




**Welcome to the
27th Annual AB 1058
Child Support Training
Conference**

The background features a large, faint, circular seal of the Judicial Council of California. The seal contains a central figure, likely a personification of Justice, holding a scale and a sword. The text "JUDICIAL COUNCIL OF CALIFORNIA" is written around the perimeter of the seal, and the year "1926" is at the bottom.

The Interstate Child

1926

CA Family Code

UIFSA - § 5700.101 -.905

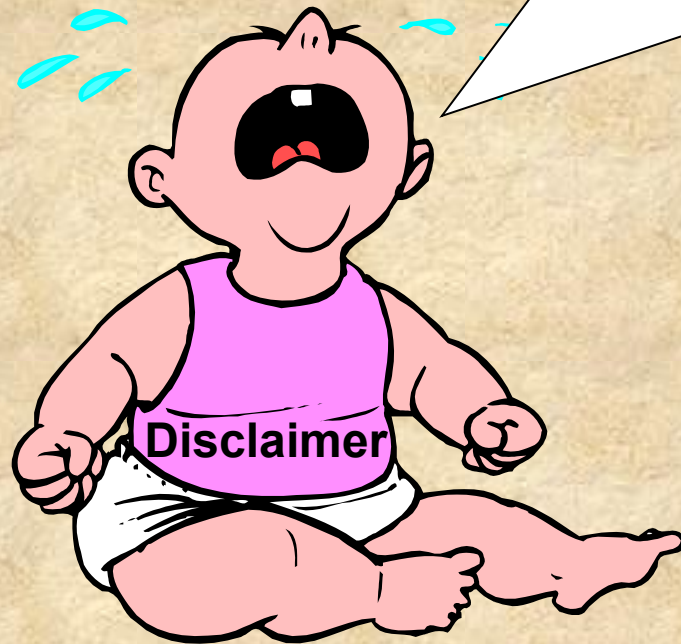
UCCJEA - §§ 3400-3465

UPA - §§ 7600-7730



JUDICIAL COUNCIL
OF CALIFORNIA

Under the UPA, how many ways
are there to become a
LEGAL PARENT?



P A A A A !



Disclaimer

Presumed

Acknowledged

Adjudicated

Adopted

Artificial

Presumed

- In the Context of Marriage

- Before

- During

- After

- Holding Out

Acknowledged

 Signed

 Mother

 Biological Father

 Presumed Father

 Filed

Adjudicated



Court



Jurisdiction



Parties



Genetic Test

Full

Faith

and

Credit





The Interstate Child

UCCJEA & UIFSA

Origins

UIFSA ↔ FFCCSOA

UCCJEA ↔ PKPA

Jurisdiction Subject Matter

UCCJEA

- ▶ **Custody**
- ▶ **Visitation**

UIFSA

Support

- ▶ **Child**
- ▶ **Spousal**

Jurisdiction Additional

UCCJEA

- ▶ “Status”
- ▶ Home State
- ▶ Significant Contacts

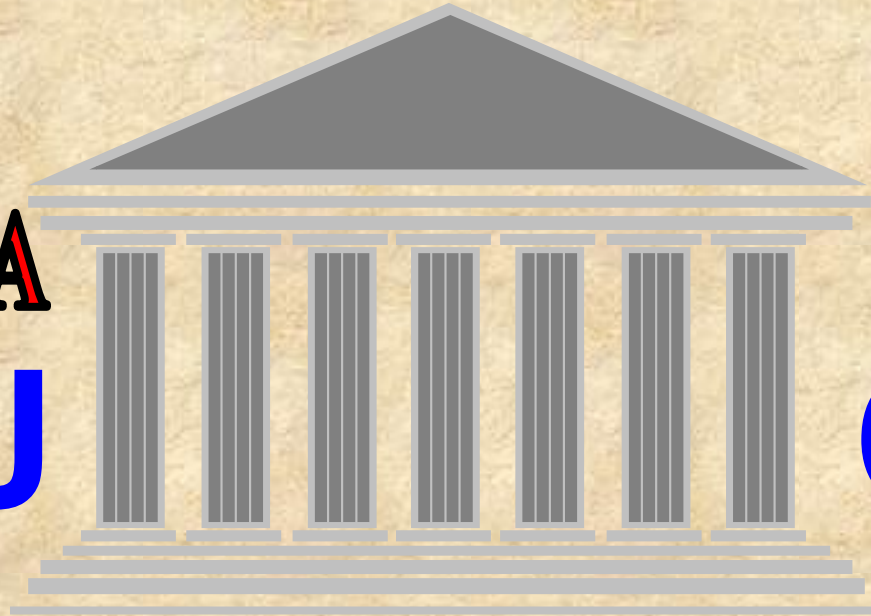
UIFSA

- ▶ Personal
- ▶ Long-Arm

ONE ORDER

UCCJEA

ECJ



UIFSA

CEJ

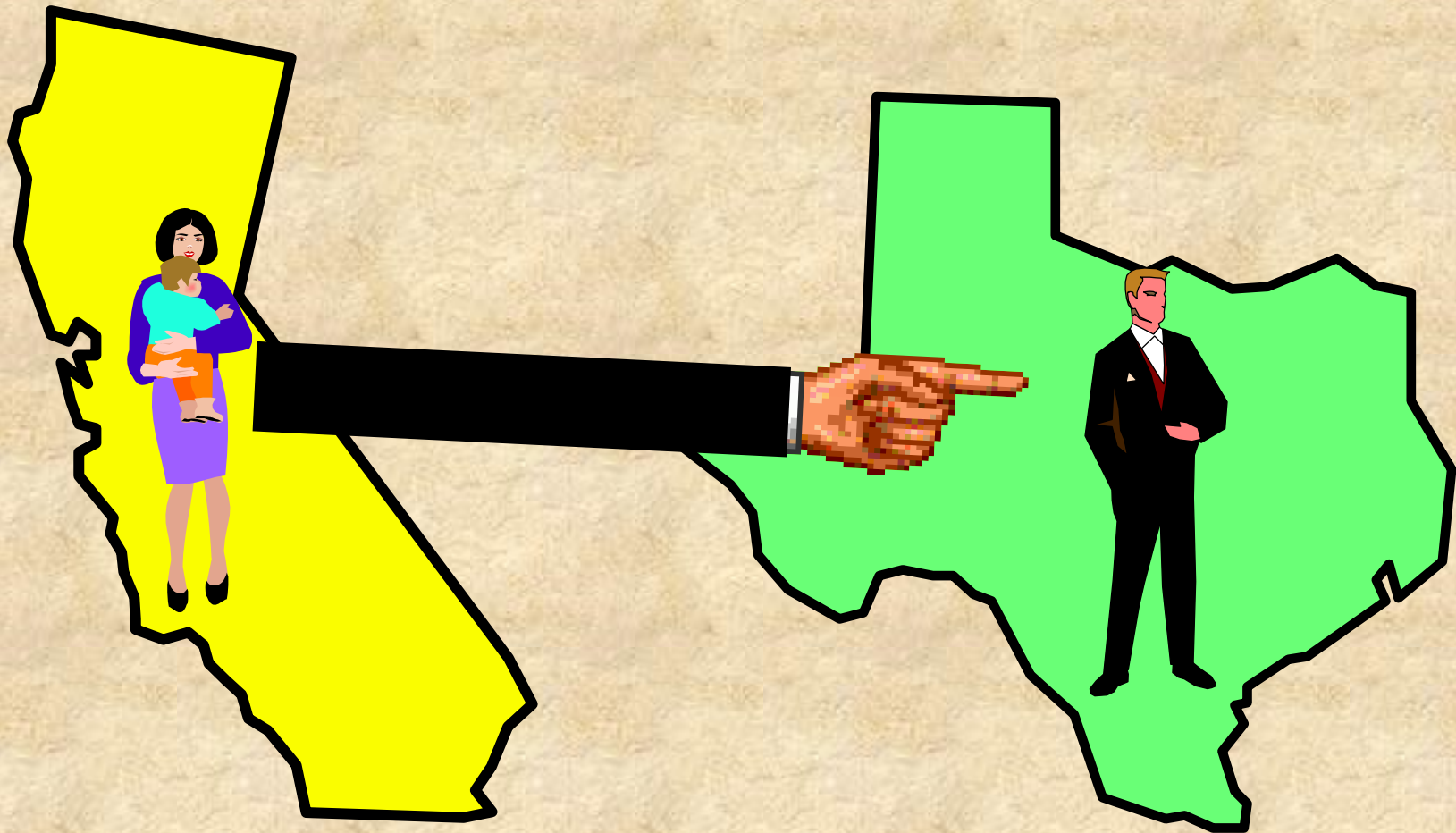
Exclusive Jurisdiction to MODIFY

Establishment

- ★ **UCCJEA § 106 – Due Process**
 - ★ **UPA § 604 - Personal**
 - ★ **UIFSA § 201 - Personal**



**Parentage
(Divorce)
Custody
Support**



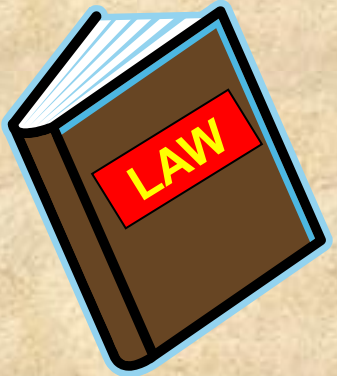



submit to state and
local courts and
state agencies
which are not
possible in adoption
agencies or
support for the child



HOW

TO





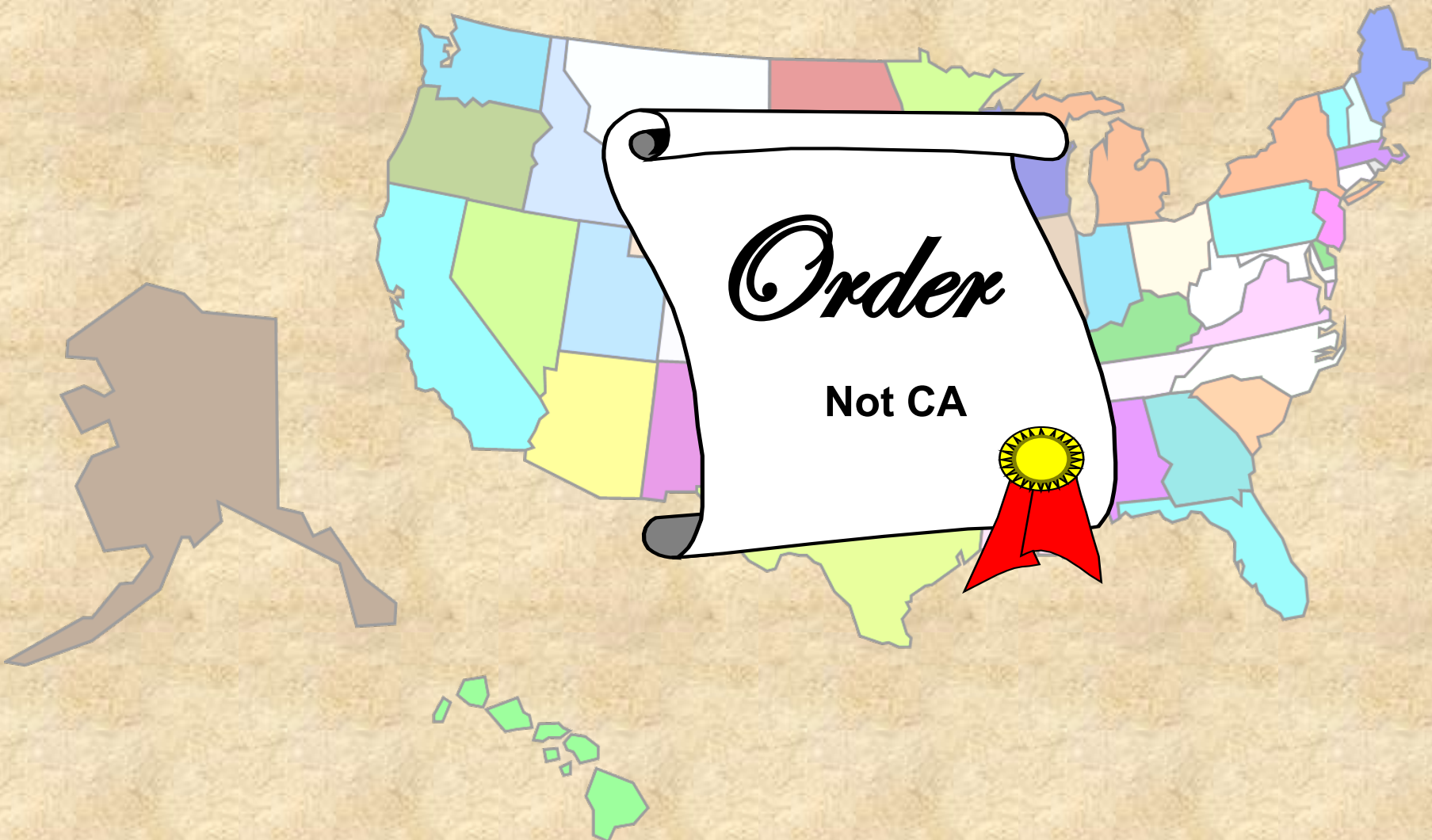
CS - \$300
SS - \$ 250



Custody



Child Custody
Child Visitation
Child Support
Spousal Support
Pet Custody
Pet Visitation
HDTV



Order

Not CA



Registration

UCCJEA & UIFSA

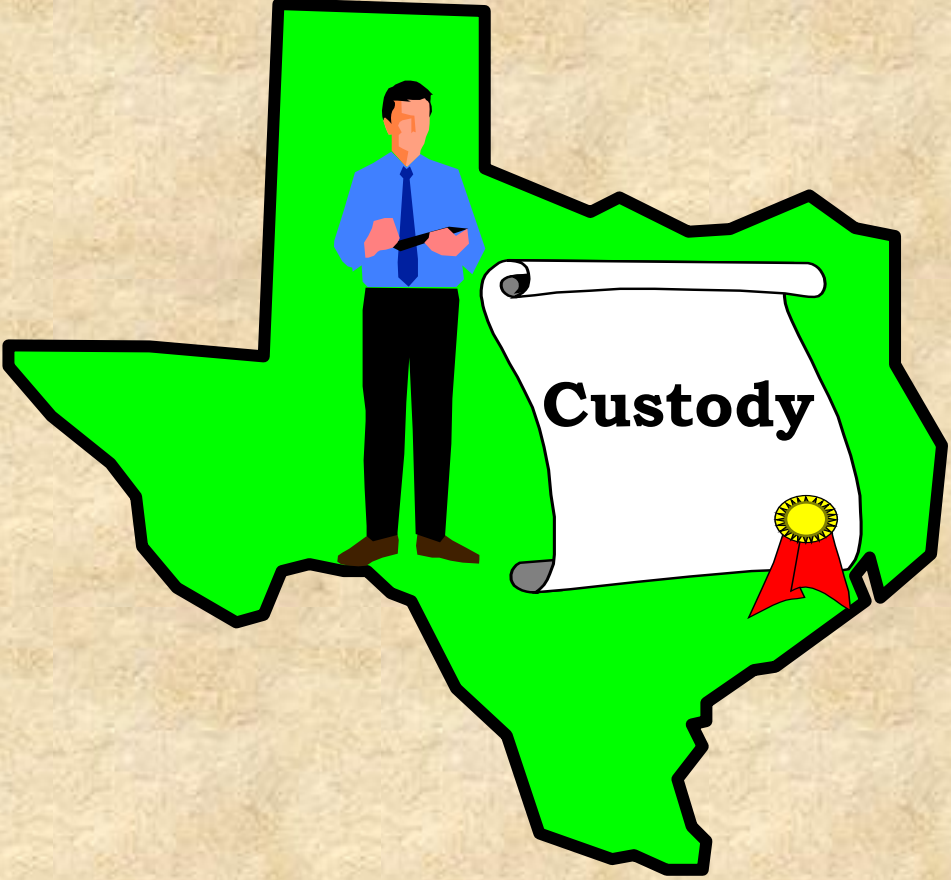
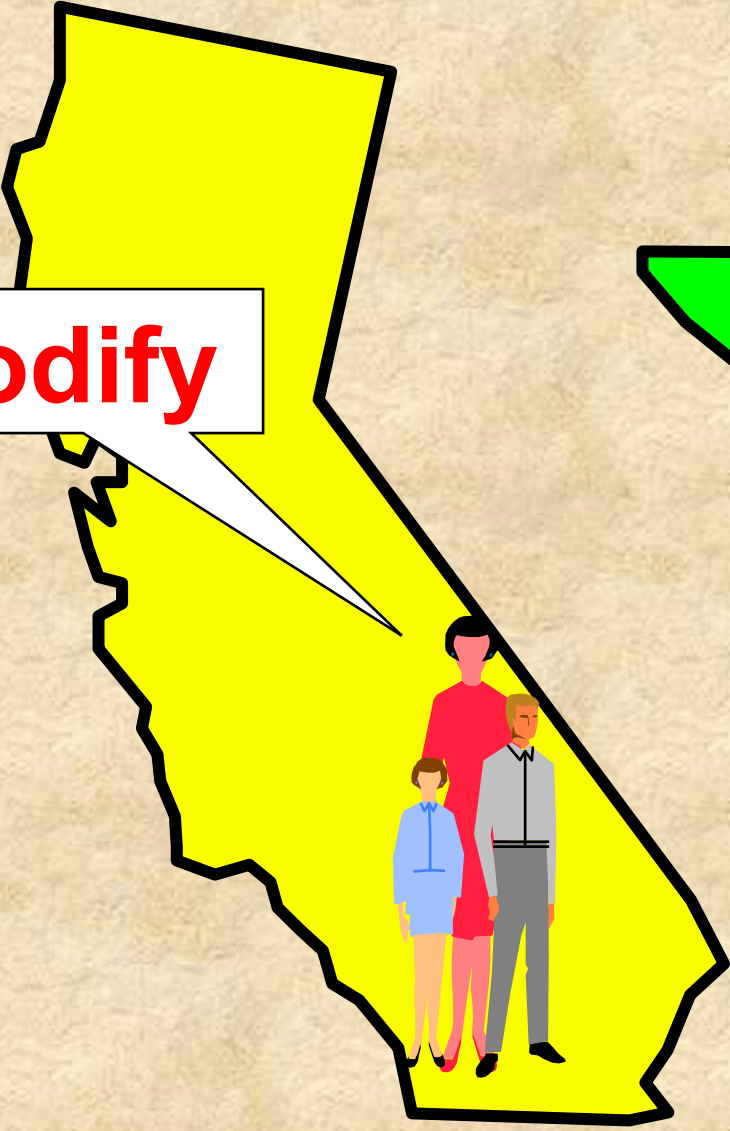
- Notice
- No Contest - Confirmation
- Contest – Limited Defenses

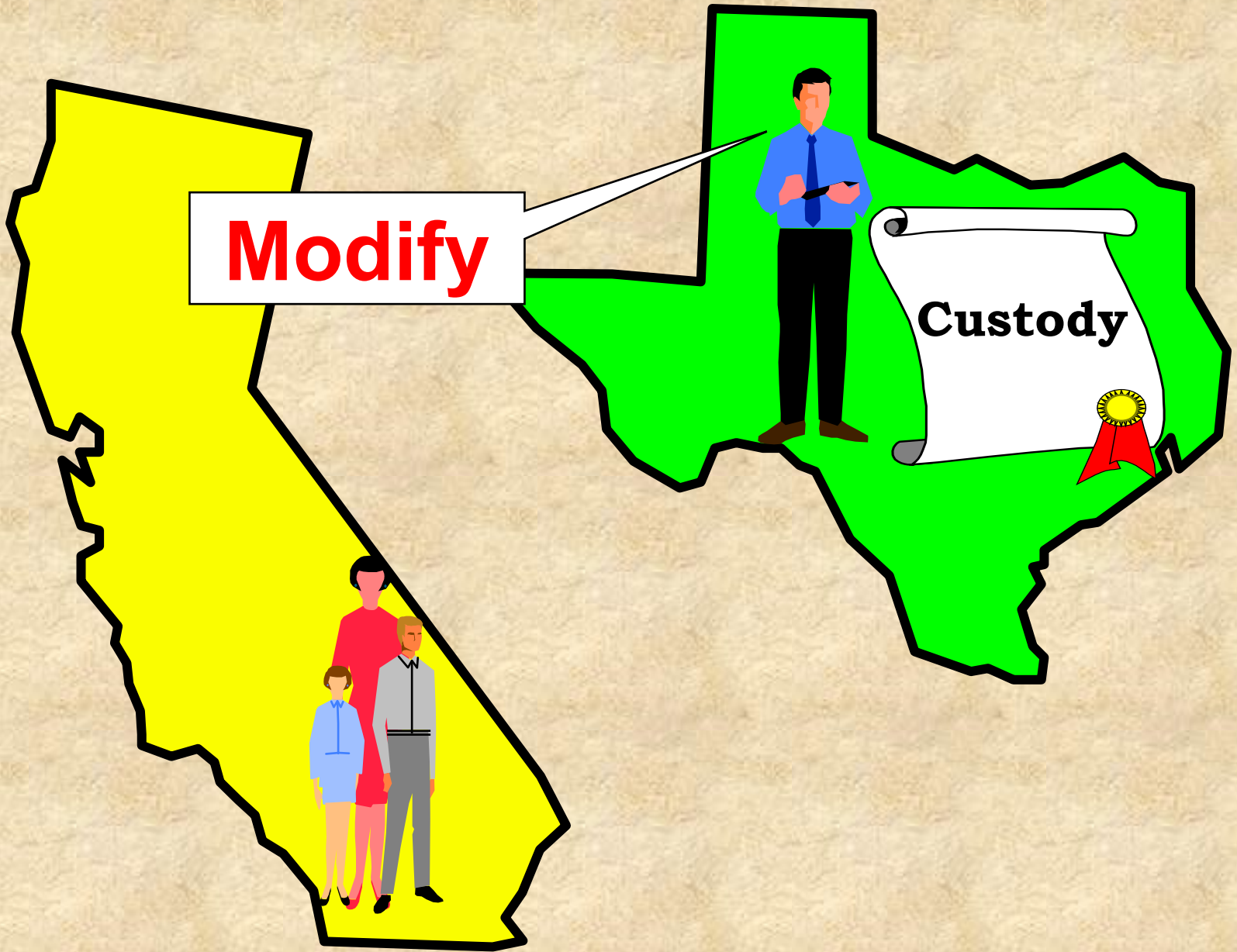
Modification

UCCJEA

- Original Court Transfers
- Assumption Upon Showing
 - All Parties Left Issuing State

Modify

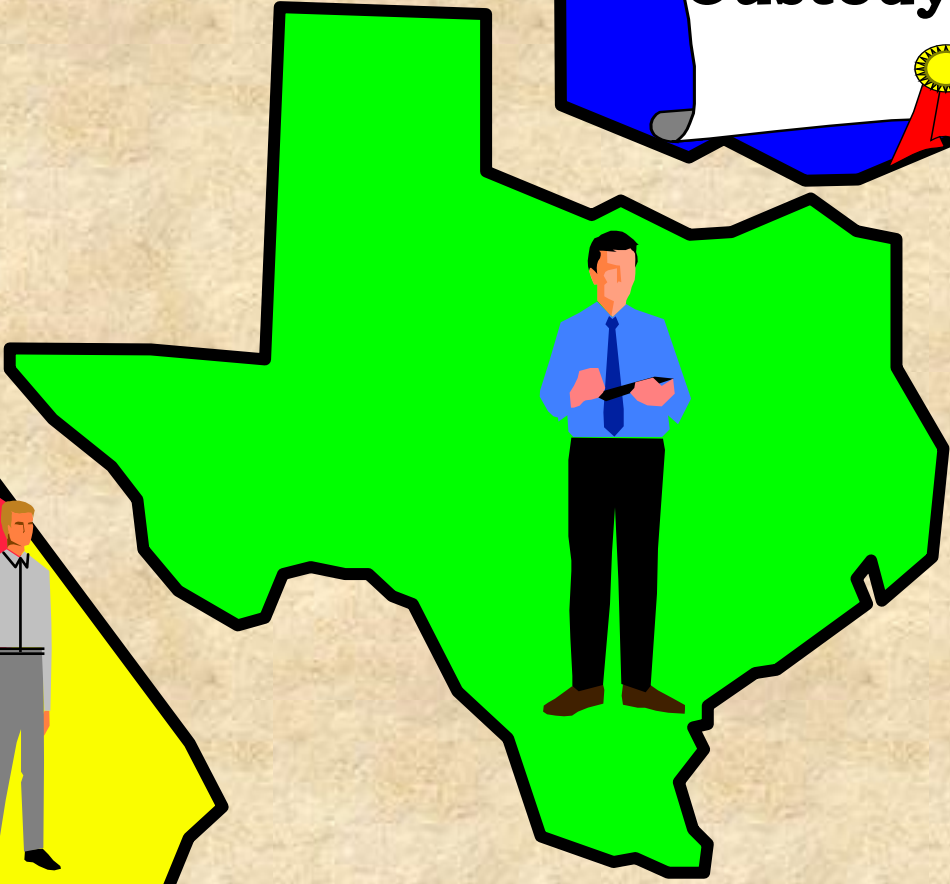
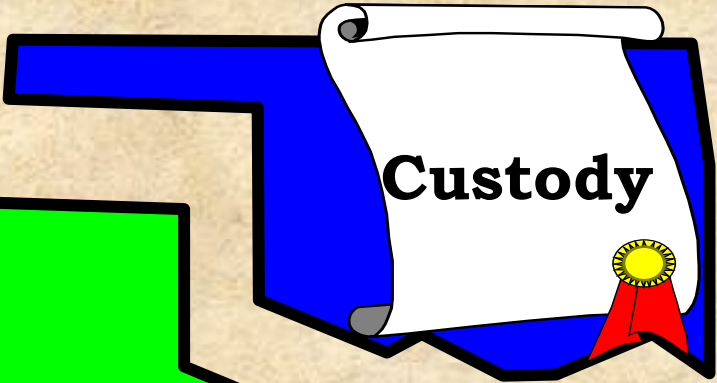
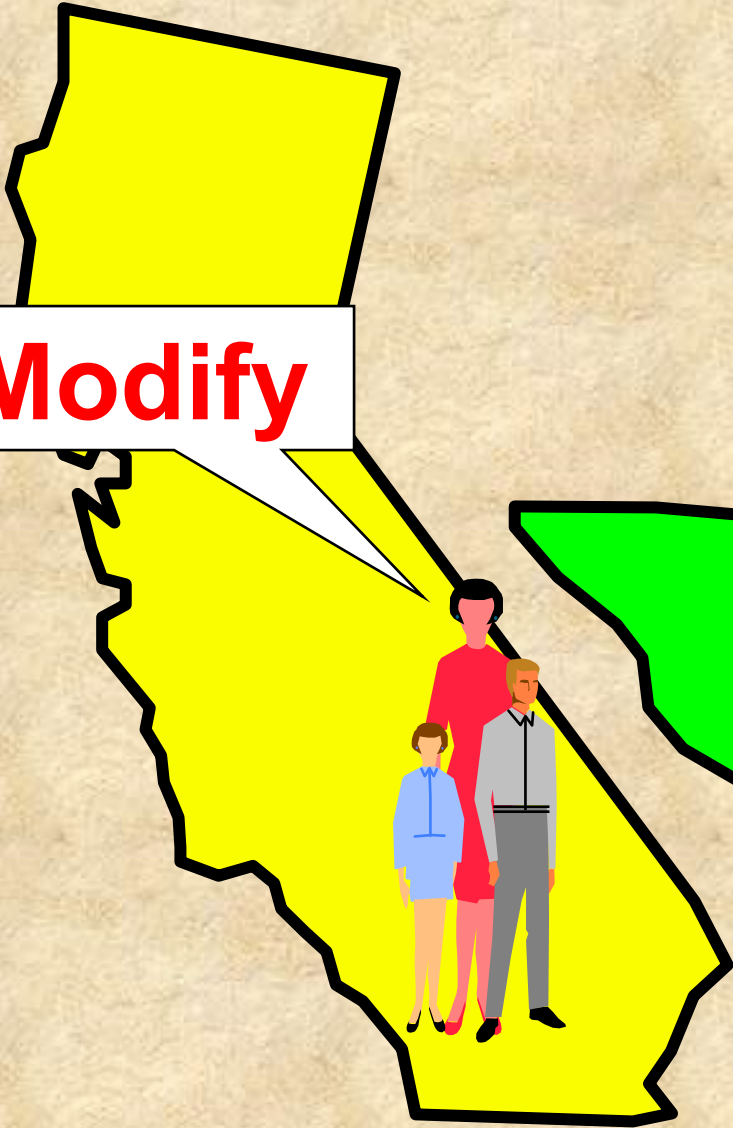


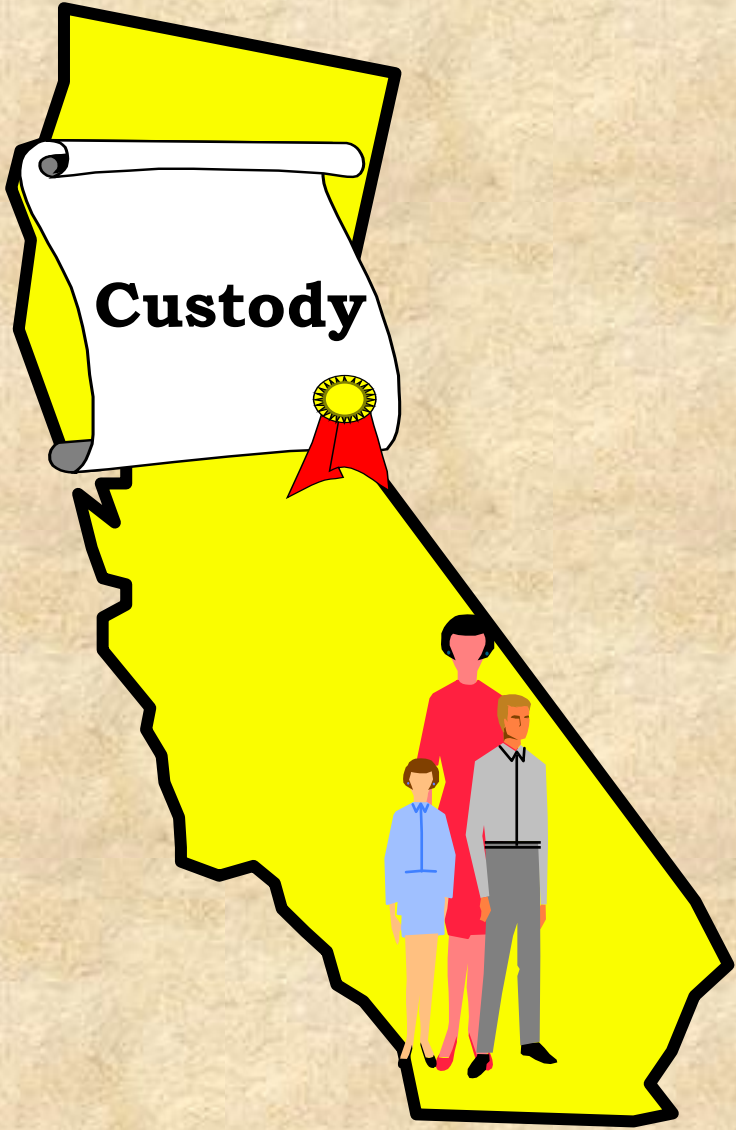


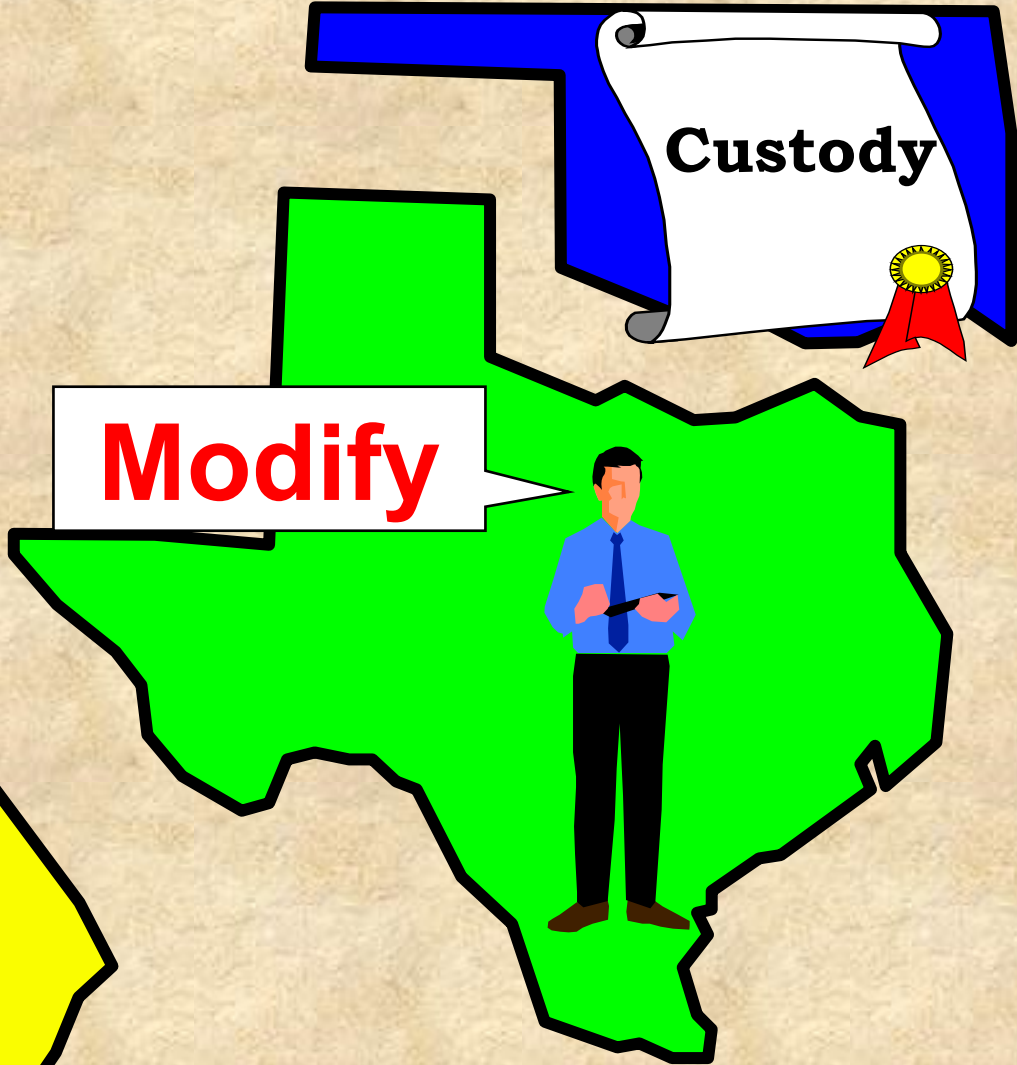
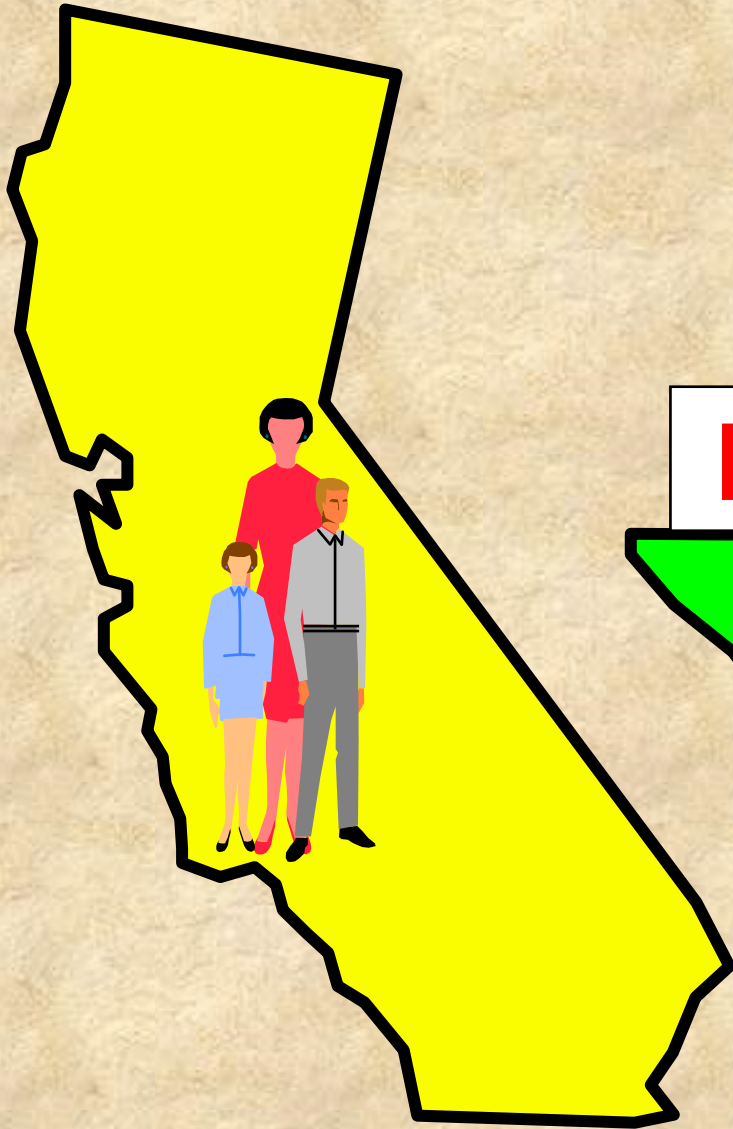
Modify

Custody

Modify







Modification

UIFSA

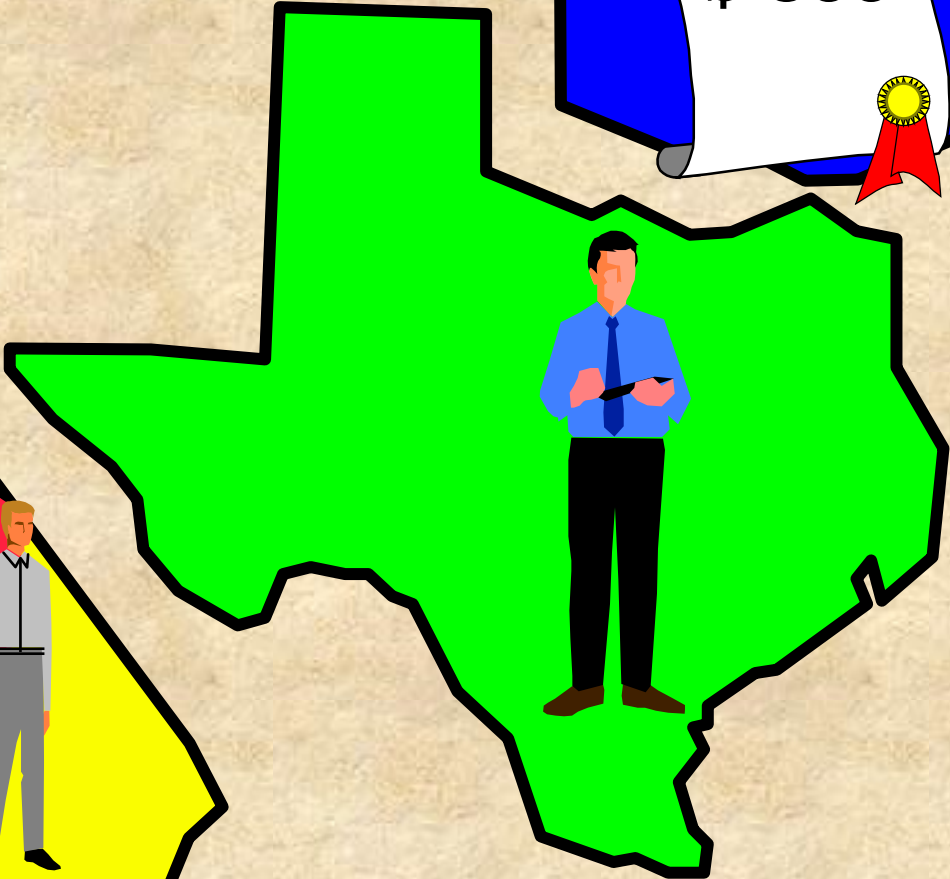
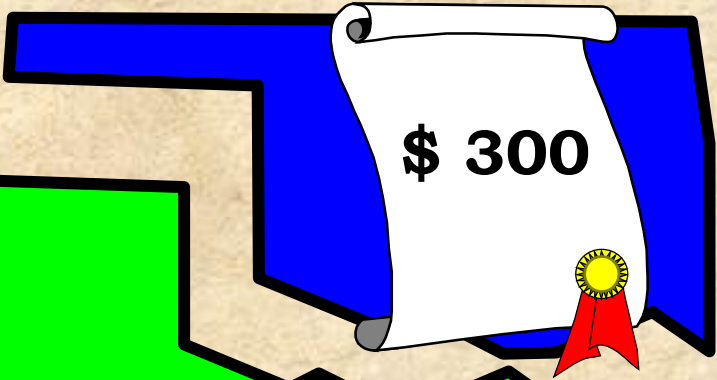
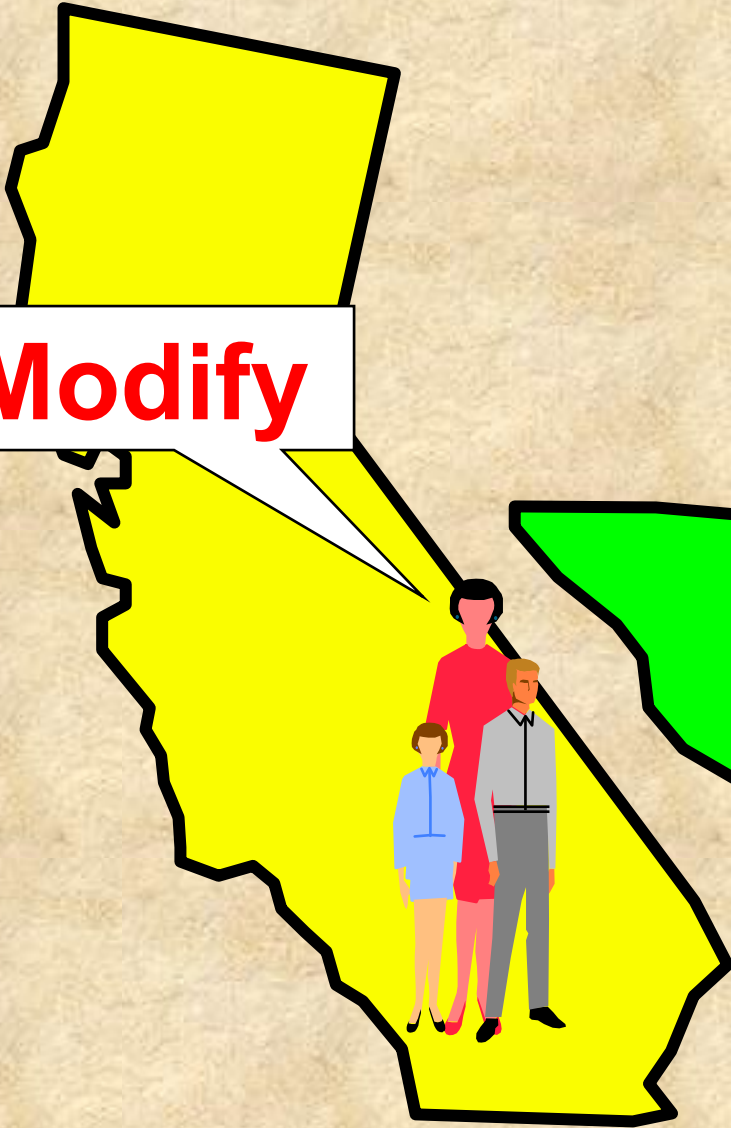
- Agreement
- Assumption Upon Showing
 - All Parties Left Issuing State
 - Petitioner is Nonresident
 - Jurisdiction over Respondent

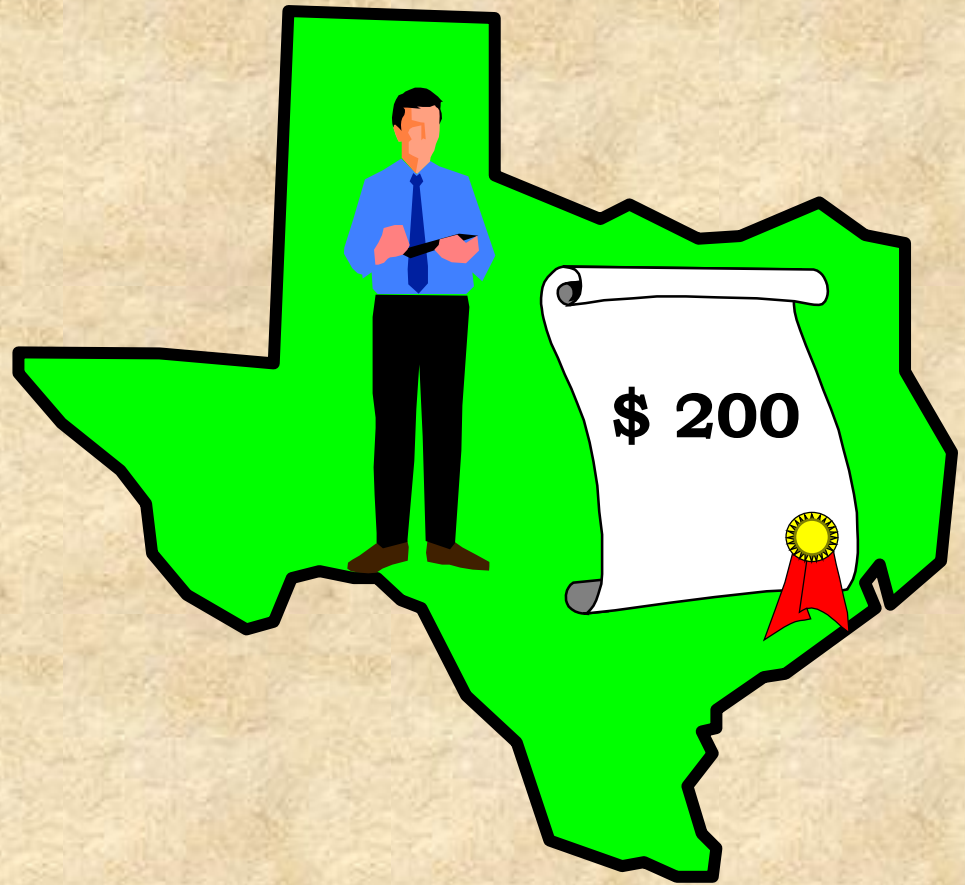
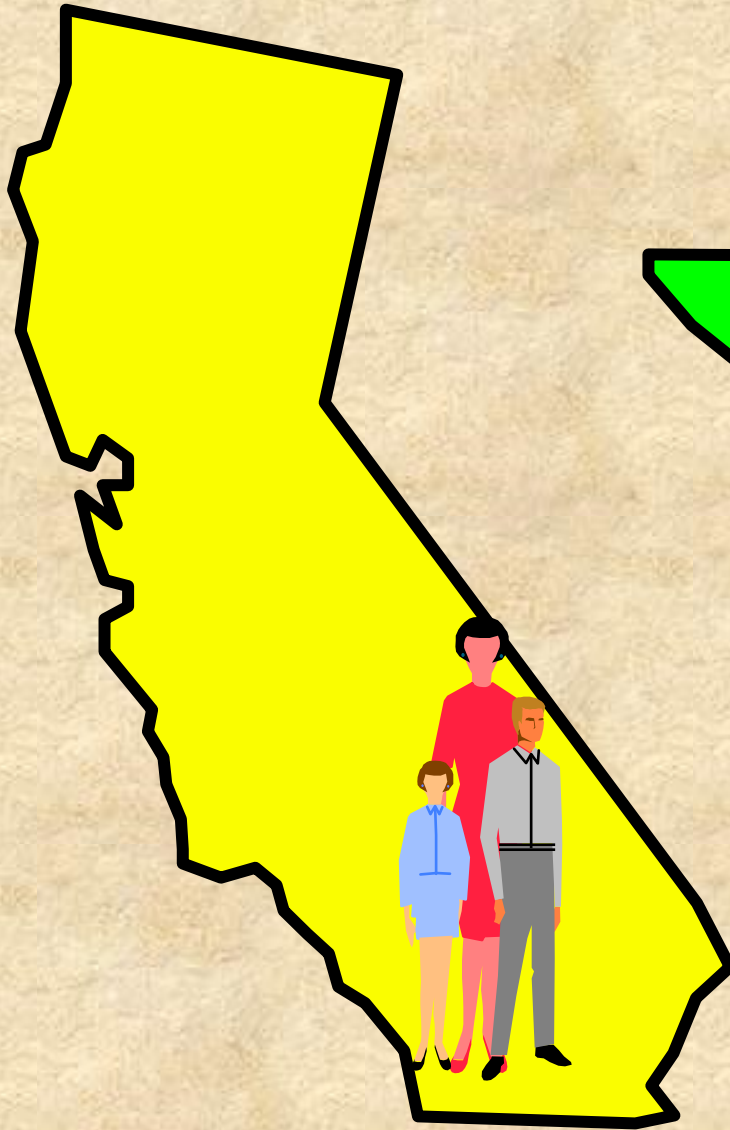
Modification

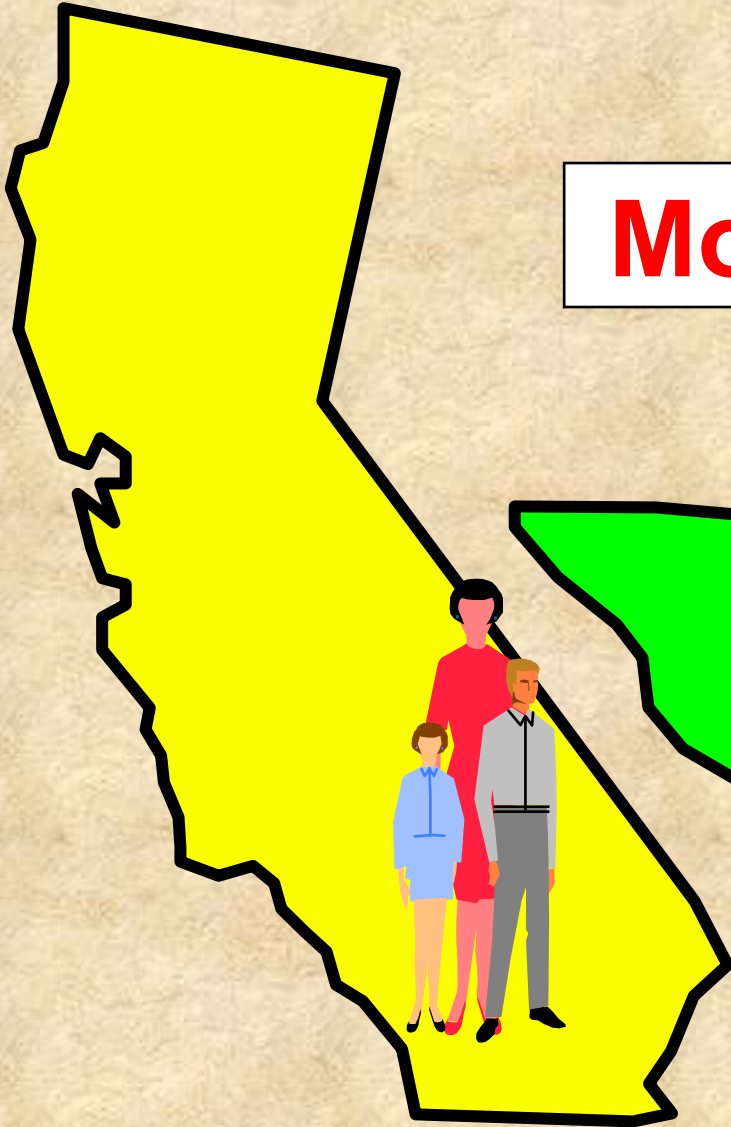
UIFSA

- Upon Assuming
 - Modify CHILD Support
 - NOT Spousal Support
 - Assuming State's Guidelines
- Can **NOT** Modify Duration

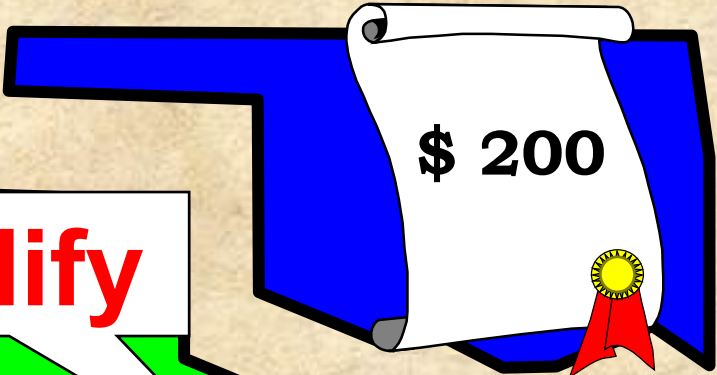
Modify



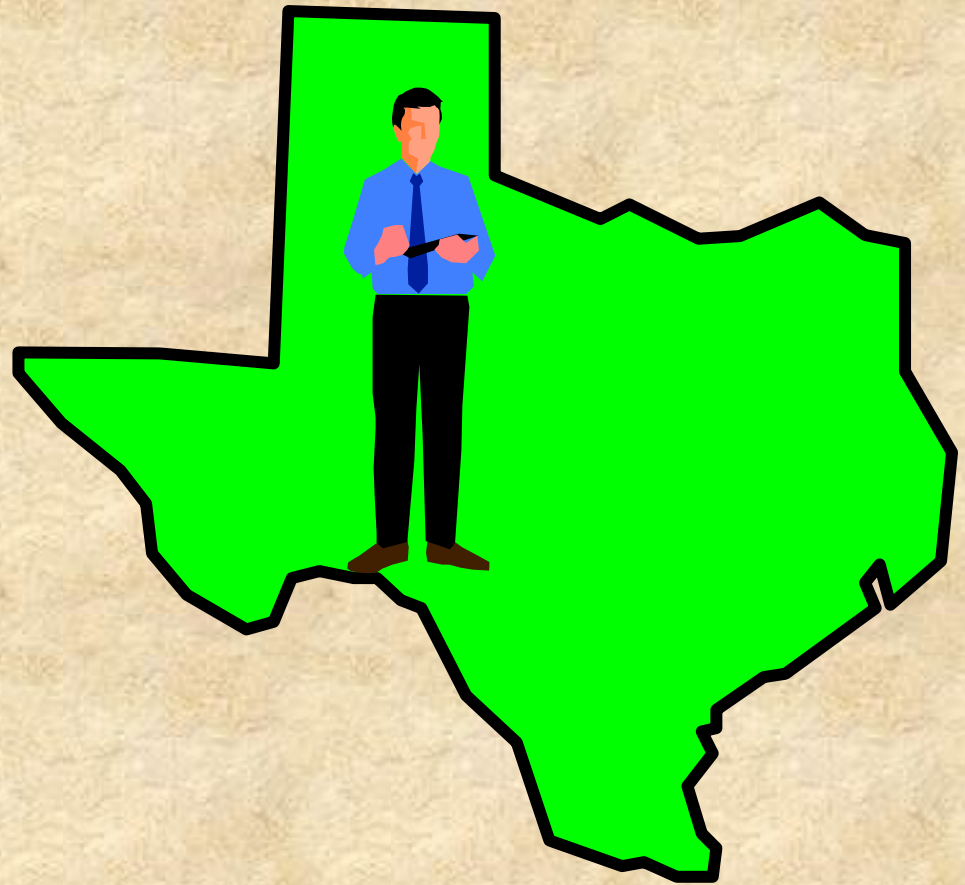
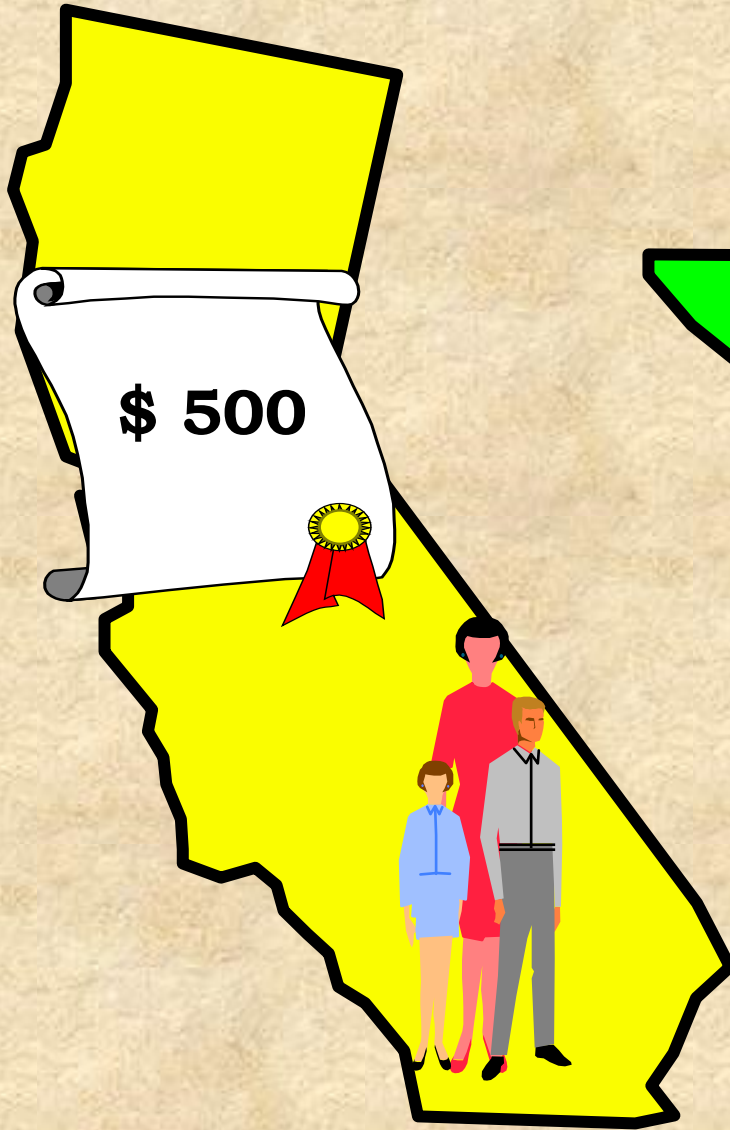


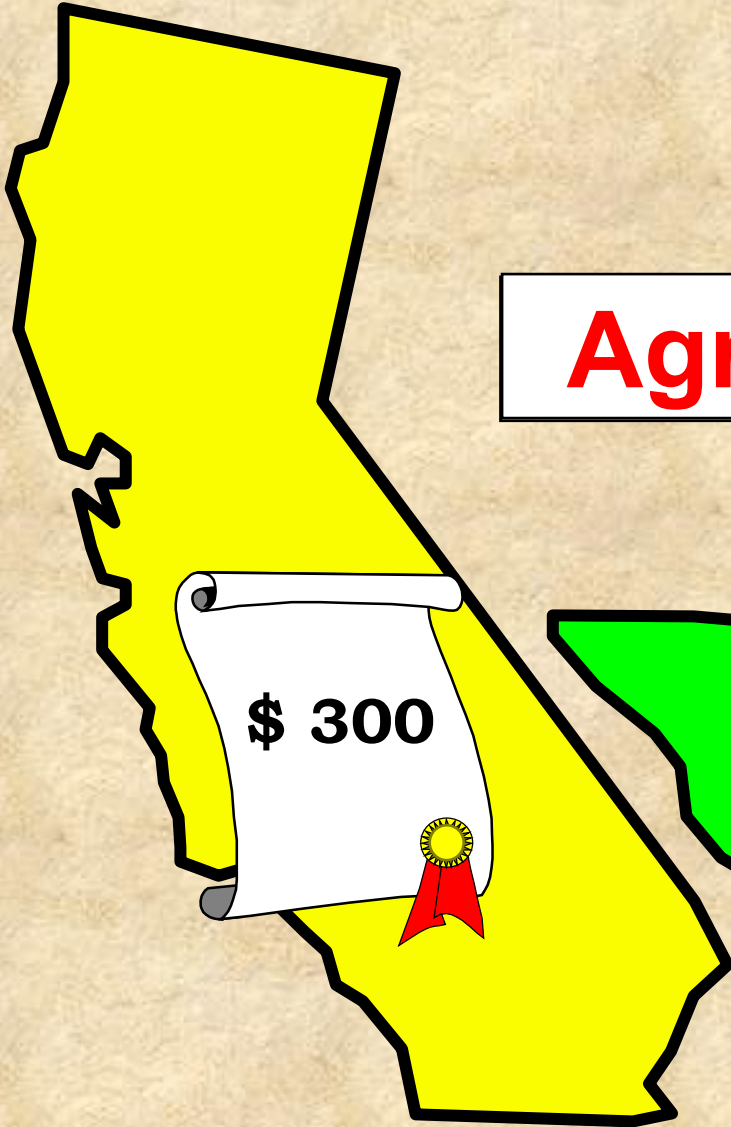


Modify

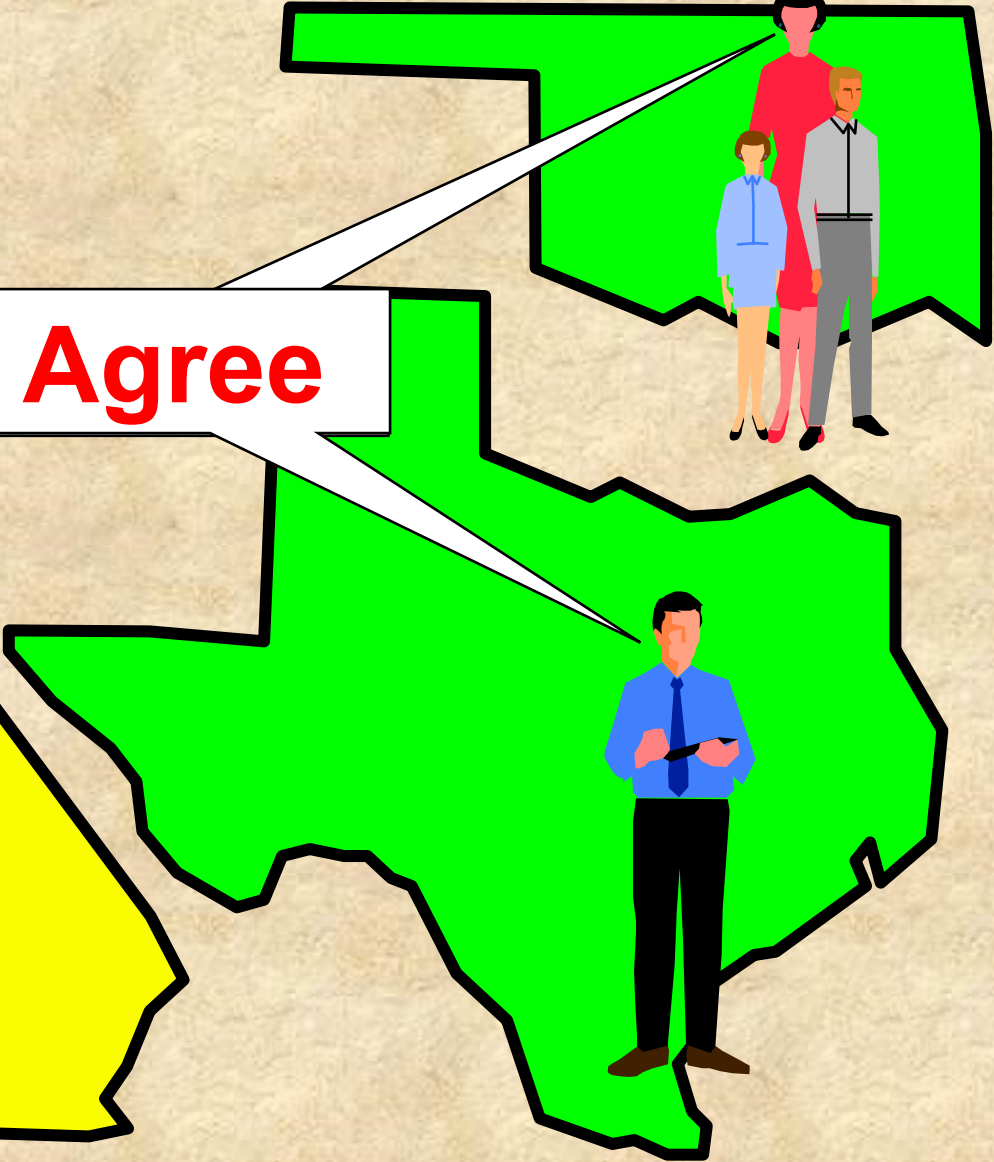


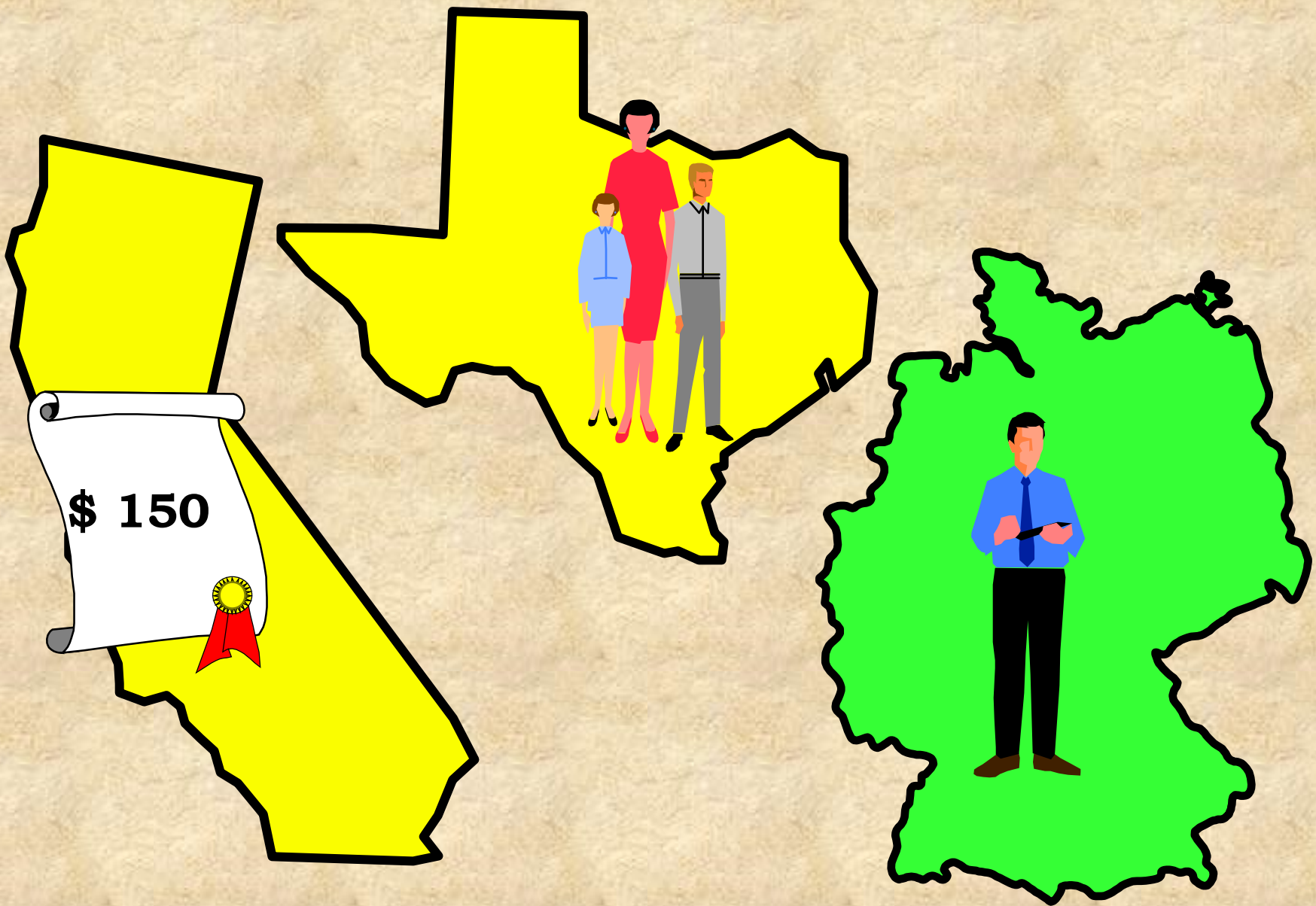
\$ 200





Agree





\$ 150

Enforcement

UIFSA

- Issuing State Law
 - Nature, Extent, Amount
 - Computation of Arrears
 - Interest Rate and Method
 - Defenses to Judgment

Enforcement

UIFSA

- Enforcing State Law
 - Defenses to Remedy
- Statute of Limitation
 - Longer of Issuing or Enforcing

Enforcement AND Modification

- Law of the new CEJ state
 - Interest on other state's arrears
 - Interest on future arrears



The Interstate Child

UCCJEA & UIFSA



International

Cases



JUDICIAL COUNCIL
OF CALIFORNIA



WHICH WAY DO WE GO: WHERE ARE YOU?



JUDICIAL COUNCIL
OF CALIFORNIA

RESPONDING — ESTABLISHMENT

Location of
CP

CA Parentage
Laws

CA
Guidelines
and Duration

No Cost of
Living
“Adjustment”



RESPONDING — ENFORCEMENT

Location of
CP

Origin of the
Order

Recognition /
Registration

Defense to
Recognition /
Registration

Denial of
Recognition /
Registration

Remedies



RESPONDING — MODIFICATION

Location of CP
(Participation
and Evidence)

Location of CP
(Jurisdiction)

Convention
vs. Non-
Convention

Miscellaneous
Factors



**WHAT ABOUT:
THE UNIFORM FOREIGN-
COUNTRY MONEY JUDGMENTS
RECOGNITION ACT?**

**Does Not
Apply**





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OF CALIFORNIA

Please Complete Surveys/ Evaluations

- Surveys and evaluations will be sent out shortly after completion of conference
- Your input helps presenters hear feedback, helps the conference change/ improve the next year



Contact Information

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