

FAMILY SUPPORT FORUM

The Official Newsletter of the Illinois Family Support Enforcement Association

April 2016

-In This Issue-

A Note from the President	Page 2
IV-D Director Update	Page 3
Legislative Changes for 2016	Page 4-5
2016 IFSEA Conference Information	Page 6
IFSEA Committee Updates	Page 6
IFSEA Board Of Director Nominations	Page 7-8
IFSEA Awards Nominations	Page 9
IFSEA Officers and Board of Directors	Page 10
IFSEA Membership Application	





From the President . . .

. . . IFSEA UPDATE



Scott Black

ISFEA President

It is hard to believe that we are half way through another year. Our 2015 Conference, “Adapting to Big Changes,” was held in Springfield at Lincoln Land Community College. In keeping with the theme of the conference, we altered the traditional schedule and limited it to sessions on Monday and Tuesday and expanded the number of plenary sessions. Although the traditional schedule was changed, the conference was a great success and was filled with highly relevant informative classes, including the impact of the Affordable Care Act on child support enforcement, the Parentage Act of 2015, and changes to the Uniform Interstate Family Support Act. We were able to offer 8.75 hours of continuing legal education credit for attorneys.

Thanks to the Board of Directors, each of the committees and committee chairpersons, the session coordinators, speakers, and volunteers who make each conference possible. It takes many dedicated people to pull off each conference. I am grateful for each of you that put so much time and effort in to making the 2015 conference a success.

Our 2016 annual conference is 6 months away, and tentative plans are that it will be held October 17th and 18th at the Illinois State University Alumni Center in Normal, Illinois. Committees are already meeting, but if you would like to join one and help out, it isn’t too late. Just contact a board member and we will get you connected with the chairperson.

If you are not a current member of IFSEA you should consider joining or rejoining the organization. The CLE committee continues to present programs on a quarterly basis which are directly relevant to child support enforcement.

I look forward to the 2016 conference. I expect that the organization will build upon the things we learned from revamping the 2015 conference. Every effort is being made to continue to keep the cost of the conference low while offering an interesting and informative educational experience for the membership. It should be very exciting and I hope to see you all there.

Sincerely,
Scott Black



From the Desk of

. . . Pamela Lowry, IV-D Director



As the new calendar year begins, as of this writing, the FY16 budget has not yet been finalized. Until a budget compromise is reached, HFS continues to be unable to pay bills other than those required under court order. For HFS, that generally means bills related to medical programs and providers of medical services. It is of course more complicated and detailed than that one simple sentence, but for our purposes that is the general explanation. Child support payments are not appropriated and have gone out without interruption throughout the impasse.

The annual OCSE-157 statistical report, for the federal fiscal year ending September 30, is always updated and finalized in December. This allows paternity data from the Illinois Department of Public Health to be included, if it is applicable to the closed federal fiscal year. I am happy to announce that at the close of the year our paternity establishment percentage exceeded the 90% requirement.

A new version of the Illinois Voluntary Acknowledgment of Paternity form and its related forms are effective on 1/1/2016. Changes to the form were necessitated by the passage of the new Parentage Act. A more detailed look at the changes is published elsewhere in the Forum.

January 1st also begins the era of the rewritten Illinois Marriage and Dissolution Act. The overarching theme of the Act was to make it more child-centered and reflect a more collaborative approach to parenting in the 21st century. For example, parents are no longer awarded “custody” or “visitation”. Instead, “parenting time” is allocated.

In looking at the Acts together, it is clear that attorneys, advocates, public agencies, not-for-profit organizations and other coalitions of individuals (usually parents) collectively recognized a need to shape law around today’s families, rather than the families of a previous generation. As someone who has worked in the field for some time now, I congratulate those who participated in drafting and advocating for these changes. The Acts represent many compromises and collaborations among interest groups and I think will succeed in bringing children and families as they exist today to the forefront in family law decisions. I am sure we will see tweaks and refinements over the next years, but the major work has been accomplished and I believe families will benefit.

In closing, I want to once again say thank you to all of the IV-D staff, partners, and advocates for helping parents contribute to the economic status of their children. My goal for 2016 is to continue to strive for the balance that will bring the most possible economic benefits to children while maintaining a fair and just approach to parents. I welcome your insight, advice, and support as we begin a new year of work for children and families.

Sincerely, Pam



The following is a brief synopsis of the child support-related bills that were passed by the 99th General Assembly and signed by the Governor in 2015. The effective date is reflected with each bill synopsis. The Public Acts may be found on the Illinois General Assembly's web site (<http://www.ilga.gov>).

Ralph Abt
DCSS Legal Advisor

Public Act 99-0090 (SB 57): Family Law - Various SB 57, Family Law - Various (Public Act 99-0090) - Amends the Alienation of Affections Act, the Breach of Promise Act, and the Criminal Conversation Act to abolish actions for alienation of affections, breach of promise to marry, and criminal conversation, changes the short titles of those Acts, amends the Code of Civil Procedure to make a conforming change, and contains findings. Amends the Illinois Marriage and Dissolution of Marriage Act by making changes regarding: construction of the Act; venue; pleadings; solemnization of marriage; offenses involving issuance of licenses; grounds for dissolution of marriage; judgments for legal separation; mediation; costs of educational sessions; hearings on default; filing of a praecipe for summons; time for entering judgments; simplified dissolution procedure; temporary relief; dissolution action stays; agreements; disposition of property and debts; child support; attorney's fees; modification of provisions of judgments; educational expenses; support for disabled children who have attained majority; custody proceedings, hearings, and orders; allocation and restriction of parental responsibilities; parenting plans; interviews and evaluations of children; enforcement of allocated parenting time; parental relocation; applicability; repeal of various provisions; and other matters. Amends the Intergovernmental Missing Child Recovery Act of 1984, the Code of Criminal Procedure of 1963, the Uniform Child-Custody Jurisdiction and Enforcement Act, the Illinois Domestic Violence Act of 1986, and the Probate Act of 1975 to make conforming changes.

Provides that access to a child's records shall not be denied to a parent for the reason that the parent has not been allocated parental responsibility. Requires a court finding that it is in the child's best interests before access to those records is granted to a parent who is not allocated denied parenting time (not denied parental responsibility). Provides that allocated parenting time shall be considered with regard to issues of temporary maintenance and support. Provides that all sources of income, including disability and retirement income, shall be considered in a determination of maintenance. Provides for certain payments to be made to a parent or guardian receiving support

rather than to the parent or guardian having the majority of parenting time. Makes technical changes.

Effective Date - January 1, 2016

Public Act 99-0471 (HB 1485): Parentage - Acknowledgement (Public Act 99-0471) HB 1485, SAM 1, Parentage - Acknowledgement (Public Act 99-0471) - Amends the Illinois Public Aid Code and provides for the judicial registration of administrative paternity orders, provides that a party may petition for relief from a registered final administrative paternity order entered by consent of the parties, excluding a voluntary acknowledgement or denial of paternity as well as an administrative paternity order entered pursuant to genetic testing; that the petition shall be filed pursuant to the Code of Civil Procedure based upon a showing of due diligence and a meritorious defense; that the court, after reviewing the evidence regarding this specific type of administrative paternity order entered by consent of the parties, shall issue an order regarding the petition; and that nothing shall be construed to alter the effect of a final administrative paternity order, or the restriction of judicial review of such a final order to the provisions of the Administrative Review Law, as provided under the Code. Includes documents showing service of the notice of paternity and support obligation to the list of documents that must be filed when registering a final administrative support order in the appropriate circuit court. Removes changes made to the Illinois Public Aid Code and the Illinois Parentage Act of 1984 concerning (i) challenges to an administrative determination of paternity that is not based on a voluntary acknowledgment of paternity; (ii) a requirement that a party challenging an administrative determination of paternity consent to and submit to deoxyribonucleic acid (DNA) testing; and (iii) time limitations on when a party can challenge an administrative determination of paternity. Adds an immediate effective date.

Effective Date - August 27, 2015



From the Legislature

. . . 2016 Updates Continued

Public Act 99-0085 (HB 1531): Parentage Act of 2015 HB 1531, Parentage Act of 2015 (Public Act 99-0085) - Creates the Illinois Parentage Act of 2015. Provides methods for the establishment of a parent-child relationship. Authorizes genetic testing. Provides for temporary relief and proceedings to adjudicate parentage. Establishes procedures regarding parentage of a child of assisted reproduction. Provides for child support establishment and enforcement. Repeals the Illinois Parentage Act and the Illinois Parentage Act of 1984. Amends numerous Acts to make conforming changes.

Effective Date - January 1, 2016

Public Act 99-0195 (HB 2791): Employment Study – Child Support HB 2791, Employment Study - Child Support (Public Act 99-0195) - Amends the Department of Healthcare and Family Services Law of the Civil Administrative Code of Illinois. Provides that the Division of Child Support Services of the Department of Healthcare and Family Services shall conduct a study regarding the barriers individuals face to paying child support for the purpose of reducing the total amount of unpaid child support in Illinois. Requires the Department to report the results of the study and any recommendations to the Governor and the General Assembly on or before May 1, 2017. Repeals the new provisions on January 1, 2018. Effective July 1, 2015.

Effective Date - July 30, 2015. (The reason the effective date is after the effective date noted in the Bill is because it was not signed by the Governor until July 30, 2015).

Public Act 99-0119 (HB 3512): Uniform Interstate Family Support Act (UIFSA) HB 3512, Uniform Interstate Family Support Act (Public Act 99-0119) - Amends the Uniform Interstate Family Support Act. Makes technical and substantive changes throughout the Act in accordance with the 2008 amendments recommended by the National Conference of Commissioners on Uniform State Laws. Provides that specified notice shall be sent by the support enforcement agency within 5 (instead of 2) days. Makes technical changes.

Effective Date - January 1, 2016

Public Act 99-0157 (HB 3683): Income Withholding - Penalty HB 3683, Income Withholding - Penalty (Public Act 99-0157) - Amends the Illinois Public Aid Code. In provisions concerning administrative liens and levies on real property and personal property for past-due child support, provides that the State shall have a lien on all legal and equitable interests of a payor of income, as that term is described in the Income Withholding for Support Act, in the payor's real or personal property in the amount of any fine imposed by the Department of Healthcare and Family Services pursuant to the Income Withholding for Support Act. Adds a payor of income to certain provisions concerning notice and the execution of notices of administrative liens and levies. Provides that the notice must contain a legal description of the real property to be levied and the fact that a lien is being claimed for the fines imposed on a payor of income pursuant to the Income Withholding for Support Act, in addition to other information. Makes other changes. Amends the Income Withholding for Support Act. Sets forth additional administrative fines to existing fines or penalties against a payor of income provided for under the Act and provides that the new administrative fines do not affect who would be entitled to receive those existing fines and penalties. Provides that in addition to any fines or penalties provided for in the Act, when a payor of income wilfully fails, after receiving 2 reminders from the Department of Healthcare and Family Services, to withhold or pay over income pursuant to a properly served income withholding notice or otherwise fails to comply with any duties imposed by the Act, the Department may impose a fine upon the payor of income not to exceed \$1,000 per payroll period; and that the fine shall be payable to the Department and may be used to defray the costs incurred by the Department in the collection of the past-due support and penalties provided for in the Act. Requires the Department of Healthcare and Family Services to place the fines collected into a special fund created to implement the purposes of this provision. Provides that after deducting the costs incurred by the Department of Healthcare and Family Services in the collection of the past-due support and penalties provided for in the Act, the remainder of the fines collected shall be distributed proportionally to the counties based on their population; and that the counties shall use these funds to assist low income families in defraying the costs associated with seeking parenting time. Replaces all references to "payor of income" with "payor".

Effective Date - July 1, 2017

IFSEA Committee Updates

The CLE committee is happy to report that the December and April CLE's were both great successes, resulting in over 30 new (or renewed) memberships. 63 people RSVP'd for the December CLE and 20 attorneys received MCLE credit. 53 people RSVP'd for the April CLE and 23 attorneys received MCLE credit. The committee plans to present one more CLE before the conference. As always, we welcome new committee members and ideas. If you would like to share an idea or volunteer to participate on the committee, please contact the committee chair, Lorelei Frost, at lorelei.g.frost@illinois.gov.

The Conference Committee has announced the 2016 Conference will be held in Bloomington/Normal, October 17th and 18th 2016. More information will be published in the next forum and on the website.

The Membership Committee is always looking for new members. If you have someone interested in becoming a member have them fill out the form on this forum or go to our website www.illinoisfamilysupport.org

The Website Committee is continuing to update the website as needed. Please feel free to contact [Drew Aschenbrenner](#) with ideas and suggestions.

The Scholarship Committee has revised the scholarship questions this year and anticipate to send out applications by the end of May.

The Awards Committee has posted the nomination form on this forum and on the website. All IFSEA members are encouraged to nominate someone or a group that you feel need to be recognized for their excellence.

The Legislative Committee is committed to monitoring legislation pertinent to the Child Support community.



From the Board Of Directors

... 2016 IFSEA Nominations

Nominations Sought for IFSEA Director Election

Sought for Five of the fifteen member-elected IFSEA Director positions will be subject to election at the Annual Members' Meeting. One Director is to be elected from Cook County plus two from each of the two downstate regions. Terms of office for those elected this year extend until October 2019.

The Annual Meeting will again be split into two parts during IFSEA's Conference program. The election of Directors (including any nominations from the floor) will take place Monday, October 17th during Part I of the Annual Meeting. Results will be announced that afternoon and the newly elected Directors will be asked to attend the IFSEA Board Meeting following Part II of the Annual Members' Meeting on Tuesday, October 18th.

Pursuant to Article VII of the By-Laws, nominations for election are to be submitted in writing to the Nominations & Resolutions Committee at least seven days prior to the election - i.e., by October 10, 2016. Nominations may also be made from the floor if supported by five members from the region to be represented by the elected Director. However, time is extremely limited at the meetings, so advance nominations are urged.

If you would like to be elected to the IFSEA Board of Directors, or you know someone you would like to see elected, please complete the Director Nomination form attached here and return it by email to christaballew@maximus.com or fax to 312-665-0872. Incumbents seeking re-election also require nomination.

Only members in good standing (membership dues paid) may be elected or appointed to the Board of Directors.

Those holding elected positions on the current IFSEA Board of Directors and their terms of office are as follows:

10/2013-10/2016	10/2014-10/2017	10/2015-10/2018
Maurice Franklin	Sue Dalton (Cook SAO)	Lauren Craven (MAXIMUS)
Sharon Quarles (HFS, DCSS)	Deborah Packard (HFS, DCSS)	Jeffrey McKinley
Angela Williams (HFS, DCSS) Region 2	Monique O'Toole (Dupage SAO) Region 2	Janet Lee Smith (HFS, DCSS) Region 2
	John Harris (HFS, DCSS) Region 3	Shannon Clay (HFS, DCSS) Region 3
Kimberly Rossini (Office of the	Lorelei Frost (Office of the Attorney General)	Allen Nosler (HFS, DCSS) Region 3

* Directors whose terms end this year. The one-year terms of "At-Large" Directors Daun Perino (HFS, DCSS) and Tunisa Jackson (HFS, DCSS) also expire at this year's election.

**NOMINATION FOR ELECTION TO THE BOARD OF DIRECTORS
ILLINOIS FAMILY SUPPORT ENFORCEMENT ASSOCIATION
October 17-18, 2016**

For a three-year term of office:

2016 - 2019

I hereby nominate the following person for election to the IFSEA Board of Directors:

Nominee: _____

Position/Employer: _____

Office Address (County): _____

Credentials/Comments: _____

Person Making Nomination if other than Nominee: _____

Office Address (County): _____

To be eligible for election the nominee must be a regular member of the association, in good standing (with dues paid for the upcoming year) prior to the election.

Return before Sept 15th, 2016

to:

IFSEA 401 Main St. Ste. 680, Peoria IL 61602

or

Emailed to Angela.Williams@illinois.gov



From the Board Of Directors

... 2016 IFSEA Awards

2016 IFSEA Awards

In 2014, IFSEA was able to debut four recognition awards to individuals or groups for their outstanding contributions to family support in Illinois. Unfortunately we were unable to garner enough nominations in 2015. Feedback from the membership led us to improve the nomination form and awards process. Please help the IFSEA Board and Awards Committee to continue this effort to establish a tradition of recognizing the excellence within us.

The 2016 award categories are:

IFSEA Jurist Award – for Judges, Hearing Officers or others who issue rulings or finding in child support cases or who supervise those who do.

IFSEA Child Support Professional Award – for everyone who provides service from clerical and support staff to attorneys (who are not supervisors or managers).

IFSEA Leadership Award – for those who serve as managers or supervisors or who demonstrate leadership in another role.

IFSEA Outstanding Program Award – for teams, groups, or offices who demonstrate performance excellence, innovation, or who positively impact the child support program.

Online nomination forms are available by clicking on the links below or on the website under the Organization tab. Nominations must be submitted by close of business June 30th, 2016. If you are unable to access the link or would just prefer that nomination forms be mailed or emailed to you, please contact Drew Aschenbrenner by email at drew.aschenbrenner@illinois.gov

[IFSEA Jurist Award Nomination Form](#)

[IFSEA Child Support Professional Nomination Form](#)

[IFSEA Leadership Award Nomination Form](#)

[IFSEA Outstanding Program Nomination Form](#)

A minimum of two nominations per category must be received for an award selection process to continue. Each nomination requires both a nominator and two additional individuals who can act as references for the nominee. Nominees do not need to be current members of IFSEA, though membership may be a consideration in evaluation of nominations. All nominations will be carefully and fairly considered by the IFSEA members who have been assigned to the Awards Committee.

The Awards Committee encourages IFSEA members to recognize excellence through submission of nominees! *Please take a moment to complete a nomination for those you feel deserve recognition for their contributions to improving services to Illinois' families.*

Sincerely, IFSEA President Scott Black and Awards Committee Members Pam Lowry,
Drew Aschenbrenner, Shannon Clay, Lorelei Frost, Sabrina Stroops, Sharon Quarles and Daun Perino

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is the official newsletter of the

ILLINOIS FAMILY SUPPORT ENFORCEMENT ASSOCIATION

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HFS, DCSS, Chicago

Directors

Appointed Directors

Pamela Lowry – HFS, DCSS Administrator

Scott Black - OAG, Springfield

Zeophus Williams - Cook SAO, Chicago

Kim Kellerman - Circuit Clerk, Perry County

Daun Perino (At Large) – HFS, DCSS, Chicago

Tunisa Jackson (At Large)- HFS, DCSS, Chicago

Region 2

Sharon Quarles – HFS, DCSS, Chicago

Angela Williams –HFS, DCSS, Peoria

Monique O'Toole – DuPage, SAO, Wheaton

Deborah Packard - HFS, DCSS, Rockford

Jeffrey McKinley –SAO, Rock Island

Janet Lee Smith – HFS, DCSS, Rock Island

Region 1

Maurice Franklin - MAXIMUS, Inc. Chicago

Sue Dalton – Cook SAO, Chicago

Lauren Craven – MAXIMUS, Inc. Chicago

Region 3

Kimberly Rossini - Asst. Atty. Gen'l, Belleville

Angela McCubbins - HFS, DCSS, Springfield

John Harris - HFS, DCSS, Springfield

Lorelei Frost –Asst. Atty. Gen'l., Springfield

Shannon Clay - HFS, DCSS, Springfield

Allen Nosler - HFS, DCSS, Champaign

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ILLINOIS FAMILY SUPPORT ENFORCEMENT ASSOCIATION

Application for Membership / Address Correction

Please: accept my application for membership in IFSEA. correct my address as noted below.

Regular membership - please enclose \$25.00 annual dues.

Subscription membership - please enclose \$25.00 annual fee.

Affiliate membership - (dues to be determined by Directors upon acceptance).

Applicant's Name: _____

Position/Title: _____

Employer/Agency: _____

Office _____

City/State/Zip: _____ Office Phone: _____

Preferred Mailing Address: _____

Preferred Phone: _____ Preferred Fax: _____

E-Mail Address: _____

Send Forum to E-Mail Address

Is this a New Application Renewal Address Correction ONLY?

Please return with dues to: IFSEA, 335 E. Geneva Road, Carol Stream, IL 60188

(FEIN: 37-1274237)