



**ERICSA 62ND ANNUAL
TRAINING CONFERENCE & EXPOSITION**

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NORFOLK

VIRGINIA

UIFSA SCENARIOS

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SCENARIO #1

- Massachusetts child support order for Alex to pay Anna \$500/month for support of their three children.
- Anna and the child move to Connecticut.
- Alex moves to Rhode Island, where the court order is registered for enforcement only.
- During the registration proceeding, Alex's attorney requests that RI be given CEJ because RI is the "non-requesting party's state."
- Is this a legitimate request?
- Who has CEJ over the order?
- Where should future modifications of this order be heard?

SCENARIO #2

- 2010 Delaware order for Barry to pay Brook \$450/month support for their two-year old child, and arrears accrue.
 - During a month-long stay in Pennsylvania visiting relatives, the child is placed into IV-E foster care in PA. Neither parent was present.
 - In 2024 PA established one court order for Barry to pay and a separate order for Brook to pay support for their child in foster care in PA.
 - No payments were ever made on either foster care order.
 - In 2025 the child is released from foster care and is declared emancipated.
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- What happens to arrears that accrued under the DE order?
 - What happens to arrears that accrued under the PA orders?
 - Which state(s) can enforce?

SCENARIO #3

- New Hampshire order for Charles to pay Connie \$750/month for their three children.
- Charles moves to Vermont, Connie remains in New Hampshire.
- In 2023 Charles took over legal custody of the children, so he brought the case into court in VT where a new child support order was established with Charles as the custodial parent, VT also terminated the NH child support order.
- Now, in 2025, Connie has custody of the children again, still in NH.
- What should have happened on this case in 2023?
- What should happen on this case now?
- What about arrears (assume that arrears accumulated on both cases)?

SCENARIO #4

- Iowa order for Donald to pay Delores, the child's grandmother, \$400/month.
 - Donald moves to Ohio.
 - Grandma Delores remains in IA.
 - The child moves in with Aunt Donna in Missouri, and she applies for child support services.
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- What petitions get filed, and where?
 - Are these modification petitions, or establishment?

SCENARIO #5

- Tennessee order for Eric to pay Edna current support and a \$20,000 arrears judgment.
 - Eric resides in South Carolina.
 - Edna is incarcerated in North Carolina.
 - Eric takes the case into court in SC, saying that he has custody of the child and he wants the arrears he owes to be forgiven since he has had custody of the child for several years.
 - Edna appears telephonically in a court hearing in SC and agrees to the terms.
 - SC dismisses all the arrears, including arrears owed to TN from when Edna was on public assistance there.
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- Did SC have authority to dismiss the arrears owed to TN?
 - Did the fact that Edna agreed to the terms matter?
 - Is there anything TN can do?
 - UIFSA supplies the rules on valid defenses to registration of another state's order – can SC use (#6) “Full or partial payment has been made.”, and therefore SC could entertain NCP's defense to enforcement of arrears?
 - Does TN's law on debt compromise come into play?

SCENARIO #6

- Virginia order for Francine to pay Fred \$300/month in support of their two children.
- Fred first moves to West Virginia and goes on public assistance, and arrears of \$3000 accrue.
- Fred then moves to Maryland and goes on public assistance, and arrears of \$4000 accrue.
- Fred moves one final time, to Washington DC, and arrears of \$2000 accrue.
- Fred is personally owed \$5000 in arrears.
- Francine moves to Delaware and is not paying current support.
- What should DC IV-D do to collect current support and arrears?
- Who should collect the arrears owed to WV? To MD?

SCENARIO #7

- Georgia order for Gina to pay Greg \$250/month in child support
 - Gina moves to England.
 - Greg and the child move to Florida, and he requests an upward modification since the child is nearing the age of 18.
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- Where should the modification petition be sent?
 - What forms should be used?
 - Which jurisdiction's age of emancipation applies?

SCENARIO #8

- California order for Harold to pay Holly \$600/month for their two children.
- Holly and the children move to Utah and apply for IV-D services, so payments are forwarded by CA to UT.
- Now Adam also moves to UT.
- There are no arrears due CA DSS.
- Can CA close their IV-D case?

SCENARIO #9

- Wisconsin order for Ira to pay Iris \$700/month for their child.
 - Ira is a member of the Ho-Chunk Nation.
 - WI determines that the Ho-Chunk Nation IV-D agency would be best suited to enforce the order due to the circumstances of the case.
 - Iris agrees with this.
- Can the WI IV-D agency transfer the case to the Ho-Chunk IV-D office and then close their own case?

SCENARIO #10

- Oklahoma order for Jack to pay Jennifer \$350/month for support of their one child.
- This is a direct pay order, with no involvement by IV-D. It is also not a Non-IV-D case.
- Jennifer and the child move to Texas. TX requests that OK do Non-IV-D Payment Forwarding only.
- OK says they cannot do this on their system, as they would have to open a full services IV-D case.
- What should be done on this case? By OK? By TX?

SCENARIO #11

- Illinois order for Kevin to pay Kendra \$900/month in support of their two children, Keith and Kerrie.
 - Kevin moves to Indiana, Kendra and the two children remain in IL.
 - During a visit to see the children, Kendra becomes pregnant by Kevin.
 - Nine months later Kendra gives birth to child Karen.
 - Kendra files a modification petition in IL to add the third child.
 - One week later, before anything occurs in court, the child Kerrie dies.
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- What should the IL court do?
 - Can the existing petition be amended?
 - Can the new child be swapped out for the deceased child?
 - What is IN's involvement on this case (they do not currently have an open two-state interstate case for these parties)?

SCENARIO #12

- Louise lives in Hawaii where she applies for IV-D services and requests establishment of paternity and child support.
 - Louise has one child and says that Larry is the father; they are not married, Larry did not sign a Voluntary Acknowledgment of Paternity form, nor is his name on the birth certificate.
 - Larry resides in Alaska.
 - Louise says that Larry visited the child a few times and purchased diapers and other items for the baby during those visits.
 - Louise says the child was conceived in HI, but Larry moved to AK before the child was born.
- What actions should the HI worker take?

SCENARIO #13

- Martin and Mary are married in Washington in 2015.
 - In 2017 Martin moves out to parts unknown, but there is never a divorce.
 - In 2019 Mary gives birth to a child.
 - Martin's name is on the birth certificate since they are still married, even though Mary has not seen him in over two years.
 - Now Mary applies for IV-D services in WA. A UIFSA packet is sent to Oregon requesting establishment of paternity and support against the biological father, Michael, who resides in OR.
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- What should OR do with this case?
 - For purposes of discussion, what (if anything) would be different if Martin never moved out of the WA household but Mary is still saying that Michael in OR is the biological father?

SCENARIO #14

- Colorado child support order for Noreen to pay Nancy \$800/month for their one child.
 - Noreen moves to Nevada, and the CO order is registered there for enforcement.
 - NV is enforcing the order, payments are current, and there are no arrears.
 - CO modifies its order, but the modification is never registered in NV, so NV is still enforcing the original order.
 - CO shows an arrearage on their case because the modified order is higher.
 - Noreen has a bank account in CO, which NV does not freeze & seize because they show a \$0 balance.
 - Now CO seizes the bank account to recover their arrears.
 - NV has tried unsuccessfully for some time to get CO to register the modified order, to no avail. NV now shows the case as being overpaid, so they stop enforcement.
 - CO wants current support payments, as well as collection of arrears.
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- What should happen on this case?
 - What about the arrears?

SCENARIO #15

- Otto and Oliver were married in Michigan, and there is a divorce pending.
- The couple recently started adoption proceedings for a child, but Oliver left Otto and the child in the middle of the adoption proceeding.
- Oliver currently resides in Minnesota.
- Oliver says he should not have to pay support for a child that he never legally adopted.
- Otto applies for child support services in Michigan, requesting establishment of a child support order.
- What action should be requested, and where?

SCENARIO #16

- Patricia has two children, Cain and Abel, ages 2 and 5 respectively.
 - Patricia's husband of 8 years, Paul, is recently deceased.
 - Patricia is residing in Idaho and applies for child support services.
 - Patricia claims that another man, Patrick, is definitely the father of Abel and possibly the father of Cain.
 - Patrick is currently enrolled in the military and is stationed in Iraq, although he has a legal residence in Montana.
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- Is establishment of paternity and support an option?
 - What course of action do you recommend, and where?
 - Is the military service in Iraq a factor?
 - If MT says they will not pursue the case, are there any other options?

Thank you for your participation!

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