ERICSA
EASTERN REGIONAL INTERSTATE CHILD SUPPORT ASSOCIATION

Officers
Tommy Howard, President
Laura Stafford, President-Elect
Sharon Pizzuti, VP Conference Operations
Loretta Everett, VP Exhibitors & Sponsors
Nick Palos, VP Policy & Legislation
Diane Potts, Secretary
Rob Velcoff, Treasurer
Michael McGuire, Immediate Past President

Board of Directors
Rieda Abrams-Miller
Christy Brahim
Tim Cawoski
Raymond Civitella
Robbie Endris
Amy Gober
Tanguler Gray
Amy Kownack
Tammy Pearson
Cristol Porter
Melissa Rossow
Lisa Skenandore
Zach Steed
Patti Wood

Honorary Board
Margot Bean
Lara Fors
Tom Horan
Terry O'Halloran
Patterson Poulson
Pam Sala
Elaine Tudor
Carla West

Date: September 30, 2021
Re: OMB control number 0970-0209

Office of Child Support Enforcement (OCSE)
330 C Street SW
Washington, DC 20201
Submitted to infocollection@acf.hhs.gov

Comments of the Eastern Regional Interstate Child Support Association to Notice for Public Comment on the Intergovernmental Reference Guide

The Eastern Regional Interstate Child Support Association (ERICSA) is a not-for-profit organization of child support professionals that promotes the interests of children who are owed child support. ERICSA members work for or with state, tribal, and local child support agencies as public or private sector participants.

Founded in 1963, ERICSA historically has drawn its membership from persons working for, or doing business with, tribes, and states and their local jurisdictions that border on, or are east of, the Mississippi River. Today, ERICSA's membership spans the United States. ERICSA contributes to national discussions regarding intergovernmental and federal child support issues by providing policy positions on key issues affecting child support.

ERICSA has reviewed the revisions to the state profile in the Intergovernmental Reference Guide (IRG) published in the July 30, 2021 Federal Register, 86 Fed. Reg. 41042. ERICSA agrees with many of the proposed changes to the IRG and believes that they will provide state programs with valuable information needed to process intergovernmental child support cases.

There are some proposed changes, however, that ERICSA does not believe will benefit state programs or that could be revised further. ERICSA also proposes adding two new

sections to the IRG:

- Social Security Section
- Intergovernmental Referral Section

In addition, ERICSA recommends adding additional questions to the following sections: income withholding, paternity/parentage, and the Uniform Interstate Family Support Act. Finally, ERICSA suggests that OCSE should change the terms "custodial parent" and "noncustodial parent" used throughout the IRG to terms not tied to parenting time. The attached spreadsheet contains all of the changes recommended by ERICSA.

ERICSA commends the work done by OCSE on the IRG and urges OCSE to consider the attached recommendations in finalizing the IRG.

Sincerely,

9.30.21

Thomas Howard
President

ERICSA
EASTERN REGIONAL INTERSTATE CHILD SUPPORT ASSOCIATION

Section	Question	ERICSA Comments
Throughout the IRG		Recommend changing terms of custodial parent and noncustodial parent. Terms states use include: Obligor/Obligee, Payor/Payee, Parent who owes support/Parent who received support, Paying Parent/Receiving Parent.
AUTOMATED ADMINISTRATIVE ENFORCEMENT IN INTERSTATE CASES (AEI)	1. What data matches (for example, financial institution, state lottery) and enforcement remedies are available through Automated Administrative Enforcement in Interstate Cases (AEI) in your state? (See AT-08-06: Implementing Section 466(a)(14) of the Social Security Act, High-Volume, Automated Administrative Enforcement in Interstate Cases.)	No comment
AUTOMATED ADMINISTRATIVE ENFORCEMENT IN INTERSTATE CASES (AEI)	2. What criteria must be met, and in addition to Transmittal #3, what documentation does your state require to proceed with an AEI request?	No comment
CREDIT REPORTING	1. What are your state's criteria for reporting a noncustodial parent's child support information to credit bureaus?	No comment
CREDIT REPORTING	2. To which credit bureaus does your state report a noncustodial parent's child support information?	No comment
CREDIT REPORTING	3. Is the method for credit bureau reporting judicial, administrative, or both?`	No comment
CREDIT REPORTING	4. How can a noncustodial parent who no longer has a past-due account be removed? Or does the noncustodial parent continue to be reported regardless of the dollar amount owed?	Please reword the question to clarify what is meant by 'be removed'. Alternate wording suggestion: Can a noncustodial parent who no longer has a past-due account have the report removed from the credit bureau? If so, what must the noncustodial parent do?
CSENET	1. When your state is the initiating state, does it send a Child Support Enforcement Network (CSENet) case closure transaction to let the responding state know your state has closed its case (including the reason for closure) and/or the responding state's intergovernmental services are no longer needed? (MSC P GSC15: 45 CFR	No comment

ERICSA
EASTERN REGIONAL INTERSTATE CHILD SUPPORT ASSOCIATION

Section	Question	ERICSA Comments
CSENET	2. When your state is the responding state, does it send a CSENet case closure transaction to notify the initiating state that its case is closed based on one of the following reasons: (MSC P GSC16)? • Initiating state failure to take an action essential for the next steps? (45 CFR 303.11(b)(17).) • The initiating state requested the responding state to close the case? (45 CFR 303.7(d)(10).)	No comment
CSENET	3. When your state is the initiating state, does it send a CSENet case closure transaction to notify the responding state that it must stop any income withholding orders or notices and close the intergovernmental case? (MSC P GSC17; 45 CFR 303.7(c)(12).)	No comment
CSENET	4. When your state is the responding state, does it send a CSENet case closure transaction to notify the initiating state that, per its request, the case is closed, and your state has stopped its income withholding order? (MSC P GSC18; 45 CFR 303.7(d)(9).))	No comment
CSENET	5. Does your state send CSENet transactions to request interest information? (MSC R GRINT)	No comment
CSENET	6. Does your state send CSENet transactions to provide another state with interest and arrears information? (MSC P GSTAI)	No comment
COPIES OF ORDERS AND PAYMENT RECORDS	Section in General	Expand this section to include how states address all limited service requests, not just obtaining orders and pament historys. Include how to obtain copies of birth certificates and paternity acknowledgments, what action the state takes for requests for service of process and related costs, how genetic testing can be coordinated, requirements for teleconference participation, etc. Also include whether the state can forward payments without a two state action.
COPIES OF ORDERS AND PAYMENT RECORDS	1. What are the procedures and associated costs for obtaining a certified copy of a court order?	No comment

Section	Question	ERICSA Comments
COPIES OF ORDERS AND PAYMENT RECORDS	2. What are the procedures and associated costs for obtaining a certified payment record?	No comment
COST RECOVERY AND FEES	1. Does your state elect to recover costs in excess of any fees collected to cover administrative costs in your child support state plan? (See section 454(6) of the Social Security Act and 45 CFR 302.33(d).) If yes, does your state collect excess actual or standardized costs on a case-by-case basis? Please describe.	No comment
COST RECOVERY AND FEES	1.1. If yes, does your state recover costs from the custodial parent or the noncustodial parent? (Note: No costs can be assessed against a foreign custodial parent applying through a Central Authority in a Hague Convention country, a foreign reciprocating country, or a foreign country with state-level reciprocity.)	No comment
COST RECOVERY AND FEES	2. Does your state recover costs on behalf of an initiating state that has elected to do cost recovery? If yes, describe.	No comment
COST RECOVERY AND FEES	3. How does your state impose and collect the mandatory $35 annual fee (after collecting the first $550)? This fee is applicable in IV-D cases in which individuals who never received IV-A assistance are receiving IV-D services. (See 45 CFR 302.33(e).) See options below.	No comment
COST RECOVERY AND FEES	3.1. Is it retained by the state from support collected?	No comment
COST RECOVERY AND FEES	3.2. Is it retained by the state from support collected?	No comment
COST RECOVERY AND FEES	3.3. Is it recovered from the noncustodial parent?	No comment
COST RECOVERY AND FEES	3.4. Is it paid by the state out of its state funds?	No comment
DISTRIBUTION	1. Does your state pass through collections (and disregard collections for Temporary Assistance for Needy Families (TANF) eligibility purposes) in current assistance cases? If yes, provide the amount and explain.	No comment
DISTRIBUTION	2. Does your state participate in the pass-through in former assistance cases? If yes, provide the date and explain.	No comment

ERICSA
EASTERN REGIONAL INTERSTATE CHILD SUPPORT ASSOCIATION

Section	Question	ERICSA Comments
DISTRIBUTION	3. In former assistance cases, are federal income tax refund offset payments applied to families first (DRA distribution) or state arrears first (PRWORA distribution)?	No comment
DISTRIBUTION	4. How does your state distribute payments when the noncustodial parent has arrears due to your state and another state?	No comment
DISTRIBUTION	4.1 If there are no arrears due to your state, how does your state distribute payments when the noncustodial parent has arrears due to multiple states?	No comment
DURATION OF SUPPORT	1. What is the duration of support in your state? Include the age of majority when the support obligation ends in the absence of other factors. Include your state's statutory citation(s).	No comment
DURATION OF SUPPORT	2. If not addressed in the order, at what age is child support automatically terminated as a matter of state law? Qualify, if necessary.	No comment
DURATION OF SUPPORT	3. Does the date of the order determine the law that is applied to the duration of support? If yes, describe.	No comment
DURATION OF SUPPORT	4. Does child support end if the child no longer lives with the custodial parent but does not emancipate according to state law – for example, the child graduates high school at 17 and no longer lives with the custodial parent?	No comment
DURATION OF SUPPORT	5. Does your state law allow support to be paid beyond the age of majority under certain circumstances (for example, if the child has a disability or is in college)? If yes, describe.	No comment
DURATION OF SUPPORT	6. What are your state's laws regarding the emancipation of the child that would result in early termination of the child support obligation? Describe.	No comment
DURATION OF SUPPORT	7. For orders that include multiple children, does your state automatically reduce the current support owed for remaining children after one of the children in the order reaches the age of majority or otherwise emancipates? If yes, describe.	No comment

Section	Question	ERICSA Comments
DURATION OF SUPPORT	8. Does your state provide IV-D services to establish support for a child who is no longer a minor but for whom state law provides post-majority support (for example, if the child has a disability or is in college)? If yes, please describe the specific circumstances.	No comment
FAMILY VIOLENCE	1. (Private) What policies and procedures does the state use to determine when to place a family violence indicator on a party to a case?	No comment
FAMILY VIOLENCE	2. (Private) How does the state determine if additional members (for example, dependents) on a case need the family violence indicator?	No comment
FAMILY VIOLENCE	3. (Private) What policies and procedures does the state use to review if parties with family violence indicators are still in need of that protection? What policies and procedures does the state use to update or remove the family violence indicator if it is no longer needed?	No comment
FAMILY VIOLENCE	4. (Private) Does your state system interface with protective order registries? If yes, how often?	No comment
FAMILY VIOLENCE	5. (Private) When did the state last review or update its policies for the family violence indicator	Recommend removing question. It is not clear how this benefits another state.
FAMILY VIOLENCE	6. (Private) Does the state have specialized policies and procedures for providing safety-informed child support services to victims of family violence? If yes, what are the procedures available to victims to enhance safety?	No comment
FEDERAL ENFORCEMENT	1. When your state is the initiating state, does it submit past-due cases to OCSE for federal administrative offset? If yes, what is the minimal required past-due amount?	No comment
FEDERAL ENFORCEMENT	2. When your state is the initiating state, does it submit past-due cases to OCSE for MSFIDM? If yes, what is the minimal past-due amount?	No comment
FEDERAL ENFORCEMENT	3. When your state is the initiating state, does it submit past-due cases to OCSE for insurance match? If yes, what is the minimal required past-due amount?	No comment

Section	Question	ERICSA Comments
FEDERAL ENFORCEMENT	4. When your state is the responding state, does it submit past-due cases to OCSE for federal administrative offset? If yes, what is the minimal required past-due amount?	No comment
FEDERAL ENFORCEMENT	5. When your state is the responding state, does it submit past-due cases to OCSE for MSFIDM? If yes, what is the minimal required past-due amount?	No comment
FEDERAL ENFORCEMENT	6. When your state is the responding state, does it submit past-due cases to OCSE for insurance match? If yes, what is the minimal required past-due amount?	No comment
FEDERAL ENFORCEMENT	7. When your state is the responding state, does it submit past-due cases to OCSE for passport denial?	No comment
FINANCIAL INSTITUTION ATTACHMENT	1. Are the financial institution attachment procedures in your state judicial, administrative, or both?	No comment
FINANCIAL INSTITUTION ATTACHMENT	2. Are there specific account types exempt from the administrative financial institution attachment process in your state? If yes, which account types are exempt?	No comment
FINANCIAL INSTITUTION ATTACHMENT	3. Is the financial institution attachment process in your state centralized and/or automated?	No comment
FINANCIAL INSTITUTION ATTACHMENT	4. What are the criteria for an obligor and/or joint account holder to contest a financial institution attachment?	No comment
FINANCIAL INSTITUTION ATTACHMENT	5. Does your state's law require financial institutions doing business in your state to accept enforcement actions directly from other states? If yes, provide the statutory citation. Please explain.	No comment
FINANCIAL INSTITUTION ATTACHMENT	6. If there are no statutory criteria required to attach an account, describe the process for requesting a financial institution attachment from another child support agency (for example, a Transmittal #3) and list additional documentation required.	No comment
FINANCIAL INSTITUTION ATTACHMENT	7. Does your state's income withholding definition include amounts in financial institutions?	No comment

ERICSA
EASTERN REGIONAL INTERSTATE CHILD SUPPORT ASSOCIATION

Section	Question	ERICSA Comments
FINANCIAL INSTITUTION ATTACHMENT	8. Does your state require sending a notice of intent to the noncustodial parent when attaching an account in a financial institution? Who notifies the noncustodial parent– the state, the financial institution, or both?	No comment
FINANCIAL INSTITUTION ATTACHMENT	9. How long does the financial institution have to hold funds before sending the noncustodial parent's assets to your child support agency?	No comment
FINANCIAL INSTITUTION ATTACHMENT	10. Does your state law or policy require the financial institution and/or state to hold the attached assets during the challenge or appeal time frame? If yes, provide the statutory citation and time frames.	No comment
FINANCIAL INSTITUTION ATTACHMENT	11. What amount or percentage of the noncustodial parent's financial assets are eligible for attachment? Is this different for joint accounts? Please explain.	No comment
FINANCIAL INSTITUTION ATTACHMENT	12. What are the criteria for an obligor and/or joint account holder to contest a financial institution attachment?	No comment
FINANCIAL INSTITUTION ATTACHMENT	13. Does your state have procedures to liquidate non-liquid assets (for example, stocks, bonds, etc.)? If yes, provide the statutory citation and the procedures to follow.	No comment
GENERAL PROGRAM-AT-A-GLANCE	How many local child support offices are in your state excluding agencies with cooperative agreements?	Recommend removing question. The number of child support offices in the state doesn't really benefit another state, especially if we are not also counting agencies with cooperative agreements.
GENERAL PROGRAM-AT-A-GLANCE	What is the name of your IV-D agency?	No comment
GENERAL PROGRAM-AT-A-GLANCE	Is your state administrative, judicial, or a combination of both? In particular, does your state primarily use judicial or administrative procedures to establish and/or enforce support orders? Please describe.	A similar questions is asked in the Support Establishment section (Question 1) and similar questions for the various enforcement sections. This question is not needed here.

Section	Question	ERICSA Comments
GENERAL PROGRAM-AT-A-GLANCE	Does your state use the following applications: EDE, CSENET, QUICK?	Suggest revising structure of question to have state list which ones are used. For CSENEt, this is not a simple yes or no as there are multiple categories of transactions that a state may or may not use.
INCOME WITHHOLDING	Section in General	Suggest expanding this section to address Employer requirements as well. See recommended new questions below pertaining to employers.
INCOME WITHHOLDING	1. What are specific sources of income not subject to withholding?	No comment
INCOME WITHHOLDING	2. Does your state law adopt the federal Consumer Credit Protection Act (CCPA) income withholding limits? Please provide the statutory citation.	No comment
INCOME WITHHOLDING	2.1. Does your state have policy or procedures allowing the agency to use lower limits than the CCPA?	No comment
INCOME WITHHOLDING	2.2. What are the withholding limits for non-employees?	No comment
INCOME WITHHOLDING	3. What is the maximum fee for the administrative cost that an employer may charge for processing income withholding orders? (45 CFR 303.100(e)(iii)	No comment
INCOME WITHHOLDING	4. Does your state charge any fees to the noncustodial parent that the employer must withhold and remit to the state? If yes, please explain.	No comment
INCOME WITHHOLDING	5. Is an employer required to begin withholding after the date of service, receipt, or mailing of an income withholding order?	No comment
INCOME WITHHOLDING	5.1. How many days following the first pay period that occurs after service, receipt, or mailing of an income withholding order is an employer required to begin withholding?	No comment
INCOME WITHHOLDING	6. When must an employer remit amounts withheld from an employee's pay?	No comment
INCOME WITHHOLDING	7. What are your state's sanctions for employers for not implementing income withholding?	No comment

Section	Question	ERICSA Comments
INCOME WITHHOLDING	7.1.What are the penalties to an employer for failure to remit payments withheld?	No comment
INCOME WITHHOLDING	8. Does your state allow other jurisdictions to send income withholding orders for unemployment insurance (UI) benefits directly to your state's UI agency? If yes, please explain your process and include any additional required documents.	No comment
INCOME WITHHOLDING	8.1. If no, what is your state's process to aid the other jurisdictions in withholding UI benefits? Please describe and include the required documents.	No comment
INCOME WITHHOLDING	9. Does your state allow other jurisdictions to send income withholding orders directly to a noncustodial parent's financial institution in your state? If yes, please explain your process and include any additional required documents.	No comment
INCOME WITHHOLDING	9.1. If no, what is your state's process to aid the other jurisdiction in collecting from a financial institution? Please describe and include the required documents.	No comment
INCOME WITHHOLDING	10. How does a noncustodial parent contest an income withholding in your state?	No comment
INCOME WITHHOLDING	11. How does your state allocate payments when there is more than one claim against the noncustodial parent's income? Should the payment be divided equally or pro rated among the cases? (See 45 CFR 303.100(a)(5).)	No comment
INCOME WITHHOLDING	12. When calculating disposable income for child support purposes, what are the mandatory deductions from gross income required by state law, such as union dues or medical insurance premiums?	No comment
INCOME WITHHOLDING	13. When does your state require the employer to send notice of an employee's termination?	No comment
INCOME WITHHOLDING	14. When your state is enforcing an order and receives payment through income withholding that is not enough to cover the full amount ordered, how does your state apply the payment to the types of support (for example, current, arrears, medical, spousal support, other ? Please describe and provide the statutory citations, if appropriate.	No comment

ERICSA
EASTERN REGIONAL INTERSTATE CHILD SUPPORT ASSOCIATION

Section	Question	ERICSA Comments
INSURANCE MATCH	1. Does your state have legislation requiring insurance companies to work with child support agencies to identify claimants who owe past-due child support? Describe the requirements and provide the statutory citation.	No comment
INSURANCE MATCH	2. What criteria must a noncustodial parent meet to be eligible for your state's participation in the federal insurance match program?	No comment
INSURANCE MATCH	3. What process does your state use to intercept insurance payments?	No comment
INSURANCE MATCH	4. How does another state initiate and intercept collections from your state's workers' compensation agency?	No comment
INSURANCE MATCH	5. Does your state participate in the Child Support Lien Network or CSLN (which provides insurance match services)?	No comment
INTERNATIONAL – RECIPROCITY	Section in General	We suggest combining the sections dealing with international case information into one larger section that introduces the International Section and then has each of following subsections within the International Section.
INTERNATIONAL – RECIPROCITY	1. With which foreign countries or other jurisdictions (such as Quebec) does your state have state-level reciprocity for child support? (Do not include federal foreign reciprocating or Hague Convention countries.)	No comment
INTERNATIONAL – RECIPROCITY	2. Does your state exercise its option for enforcement of spousal-only orders for a foreign reciprocating country, a foreign Hague Convention country, or a foreign country with which your state has state-level reciprocity? (See section 454(32)(B) of the Social Security Act.)	No comment
INTERNATIONAL – RECIPROCITY	3. Does your state agency accept direct applications for services from individuals residing outside the United States (See UIFSA § 307 - Alternative A), or does your state's law allow discretion in accepting these applications (See UIFSA § 307 -Alternative B)?	No comment

ERICSA
EASTERN REGIONAL INTERSTATE CHILD SUPPORT ASSOCIATION

Section	Question	ERICSA Comments
INTERNATIONAL – INFORMATION FOR HAGUE CONVENTION COUNTRIES	Section in General	
INTERNATIONAL – INFORMATION FOR HAGUE CONVENTION COUNTRIES	1. When a Hague Convention country seeks registration of a Convention support order in your state, does your state allow the country to send an abstract (or summary) of the order on the Hague Abstract of a Decision form in lieu of the complete text? (See UIFSA § 706(b) (1).)	No comment
INTERNATIONAL – INFORMATION FOR HAGUE CONVENTION COUNTRIES	2. What methods of personal service does your state use?	This question is better placed under Support Order Establishment as it applies broader than just to convention countries.
INTERNATIONAL – INFORMATION FOR HAGUE CONVENTION COUNTRIES	3. Does your state send and receive pleadings and documents electronically in international cases? If yes, specify the types of pleadings and documents your state can send and receive electronically.	No comment
INTERNATIONAL – INFORMATION FOR HAGUE CONVENTION COUNTRIES	4. When establishing a child support order, what can be included as add-ons to the child support guideline amount? Please provide the relevant statutory or case law citation. (See also question 1 under Support Details.)	This question is better placed under Support Order Establishment as it applies broader than just to convention countries.
INTERNATIONAL – INFORMATION FOR HAGUE CONVENTION COUNTRIES	5. Does your state encourage amicable solutions between parents to promote voluntary payment of support, such as the use of mediation, conciliation, or similar consent processes? If yes, describe.	This question is better placed under Support Order Establishment as it applies broader than just to convention countries.
INTERNATIONAL – INFORMATION FOR HAGUE CONVENTION COUNTRIES	6. What circumstances will cause your state to end child support before the normal duration?	This question is better placed under Duration of Support as it applies broader than just to convention countries.
INTERNATIONAL – PAYMENTS	Section in General	

Section	Question	ERICSA Comments
INTERNATIONAL – PAYMENTS	1. How does your state disburse child support payments to foreign reciprocating and Hague Convention countries when your state is the responding state in a case?	No comment
INTERNATIONAL – PAYMENTS	2. What actions does your state take to reduce the costs and fees associated with international payment processing?	No comment
INTERNATIONAL – PAYMENTS	3. Does your state accept electronic payments from foreign reciprocating or Hague Convention countries in international cases? If so, provide payment instructions.	No comment
LICENSE ENFORCEMENT	Section in General	The expansion of information for additional license types is beneficial to states.
LICENSE ENFORCEMENT	1. What are your state's criteria for driver's license revocation/suspension for nonpayment of support?	No comment
LICENSE ENFORCEMENT	2. What are your state's criteria for driver's license restoration/reinstatement, including hardship exemptions?	No comment
LICENSE ENFORCEMENT	3. Does your state allow temporary or conditional driver's licenses? If yes, what are the criteria?	No comment
LICENSE ENFORCEMENT	4. What are your state's criteria for professional license revocation/suspension for nonpayment of support? Specify the professional license types.	No comment
LICENSE ENFORCEMENT	5. What are your state's criteria for professional license restoration/reinstatement, including hardship exemptions?	No comment
LICENSE ENFORCEMENT	6. Does your state allow temporary or conditional professional licenses? If yes, what are the criteria?	No comment
LICENSE ENFORCEMENT	7. What are your state's criteria for recreational license revocation/suspension for nonpayment of support? Specify the recreational license types.	No comment
LICENSE ENFORCEMENT	8. What are your state's criteria for recreational license restoration/reinstatement, including hardship exemptions?	No comment
LICENSE ENFORCEMENT	9. Does your state allow temporary or conditional recreational licenses? If yes, what are the criteria?	No comment

Section	Question	ERICSA Comments
LIEN ENFORCEMENT	Section in General	Creating separate sections for various enforcement remedies is beneficial to states.
LIEN ENFORCEMENT	1. Is the lien process in your state primarily judicial, administrative, or both? Please describe.	No comment
LIEN ENFORCEMENT	2. What are the criteria for initiating/filing a lien in your state?	No comment
LIEN ENFORCEMENT	3. Does your state enforce property seizure and sale? If so, is this process primarily judicial, administrative, or both? Please describe.	No comment
LUMP SUM PAYMENTS	What is your state's definition of a lump sum if it has one? Provide the statutory citation. (Note: States may define "lump sum" more broadly than only employer related lump sums.)	No comment
LUMP SUM PAYMENTS	Does your state law require employers to report lump sum payments? If yes, provide the statutory citation or rule.	No comment
LUMP SUM PAYMENTS	How does your state attach different types of lump sum payments? For example, does your state use the OMB-approved income withholding order for employer issued bonuses, a lien, and levy notice for workers' compensation (if workers' compensation is considered a lump sum payment in your state), etc.?	No comment
MODIFICATION AND REVIEW/ADJUSTMENT	Section in General	These questions all pertain to the review and adjustment process. Suggest removing Modification as Modification is a broader topic area which includes adding or removing children. Suggest creating a new Modification section and including questions as indicated in further comments.
MODIFICATION AND REVIEW/ADJUSTMENT	1. How frequently does your state conduct order reviews in IV-D cases (for example, every year or every three years)? (See 45 CFR 303.8.)	No comment
MODIFICATION AND REVIEW/ADJUSTMENT	2. What is your state's modification procedure? Briefly describe.	No comment
MODIFICATION AND REVIEW/ADJUSTMENT	3. What are the criteria for modification under your state's guidelines (for example, a change that is more than $50 or 20% upward or downward from the current amount ordered)?	No comment
MODIFICATION AND REVIEW/ADJUSTMENT	4. Which of the following criteria for demonstrating a change in circumstances apply for modifying an order?	No comment

Section	Question	ERICSA Comments
MODIFICATION AND REVIEW/ADJUSTMENT	4.1. The earnings of the noncustodial parent have substantially increased or decreased.	No comment
MODIFICATION AND REVIEW/ADJUSTMENT	4.2. The earnings of the custodial parent have substantially increased or decreased.	No comment
MODIFICATION AND REVIEW/ADJUSTMENT	4.3. The needs of a party or the child(ren) have substantially increased or decreased.	No comment
MODIFICATION AND REVIEW/ADJUSTMENT	4.4. The cost of living, as measured by the Federal Bureau of Vital Statistics, has changed.	No comment
MODIFICATION AND REVIEW/ADJUSTMENT	4.5. The child(ren) has extraordinary medical expenses not covered by insurance.	No comment
MODIFICATION AND REVIEW/ADJUSTMENT	4.6. There has been a substantial change in childcare expenses.	No comment
MODIFICATION AND REVIEW/ADJUSTMENT	4.7. What other criteria does your state use for demonstrating a change in circumstances for modifying an order?	No comment
MODIFICATION AND REVIEW/ADJUSTMENT	5. Does your state have a cost of living adjustment (COLAs) for orders? If yes, what index does your state use? (See 45 CFR 303.8(b)(1)(ii).)	No comment
MODIFICATION AND REVIEW/ADJUSTMENT	6. After learning that a parent who owes support will be incarcerated for more than 180 calendar days, does your state elect to initiate a review of an order without the need for a specific request, i.e., automatically? (See 45 CFR 303.8(b)(2).)	No comment
OTHER STATE ENFORCEMENT	Section in General	Other State Enforcement as a title is confusing. Suggest retitling section as "Additional Enforcement Remedies"
OTHER STATE ENFORCEMENT	1. Does your state have state income tax refund offset as an enforcement remedy? If yes, describe whether the process for this remedy is primarily judicial, administrative, or a combination.	No comment
OTHER STATE ENFORCEMENT	2. Does your state intercept lottery or other types of gaming/gambling winnings in your state? If so, what kind of winnings are included?	No comment
OTHER STATE ENFORCEMENT	2.1. If yes, is this enforcement judicial, administrative, or both?	No comment
OTHER STATE ENFORCEMENT	3. What other administrative enforcement procedures are available in your state that are not otherwise described in the IRG?	No comment

ERICSA
EASTERN REGIONAL INTERSTATE CHILD SUPPORT ASSOCIATION

Section	Question	ERICSA Comments
OTHER STATE ENFORCEMENT	4. What other judicial enforcement procedures are available in your state that are not otherwise described in the IRG?	No comment
PATERNITY/PARENTAGE	1. Does your state law require custody and visitation to be addressed at the time of paternity/parentage establishment? If yes, please describe and provide the statutory citation.	No comment
PATERNITY/PARENTAGE	2. What is the percentage of probability for genetic testing that creates a rebuttable or conclusive presumption of paternity?	No comment
PATERNITY/PARENTAGE	3. What is the state law citation that makes paternity acknowledgment conclusive? Please describe (if appropriate).	As some states are adopting parentage acknowledgments between same sex parents and multiple parents, question should be inclusive of parentage determined by acknowledgment. Suggest using 'paternity/parentage'.
PATERNITY/PARENTAGE	4. Does marriage constitute a rebuttable presumption of paternity/parentage without exceptions? Please describe and provide your statutory citation	No comment
PATERNITY/PARENTAGE	5. Does the father's name on the birth certificate constitute a conclusive presumption of paternity? Please provide your state citation. If no, please describe.	This question causes confusion currently. Suggest revising as follows: 1. By what method can a father's name can be added to the birth certificate in your state? Please provide your state citation for each method and when it became effective. Which of the methods by which a father's name can be placed on the birth certificate result in a conclusive presumption of paternity? Please provide state citation. 2. Additional question: Do you require a paternity/parentage acknowledgment, orders or other documents validating the paternity/parentage of a child for whom support is being requested?
PATERNITY/PARENTAGE	6. Does your state have any other paternity/parentage-related presumptions? If yes, please describe.	No comment
PATERNITY/PARENTAGE	7. What, if any, is the agency name and link for your state's putative fathers' registry?	No comment

ERICSA
EASTERN REGIONAL INTERSTATE CHILD SUPPORT ASSOCIATION

Section	Question	ERICSA Comments
PATERNITY/PARENTAGE	8. What documents regarding paternity can your state's IV-D agency provide to other IV-D agencies? Are there any charges to the requesting IV-D agencies?	No comment
PATERNITY/PARENTAGE	9. Does your state's bureau of vital statistics charge any fees to other states or private individuals for requesting searches, paternity/parentage documents, and data?	Relocate question to section on COPIES OF ORDERS AND PAYMENT RECORDS and rename section OBTAINING COPIES OF DOCUMENTS
PATERNITY/PARENTAGE	9.1. Describe any circumstances under which these fees may be waived?	Relocate question to section on COPIES OF ORDERS AND PAYMENT RECORDS and rename section OBTAINING COPIES OF DOCUMENTS
PATERNITY/PARENTAGE	10. Is common-law marriage currently recognized in your state? If yes, describe the standard that defines common-law marriage and the date the standard went into effect.	No comment
PATERNITY/PARENTAGE	11. If there was a prior common-law standard in your state that is no longer in effect, what were the dates that standard was in effect? Describe the standard.	No comment
PATERNITY/PARENTAGE	12. If there is more than one child with the same custodial party and the same alleged father, should an initiating jurisdiction send one intergovernmental packet to your state (with a separate Declaration in Support of Establishing Parentage forms for each child) or a separate intergovernmental packet for each child?	No comment
STATUTE OF LIMITATIONS	What is your state's statute of limitations for the collection of past-due support?	No comment
STATUTE OF LIMITATIONS	What is your state's statute of limitations for the establishment of paternity/parentage? Please explain	No comment
STATUTE OF LIMITATIONS	Is dormancy revival/renewal possible? Can the statute of limitation for enforcement be extended or waived? If yes, under what circumstances and for how long?	These are two distinct questions and concepts (dormancy revival and extension of statute of limitation) and should be separate questions. For both questions, if yes, describe the circumstances.
SUPPORT DETAILS	Section in General	The title 'Support Details' is not informative. We recommend the section be titled: "ADDITIONAL PROGRAM DETAILS"

ERICSA
EASTERN REGIONAL INTERSTATE CHILD SUPPORT ASSOCIATION

Section	Question	ERICSA Comments
SUPPORT DETAILS	1. What guideline type or method does your state use to calculate child support (for example, Shared Income Model, Percentage of Income Model, Melson Formula)?	No comment
SUPPORT DETAILS	2. Does your state have any statute(s) addressing interest on arrears? If yes, indicate the amount of interest charged, any related conditions, and the statutory citation.	No comment
SUPPORT DETAILS	3. Does your state charge interest on retroactive support? If yes, indicate the amount of interest charged and any related conditions.	No comment
SUPPORT DETAILS	4. Does your state's IV-D agency calculate interest on arrears? If yes, indicate the amount of interest charged and any related conditions.	No comment
SUPPORT DETAILS	5. Will your state enforce a medical debt for any uninsured portion? If yes, under what circumstances?	No comment
SUPPORT DETAILS	6. If your state has issued an order, and another IV-D agency asserts that the person/entity entitled to receive child support payments has changed from the person/entity designated in your state's order (due to a change in placement or foster care status), what does your state require in order to change the person/entity entitled to receive payments?	No comment
SUPPORT DETAILS	6.1. Does it matter if the child receives TANF or Medicaid-only? If so, explain.	No comment
SUPPORT DETAILS	7. Does your state IV-D agency give the noncustodial parent credit toward child support for Auxiliary Benefits received directly by the custodial parent on behalf of a child as a result of the noncustodial parent's Retirement, Survivors, or Disability Insurance (RSDI) benefit?	No comment
SUPPORT ORDER ESTABLISHMENT	1. Does your state use an administrative, judicial, or a combined process to establish a support obligation?	No comment
SUPPORT ORDER ESTABLISHMENT	1.1. If your state can establish both administratively and judicially, under what circumstances would your state use the administrative process? Please provide the statutory citation for your state's administrative procedures.	No comment

ERICSA
EASTERN REGIONAL INTERSTATE CHILD SUPPORT ASSOCIATION

Section	Question	ERICSA Comments
SUPPORT ORDER ESTABLISHMENT	1.2. Under what circumstances wold your state use the judicial process? Please provide the statutory citation for your state's judicial procedures.	No comment
SUPPORT ORDER ESTABLISHMENT	2. When setting support using your state's guidelines, whose income is considered in addition to the noncustodial parent's (for example, custodial parent, spouse, child)?	No comment
SUPPORT ORDER ESTABLISHMENT	2.1. What documentation is required as proof/evidence of this information?	No comment
SUPPORT ORDER ESTABLISHMENT	3. What criteria for rebutting your presumptive guidelines have been established in your state?	No comment
SUPPORT ORDER ESTABLISHMENT	4. Will your state establish support orders for prior periods of support? If yes, please describe (for example, from the birth of the child, from date of separation, prenatal expenses, five years retroactive)	No comment
SUPPORT ORDER ESTABLISHMENT	4.1. What information or documentation does your state require to proceed with establishing support for prior periods?	No comment
SUPPORT ORDER ESTABLISHMENT	4.2. Will your state allow a petition for support for a minor child when the only issue is retroactive support?	No comment
SUPPORT ORDER ESTABLISHMENT	4.3. If there are limitations upon your state's ability to establish support for prior periods, specify those limitations.	No comment
SUPPORT ORDER ESTABLISHMENT	5. Does your state require that a custodial party, who is not a biological parent, have legal custody of a child before establishing an order for support when public assistance is being expended?	No comment
SUPPORT ORDER ESTABLISHMENT	5.1. What about when public assistance is not being expended?	No comment

Section	Question	ERICSA Comments
SUPPORT ORDER ESTABLISHMENT	6. When your state has issued an order that reserves support, and now child support should be ordered, does your state require establishment or modification? (Example scenario: In state A, a child moves from the custodial parent to a caregiver and the caregiver goes on Medicaid. The order is from state B. In order for state A to direct payments to the new caregiver on the state B order, state A may need to take actions as required by state B. For example, state B may need state A to get a new custody order and/or state B may also need to go to court to request the change of payee or establish a new order for the new caregiver, among other possible requirements.)	No comment
SUPPORT ORDER ESTABLISHMENT	7. When there is an existing support order between the parents of a child and the child's residence changes from one parent to the other, does your state require that the new custodial parent obtain legal custody before child support is addressed? Please describe.	No comment
TRIBAL NON-IV-D	1. Has your state established cooperative arrangements with any Indian tribes or tribal organizations that don't have a tribal IV-D program?	No comment
TRIBAL NON-IV-D	1.1. If yes, list the tribes and identify services provided, if less than full services.	No comment
TRIBAL NON-IV-D	2. Does your state have any IV-D attorneys licensed to practice in the courts of Indian tribes or tribal organizations that don't have tribal IV-D programs?	No comment
UNIFORM INTERSTATE FAMILY SUPPORT ACT (UIFSA)	1. What is the statutory citation for your state's enactment of UIFSA?	No comment
UNIFORM INTERSTATE FAMILY SUPPORT ACT (UIFSA)	2. How does your state define the tribunal (See UIFSA § 103)?	No comment
UNIFORM INTERSTATE FAMILY SUPPORT ACT (UIFSA)	3. How many copies or sets of documents does your state need for an intergovernmental case referral that is not sent electronically?	No comment

ERICSA
EASTERN REGIONAL INTERSTATE CHILD SUPPORT ASSOCIATION

Section	Question	ERICSA Comments
UNIFORM INTERSTATE FAMILY SUPPORT ACT (UIFSA)	4. Does your state require initiating states to send intergovernmental forms in a one sided format (when sending paper copies)?	No comment

ERICSA
EASTERN REGIONAL INTERSTATE CHILD SUPPORT ASSOCIATION

Section	Question	ERICSA Comments
	Other Recommended Questions from ERICSA	
PROPOSED IRG SECTION	**Topic Area**	**Proposed Question**
New SOCIAL SECURITY section	Social Security	If a parent receives both Title II and SSI benefits, do you use the Title II benefits as income on your guidelines when establishing or modifying a child support order?
New SOCIAL SECURITY section	Social Security	If a child's family benefit paid directly to the CP is greater than the child support order, how do you credit the excess amount of current support? (i.e., is it treated as a gift, paid to arrears accrued at any time, treated as payment for a future period)
New SOCIAL SECURITY section	Social Security	If a child's family benefit paid directly to the CP is less than the child support, do you send an IWO to SSA to supplement the benefit to reach the current order?
New SOCIAL SECURITY section	Social Security	If a child's family SSD benefit paid directly to the CP is less than the child support, does the above situation qualify as a change of circumstance for a review and adjustment?
New SOCIAL SECURITY section	Social Security	Does your state require a motion to modify to credit family benefits paid directly to the cp on behalf of the child against the current child support order?
New SOCIAL SECURITY section	Social Security	How does your agency monitor the amount of family benefit received on the case?
New SOCIAL SECURITY section	Social Security	How do you credit a Title II lump sum benefit paid to the SDU for a case? (i.e., the monthly amount is credited to current child support that month, the entire amount is credited towards all arrears, etc.)
New SOCIAL SECURITY section	Social Security	If lump sums are paid to both the NCP and the family, how do you credit the money received by the family and by the SDU to a case?
New SOCIAL SECURITY section	Social Security	If the case is an intergovernmental case, what is your process for communication or reconciliation of the SSA payments with the other state?

ERICSA
EASTERN REGIONAL INTERSTATE CHILD SUPPORT ASSOCIATION

Section	Question	ERICSA Comments
New SOCIAL SECURITY section	Social Security	Does your state close cases when the NCP receives SSI only or when NCP receives SSI and Title II benefits?
OTHER STATE ENFORCEMENT	Civil Contempt	Does your state have a child support civil contempt statute? If so, give the citation.
New INTERGOVERNMENTAL REFERRAL section	Intergovernmental Referrals	Besides reviewing and assigning incoming intergovernmental referrals, what other IV-D services/actions does your state Central Registry provide?
New INTERGOVERNMENTAL REFERRAL section	Intergovernmental Referrals	Besides the OCSE Matrix of intergovernmental Forms, does your central registry require any other documentation for referrals (e.g., evidence of paternity/parentage presumptions, foster care orders, proof of court proceedings concerning family violence, temporary restraining orders, etc.)
New INTERGOVERNMENTAL REFERRAL section	Intergovernmental Referrals	Will you accept an order with information redacted (e.g., the social security numbers) if information is redacted due to confidentiality concerns?
New INTERGOVERNMENTAL REFERRAL section	Intergovernmental Referrals	For establishment and modification referrals, how recent does the last known wage information need to be to be relevant to your case?
New INTERGOVERNMENTAL REFERRAL - CHANGE OF BENEFICIARY section	Intergovernmental Referrals	If there is an existing child support order for a child who now is in the custody of the State, what action should be requested in the referral for your state to order the support paid to the State?
New INTERGOVERNMENTAL REFERRAL - CHANGE OF BENEFICIARY section	Intergovernmental Referrals	If there is an existing child support order for a child who now is in the custody of the State, and there are other children on that order who are still residing with the custodial parent, what kind of action would you take to have support paid to the State for the child in state custody?

ERICSA
EASTERN REGIONAL INTERSTATE CHILD SUPPORT ASSOCIATION

Section	Question	ERICSA Comments
New INTERGOVERNMENTAL REFERRAL - CHANGE OF BENEFICIARY section	Intergovernmental Referrals	If there is an existing child support order for a child who now is in the custody of a non-parent custodial relative, what action should be requested in the referral for your state to order the support paid to the non-parent custodial relative?
New INTERGOVERNMENTAL REFERRAL - CHANGE OF BENEFICIARY section	Intergovernmental Referrals	Do you require the non-parent custodial relative to have legal custody or will physical custody be enough?
New INTERGOVERNMENTAL REFERRAL section	Intergovernmental Referrals	Will you pursue a case to establish paternity when there is an alleged father and a presumed father (or two presumed fathers)?
New INTERGOVERNMENTAL REFERRAL section	Intergovernmental Referrals	If so, do you want an intergovernmental packet on each father with a note on each Transmittal #1 cross-referencing the packets? Or can they be sent in the same packet?
New INTERGOVERNMENTAL REFERRAL section	Intergovernmental Referrals	Will you accept referrals to establish paternity/parentage and/or support if the alleged parent/obligor receives only SSI?
New INTERGOVERNMENTAL REFERRAL section	Intergovernmental Referrals	Will you accept a referral to enforce against unemployment benefits for an NCP that does not live in your state?
New INTERGOVERNMENTAL REFERRAL section	Intergovernmental Referrals	Does your central registry require any documents with a referral for enforcement in addition to those on the federal forms matrix?
New INTERGOVERNMENTAL REFERRAL section	Intergovernmental Referrals	What types of verification of the party's address are acceptable? How recent must the verification be?
New INTERGOVERNMENTAL REFERRAL section	Intergovernmental Referrals	Is there public access to information on child support cases in your state? If so, provide the web address.

ERICSA
EASTERN REGIONAL INTERSTATE CHILD SUPPORT ASSOCIATION

Section	Question	ERICSA Comments
New INTERGOVERNMENTAL REFERRAL section	Intergovernmental Referrals	Is there a centralized office to contact for reconciling arrearage balances? If so, what is that contact information. If not, who should one contact? (call center, case worker, etc.)
New INTERGOVERNMENTAL REFERRAL section	Intergovernmental Referrals	Are there scenarios where your state will not accept a request for enforcement of arrears only?
INCOME WITHHOLDING	Employers	Does your state require employers to report new hires that are independent contractors?
INCOME WITHHOLDING	Employers	Do you send IWOs to employers for independent contractors? If so, do you have a special process for deciding the amount to withhold?
INCOME WITHHOLDING	Employers	Do you use the IWO form to notify the employer to terminate the IWO? If no, how do you notify the employer?
INCOME WITHHOLDING	Employers	Do you use the NMSN form to notify the employer that the order to enroll is terminated? If no, how do you notify the employer?
PATERNITY/PARENTAGE	Paternity	Can the incarcerated alleged father be required to submit to genetic testing in your state?
UNIFORM INTERSTATE FAMILY SUPPORT ACT (UIFSA)	Paternity Documents	Does your state require copies of birth certificates for any child for whom paternity/parentage and/or support is requested? If so and the child was born in your state, do you supply the birth certificate?