

CALIFORNIA DEPARTMENT OF CHILD SUPPORT SERVICES

P.O. Box 419064, Rancho Cordova, CA 95741-9064



March 7, 2008

ERRATA

CSS LETTER: 07-18

ALL IV-D DIRECTORS
ALL COUNTY ADMINISTRATIVE OFFICERS
ALL BOARDS OF SUPERVISORS

<u>Reason for this Transmittal</u>
<input type="checkbox"/> State Law or Regulation Change
<input type="checkbox"/> Federal Law or Regulation Change
<input type="checkbox"/> Court Order or Settlement Change
<input type="checkbox"/> Clarification requested by One or More Counties
<input checked="" type="checkbox"/> Initiated by DCSS

SUBJECT: ENFORCEMENT ACTION GUIDELINES FOR BANKRUPTCY

This letter is to inform all local child support agencies that there was an error on the Bankruptcy table attached to CSS Letter 07-18. Under the Enforcement Activity column, the Child Support Warning Notice indicated "No" for both the Chapter 7 column and for the Chapters 9 – 13 columns. The correct designation should be "Yes" in both columns and has been revised accordingly.

If you have any questions or concerns regarding this matter, please contact Michelle Tedrow, with the Program Policy Branch, at 464-5883.

Sincerely,

/s/ by DEBRA SANCHEZ for

WILFRID OTTERBECK
Acting Deputy Director

Attachment

ENFORCEMENT ACTION GUIDELINES FOR BANKRUPTCIES FILED ON OR AFTER OCTOBER 17, 2005

NOTE: LCSAs should always consult with their local attorney prior to processing a bankruptcy case.

GUIDELINES ONLY – Is the enforcement action permissible? Yes/No

Enforcement Activity	Chapter 7	Chapters 9, 11, 12, & 13
Alaska Permanent Fund Dividend Data Match	No	No
Billing Statements	No	No
California Insurance Intercept Program (CIIP) Data Match <i>(May issue ONTW but do not issue Demand to Insurance Company)</i>	Yes	Yes
Child Support Warning Notice	Yes	Yes
Civil Contempt <i>(Consult with an attorney)</i>	No	No
Civil Suit Notice of Lien <i>(Consult with an attorney)</i>	No	No
Credit Reporting	Yes	Yes
Criminal Contempt	Yes	Yes
DCSS Full Collection	No	No
Earnings Withholding Order (EWO)	Yes	Yes
IRS Tax Intercept/Administrative Offset	Yes	Yes
Job Seek Order	No	No
License Suspension/Revocation	Yes	Yes
National Medical Support Notice	Yes	Yes
Notice of Motion to Add/Increase Arrears Liquidation	Yes	No
Order of Examination	No	No
Passport Denial	Yes	Yes
Qualified Domestic Relations Order <i>(Retirement Plans that are not estate property)</i>	Yes	Yes
Recording of Real Property Liens <i>(Consult with other states legal requirements regarding interstate liens)</i>	Yes	Yes
Security Deposit of Money/Assets	Yes	No
State Tax and Lottery Intercept	Yes	Yes
Unemployment and Disability Insurance Benefit Intercept	Yes	Yes
Wage Assignment (IWO)	Yes	Yes
Workers Compensation Lien <i>(Claim benefits that are not estate property)</i>	Yes	Yes
Writ of Execution <i>(Consult with an attorney)</i>	No	No

Note: For transitioned counties refer to the Bankruptcy Quick Reference Guide for procedures on suppressions.