  
LAST PAYMENT DATE: 02282013

A) DELETE SUPPORT ORDER

1-11) GO TO PAGE X) EXIT - NO UPDATE

N ) <=== OPTION .)-CANCEL N)-NEXT P)-PREV M) Q) ?) |

# Supplemental Data

## Screen 10

MAINTAIN IVD CASE SUPPLEMENTAL DATA - 10 ELDDFSM1  
ADDITIONAL CASE INFORMATION 03/25/2013 09:06:34  
IVD CASE: 30 000001 92 2 A CLA: B STA: C CAT: 2 PRI: CUR: Y ENF: Y RCPL:  
CP: WAVE, NEW PERSON ID: AW007214  
NCP: NASHVILLE, ROCKER PERSON ID: AW007217

Are you requesting or providing free text information (R/P)  
TRANSM # 1 None of the parties reside in NE. Please redirect your  
order under UIFSA, section 319 so that payments can be sent  
to Colorado directly and your case can be closed. Thank You.

TRANSM # 2  
or CSENET  
Free Text

REDIRECT NOTICE STATE: NE

REDIRECT DT:

A)-PRT CSE704/SEND CSENET B)-PRT REDIRECT 1-11}GO TO PAGE X}-EXIT-NO UPDT  
B) <=== OPTION .)-CANCEL N)-NEXT P)-PREV M) Q) ?) |

# Thanks.....

for taking a ride with us on the  
“Time Machine”  
as we learn more about this important topic!

