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Title 22@ Social Security

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Division 13@ Department of Child Support Services

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Chapter 7@ Intergovernmental Cases

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Article 3@ General Provisions

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Section 117303@ Reconciling Multiple Orders/Determination of Controlling Order

117303 Reconciling Multiple Orders/Determination of Controlling Order

(a)

Where multiple orders were issued after the enactment of the Full Faith and Credit for Child Support Orders Act (28 U.S.C. § 1738B) (FFCCSOA, October 10, 1994), the provisions for Determination of Controlling Order, found at Family Code section 5700.207 do not apply. Instead, if a local child support agency discovers the existence of more than one support order for a family, made in more than one state and issued post-FFCCSOA, the agency shall: (1) Obtain copies of all child support orders in the case, and (2) Petition or assist in the petition of the tribunal of another state to reconcile and determine the validity of the later-issued orders.

(1)

Obtain copies of all child support orders in the case, and

(2)

Petition or assist in the petition of the tribunal of another state to reconcile and determine the validity of the later-issued orders.

(b)

Where more than one support order for a family exists, each issued prior to the enactment of FFCCSOA (October 10, 1994) and subject to ongoing support, the court shall apply the provisions for Determination of Controlling Order, found at Family Code section 5700.207. After determination and consolidation of arrears,

and accrued interest, if any, the law of the state that issued the controlling order shall control the prospective accrual of interest on all accrued arrears.

(c)

Where more than one support order for a family exists, each issued prior to the enactment of FFCCSOA (October 10, 1994), but not subject to ongoing support, the provisions for Determination of Controlling Order, found at Family Code Section 5700.207 do not apply. Instead, if a local child support agency discovers the existence of more than one support order for a family made in more than one state and issued pre FFCCSOA the agency shall: (1) Obtain copies of all child support orders in the case, and (2) Petition the local tribunal, or assist the tribunal in another state, to reconcile accounts and determine arrears.

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