

# Timely Enforcement CARD

## CPS Action Requirement Document

<b>Contract Language</b>	<ul style="list-style-type: none"> <li>Initiate or continue enforcement within 30 days of locating a non-custodial parent (NCP) for all cases using either manual or automated tools other than federal tax refund offset (FTRO) and state tax refund offset (STRO).</li> <li>Enforcement was initiated or continued within 30 days of locating an NCP in 75 percent of cases.</li> </ul>
<b>Federal Regulations</b>	45 Code of Federal Regulations (CFR) 303.6(c)(2); 45 CFR 308.2(c)
<b>Michigan IV-D Policy</b>	IV-D Memorandum 2017-015, <i>Fiscal Year (FY) 2016 Self-Assessment (SASS) Audit Results</i> ; Section 1.25, "Contract Performance Standards (CPS)," of the <i>Michigan IV-D Child Support Manual</i> ; and Chapter 6, "Enforcement," of the manual
<b>Language Differences</b>	The federal regulation applies this standard for cases for which there is a delinquency or the NCP is newly located; the contract focuses specifically on newly located NCPs.
<b>Responsible Partners</b>	Friend of the Court (FOC)

<b>Cases are included in the CPS when:</b>	<b>Cases are excluded from the CPS when:</b>
<p>The IV-D case has at least one open support order requiring enforcement action for one of the following conditions:</p> <ul style="list-style-type: none"> <li>The support order (including a zero support order) contains provisions for the NCP to provide medical insurance, and at least one child named in the support order is not covered by qualifying medical insurance;</li> <li>The support order has currently charging IV-D obligations, and an amount at least equal to one month's charges is past-due; or</li> <li>The support order has no currently charging IV-D obligation with any past-due amounts on any debt types.<sup>1</sup></li> </ul> <p>When calculating the percentage of cases, the denominator of the Timely Enforcement CPS is the number of IV-D cases for which the 30<sup>th</sup> calendar day after the NCP is newly relocated falls within the selected reporting period (a given date or date range, such as fiscal year) and has the conditions listed above.</p> <p>For this standard, the county of the IV-D case where the NCP becomes located receives credit. If the NCP has cases in multiple counties, then each county must take action accordingly for its case(s) to receive credit.</p>	<p>At the time the CPS begins, the Michigan Child Support Enforcement System (MiCSES) case:</p> <ul style="list-style-type: none"> <li>Is not a IV-D case;</li> <li>Is IV-D-closed, or fully closed;</li> <li>Is pending a determination of good cause not to cooperate with child support requirements;</li> <li>Is granted good cause not to cooperate with child support requirements with a determination to end action; or</li> <li>Does not include an open support order requiring enforcement action as defined in the "Cases are included in the CPS when" section of this CARD.</li> </ul>

<sup>1</sup> This may change in the future. OCS does not intend to require enforcement when there is no IV-D debt on a IV-D case.  
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<b>Cases pass when:</b>	<b>Cases fail when:</b>
<p>The IV-D case has at least one open support order requiring enforcement action as noted above, and a qualifying enforcement action (see below) occurs within 30 calendar days of the date the NCP was newly relocated.</p> <p>Qualifying enforcement actions include:</p> <ul style="list-style-type: none"> <li>• A new or continuing income withholding action;</li> <li>• A new or continuing initiated income withholding action;</li> <li>• A new or continuing <i>National Medical Support Notice</i> action;</li> <li>• A new or continuing military insurance enforcement action;</li> <li>• A new or continuing credit reporting action;</li> <li>• A new or continuing passport denial action;</li> <li>• A new or continuing qualified domestic relations order action;</li> <li>• A new or continuing eligible domestic relations order action;</li> <li>• A new or continuing non-FIDM (Financial Institution Data Match) lien action;</li> <li>• Enrollment of the NCP in an Arrears Management Program strategy at any point in the 30 calendar days after the NCP is newly relocated;</li> <li>• A new or continuing unemployment withholding action;</li> <li>• A new or continuing administrative levy action;</li> <li>• A new or continuing show cause action;</li> <li>• A new or continuing license suspension action;</li> <li>• A new or continuing referral for intergovernmental enforcement;</li> <li>• A new or continuing referral for IRS full collection;</li> <li>• A manual or automatic initiation of IV-D case closure;</li> <li>• Sending a transaction on an intergovernmental IV-D case;</li> <li>• On or after November 1, 2018, a new or continuing review and modification action; and</li> <li>• A completed screening on the <i>Contempt Ability to Pay Screening</i> (CAPS) screen in MiCSES.</li> </ul> <p><u>Note:</u> “Continuing action” occurs when an activity chain is moved to a new minor activity or when a new major activity is opened.</p>	<p>A qualifying enforcement action (as defined in the “Cases pass when” section of this CARD) did <i>not</i> occur within 30 calendar days after the date the NCP was newly located, and:</p> <ul style="list-style-type: none"> <li>• The 30<sup>th</sup> calendar day after the NCP is newly relocated falls within the reporting period; and</li> <li>• For that IV-D case, at least one open support order requiring enforcement action exists as defined in the “Cases are included in the CPS when” section of this CARD.</li> </ul> <p>These actions are <i>not</i> qualifying enforcement actions for this CPS:</p> <ul style="list-style-type: none"> <li>• A new FTRO action;</li> <li>• A new STRO action;</li> <li>• A new parenting time enforcement action; and</li> <li>• A new action to charge an NCP with felony non-support.</li> </ul>

When calculating passing cases, the numerator of the Timely Enforcement CPS is the number of IV-D cases for which the 30<sup>th</sup> calendar day after the NCP is newly relocated falls within the reporting period, and at least one of the qualifying enforcement actions was taken on or before the 30<sup>th</sup> day after the NCP was newly located.

