

Courtroom Clerking

21st Annual AB 1058 Child Support
Training Conference
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**NRPS,
NCRM's &
Registration -**

**What is the
difference?**

NOTICE RE PAYMENT OF SUPPORT (NRPS)

FL-632

- ❖ Filed with Assignment of Support in Existing Cases as:
 - ❖ Notice of Assigned Support
 - ❖ Substitution of Payee
 - ❖ Substituting IN
 - ❖ Substituting OUT
- ❖ Completed and Filed by LCSA
 - ❖ Court notes in Case Management System and/or Files
 - ❖ Court adds LCSA to parties in case if they are substituting into case or makes inactive if substituting out

Adds Agency to existing case with current child support orders or inactivates them if substituting out; designates to whom payments are to be made




Table Discussion

- ❖ How does your court handle this form?
- ❖ How are counties and/or parties entered in your Case Management System?

Family Code Sections

❖4200 & 4201– The court shall direct payments made to State Disbursement Unit (SDU); direct LCSA to appear on behalf of welfare recipient in any proceeding to enforce order

Family Code Sections

❖4204 – In any proceeding where the court has made an order for child support and child support has been assigned to the county, the LCSA may issue a notice directing payments made to SDU; LCSA shall file the notice in action in which support ordered

Family Code Sections

❖4350 - The court may include in its order made pursuant to this section any service charge imposed under authority of Section 279 of the Welfare and Institutions Code

Family Code Sections

❖4351 – if the court has entered an order pursuant to Section 4350, the court may also refer the matter of enforcement of the spousal support order to the LCSA. The LCSA may bring those enforcement proceedings it determines to be appropriate.....

Family Code Sections

❖4506.3 – Judicial Council shall develop a single form for sub of payee, for notice directing payment of support to the LCSA, and for notice that support has been assigned

**Notice of Change
of Responsibility
for Managing Case**

FL-634

Family Code §17000 (excerpts cont.)

- ❖ **(D)** If (A), (B) & (C) do not apply, venue shall be in the court in the county of residence of support obligee
- ❖ **(E)** If support obligee does not reside in California and (A), (B), (C) and (D) to not apply, venue shall be in the court of the county of residence of obligor

Family Code §17000 (excerpts cont.)

- ❖ **(E)(2)** if the child becomes a resident of another county, venue may remain in the county where the action was filed until the action is completed
- ❖ **(o)** The LCSA of one county may appear on behalf of the LCSA of any other county in an action or proceeding under this part

**Registration of
California
Support Order**

FL-650

Family Code §5601 (excerpts)

- ❖ Documents to be included with Registration Statement:
 - ❖ Endorse-filed copy(ies) of most recent support orders or copy thereof
 - ❖ Statement of arrearages
 - ❖ Statement of LSCA showing address of LSCA, last known place of residence of obligor, most recent address of obligor, all prior courts where child support has been ordered

Family Code §5601 (excerpts cont.)

- ❖ LSCA to serve obligor
- ❖ Upon registration, clerk shall forward notice to the courts in other counties and states in which original orders were issued/registered & to the LSCA's in counties listed on FL-651, Item #3.
- ❖ No further proceedings regarding obligor's support obligations shall be filed in the other counties

Family Code §5602 excerpts

- ❖ **(a)** An obligee... may register an order issued in this state using the same procedures specified in subdivision (a) of Section 5601, except that the obligee shall prepare and file the statement of registration...
- ❖ **(b)** Upon receipt of the documents described in subdivision (a) of Section 5601, the clerk of the court shall file them without payment of a filing fee or other cost to the obligee...

Family Code §5602

❖ (c) Promptly upon registration, the clerk of the court shall send, by any form of mail requiring a return receipt from the addressee only, to the obligor at the address given a notice of the registration with a copy of the registered support order and the post office address of the obligee. Proof shall be made to the satisfaction of the court that the obligor personally received the notice of registration by mail or other method of service. A return receipt signed by the obligor shall be satisfactory evidence of personal receipt.
