CHILD SUPPORT COLLECTION TOOLS[1]

Credit Bureau Reporting	Federal[2]	
Contempt of Court	Person[3]	Has the obligor been properly served?[4]
Criminal Prosecution, Federal	Federal[5]	
Criminal Prosecution, State/Tribe	Person	Nonpayment[6] off reservation = State Nonpayment on reservation = Tribe
Deduction Order – Lump sum	Property	See Income Withholding
Deduction Order – Account	Property[7]	Account off reservation = State Account on reservation – Member = Tribe Account on reservation[8] – Nonmember or NonIndian = State/Tribe?
Domestic Relations Orders (QDROs)	Property	[9]
Garnishment - Wages	Property	See Income Withholding
Garnishment – Nonwages	Property	See Writs of Execution
Individual Indian Money Accounts (IIM)	Person	Federal or tribal court with jurisdiction; if there is no tribal court with jurisdiction, then a state court with jurisdiction
Income Withholding	Property[10]	Employer is tribe or tribally-owned business = Tribe, regardless of whether wages are earned on or off reservation Employer is not a tribe or tribally-owned business – wages earned on reservation - employee is Member = Tribe[11] Employer is not a tribe or tribally-owned business – wages earned on reservation - employee is Nonmember or NonIndian = State/Tribe? Employer is not a tribe or tribally-owned business – wages earned off reservation = State
License Suspension, "Judicial"	Person	Sanction for contempt; state-issued license = State
License Suspension, "Administrative"	Property	State-issued license = State Tribal-issued license = Tribe
Liens on Personal Property	Property	Property off reservation = State Property on reservation – Member = Tribe Property on reservation – Nonmember or NonIndian = State/Tribe?
Liens on Real Property	Property	Property off reservation = State Property on reservation – Member (trust land) = Tribe

		Property on reservation – Member (fee land), Nonmember, and NonIndian = State/Tribe?
Lottery Offset/Casino Winnings	Property	State lottery = State Casino winnings = Tribe?
National Medical Support Notice	Property	See Income Withholding
Passport Denial	Federal	
Public Disclosure	N/A	No jurisdiction of obligor or assets required if case is open to IV-D
Tax Refund Intercept, Federal	Federal	
Tax Refund Intercept, State	State	
Work Activities	Personal	Sanction for contempt
Writs of Execution	Property	Property off reservation = State Property on reservation – Member (trust land) = Tribe Property on reservation – Member (fee land and other property), Nonmember or NonIndian = State/Tribe?

[1] This table assumes an obligation that is properly enforced by the state IV-D program, either because the support obligation accrues under a state civil file, the obligation has been registered for enforcement as a foreign judgment, or another state has requested enforcement. See UIFSA § 507 (registration not required for administrative enforcement unless contested).
[2] For certain collection actions required by Title IV-D, the appropriate agency is authorized to take the action without regard to whether the agency has jurisdiction over the obligor or the obligor's assets.
[3] Also known as "in personam" jurisdiction.
[4] UIFSA § 201.
[5] Jurisdictional analysis for federal prosecution for willful nonpayment of support is beyond the scope of this document.
[6] There is authority suggesting that failure to pay child support is a continuing offense, starting with the location where the obligor failed to pay and concluding with the location where the child was supposed to receive the funds. Accordingly, the proper location for a prosecution (assuming one parent lives on the reservation and one lives off) may depend on the practical question of where the obligor can be located.
[7] Also known as "in rem" jurisdiction.
[8] If a bank account has been opened at a branch of a bank that is located on the reservation, but the bank also has branches off the reservation, the appropriate focus is on the location of the bank at which the obligor opened the account, which can be presumed to be where the obligor lives or works.
[9] See 26 U.S.C. § 414(p)(6).
[10] An exception exists if the jurisdiction of the employer has adopted UIFSA, in which case the employer is required to honor the income withholding order even if the issuing state has no jurisdiction over the wages. See UIFSA § 501.
[11] Except for federal employees, whose income is subject to income withholding. 42 U.S.C. § 659; Office of Child Support Enforcement IM-02-01.