

CALIFORNIA DEPARTMENT OF CHILD SUPPORT SERVICES

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



March 27, 2006

CSS LETTER: 06-10

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

SUBJECT: CASE CLOSURE WHEN THE NONCUSTODIAL PARENT HAS BEEN
DEPORTED TO MEXICO

REFERENCE: Title 22, Division 13, California Code of Regulations Section
118203(a)(6)

The purpose of this letter is to provide local child support agencies (LCSAs) clarification on case closure procedures when the noncustodial parent (NCP) has been deported to Mexico.

The Department of Child Support Services (DCSS) is in the process of revising the case closure regulations at Title 22, California Code of Regulations (CCR) Section 118203 to provide clarity to LCSAs as to when to close a case. One area in need of clarification is subsection (a)(6)(B), which relates to case closure when the NCP resides in Mexico.

Any LCSA request for reciprocal child support services with Mexico must be initiated through the California Central Registry, pursuant to FSD Letter 94-32, dated November 15, 1994. The California Central Registry screens LCSA requests for child support services with Mexico to insure that **all** information required by Mexico is present. If any of the required information is absent, the California Central Registry will not forward the request for child support services to Mexico, but will return the request to the LCSA.

The current case closure regulations at Title 22, CCR Section 118203(a)(6)(B) allow for case closure only **after** the case is initiated through the California Central Registry. Often the LCSA knows it does not have all of the information required for the California Central Registry to forward the case to Mexico.

Reason for this Transmittal

- State Law or Regulation Change
- Federal Law or Regulation Change
- Court Order or Settlement Change
- Clarification requested by One or More Counties
- Initiated by DCSS

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DCSS recognizes that requiring the LCSA to initiate a request to the California Central Registry to request child support services with Mexico, when the LCSA knows the request will be rejected by the California Central Registry for insufficient information is not reasonable. Therefore, DCSS directs that if California is the initiating state, the NCP is a citizen of Mexico, the NCP does not work for the United States government or a company which has its headquarters or offices in the United States, the NCP has no reachable domestic earnings or assets, **and** at least one of the items listed in subsection (a)(6)(B) applies, the case may be closed, pursuant to Title 22, CCR Section 118203(a)(6)(B), without submission to the California Central Registry.

If you have any questions or concerns regarding this matter, please contact Jon Cordova, with the DCSS Policy Branch, at (916) 464-5055.

Sincerely,

s/ Karen Echeverria

KAREN ECHEVERRIA
Deputy Director
Child Support Services Division