



STATE OF MICHIGAN

GRETCHEN WHITMER
GOVERNOR

DEPARTMENT OF HEALTH AND HUMAN SERVICES
LANSING

ELIZABETH HERTEL
DIRECTOR

IV-D MEMORANDUM 2021-019

TO: All Friend of the Court (FOC) Staff
All Prosecuting Attorney (PA) Staff
All Office of Child Support (OCS) Staff

FROM: Erin P. Frisch, Director
Office of Child Support

DATE: August 6, 2021

SUBJECT: Revision to the *Notice Regarding Health Care Coverage* (FEN308)

ACTION DUE: None

POLICY EFFECTIVE DATE: Upon receipt

PURPOSE:

This IV-D Memorandum announces a revision to the *Notice Regarding Health Care Coverage* (FEN308). The revised FEN308 will be implemented in the Michigan Child Support Enforcement System (MiCSES) on August 11, 2021.

DISCUSSION:

The FEN308 informs the employer, the non-custodial parent (NCP) and custodial party (CP) that the *National Medical Support Notice* (NMSN) is no longer in effect for the employee (NCP or CP) and child(ren) who are listed on the form. The IV-D program is required to inform an employer when a medical support order for which the IV-D agency is responsible terminates.¹ The NMSN (a federally mandated form under Title IV-D of the Social Security Act) is a IV-D-only enforcement remedy, and it terminates when the IV-D case closes.²

UPDATE(S):

Manual

Form(s)

¹ Ref: 45 Code of Federal Regulations (CFR) 303.32(c)(7).

² Ref: Section 466(19)(A) of the Social Security Act.

The FEN308 lists several possible reasons why medical insurance coverage could be ending. When FOC staff generate the form, they select the reason(s) why medical insurance coverage is ending for the employee (NCP or CP).³

Revision to the FEN308

On August 11, 2021, OCS will add the following reason to the FEN308:

The health care coverage is not accessible to the child(ren) because the parent(s) must travel too far to obtain health care services for the child(ren).

Federal regulation requires health care coverage to be accessible, as defined by the state.⁴ In Michigan, accessibility is defined in Section 3.05(A)(3) of the [2021 Michigan Child Support Formula](#) as the distance or time required to travel to medical services. If health care coverage that is available to the parent required to provide the coverage is not accessible to the child, the order to provide coverage may be terminated.

NECESSARY ACTION:

Retain this IV-D Memorandum until further notice.

REVIEW PARTICIPANTS:

Program Leadership Group

CONTACT PERSON:

Cy'Kenya J. Ford
OCS Policy Analyst
517-241-5067
Fordc3@michigan.gov

CC:

None

SUPPORTING REFERENCES:

Federal
Section 466(19)(A) of the Social Security Act
45 CFR 303.31(b)(1)(i)

³ The circumstances in which the Michigan IV-D program generates and sends the FEN308 are discussed in [Michigan IV-D Child Support Manual Section 6.06, "Medical Support,"](#) Subsection 6.2, "NMSN Termination."

⁴ Michigan Compiled Law (MCL) 552.605a(2) and 45 CFR 303.31(b)(1)(i)

45 CFR 303.32(c)(7)

State

MCL 552.605a(2)

Section 3.05(A)(3) of the 2021 Michigan Child Support Formula

ATTACHMENT:

FEN308: *Notice Regarding Health Care Coverage*

EPF/CJF