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Collaborating with Tribal Child Support

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Agenda

- Tribal Liaison role
- Best practices
- For your information (FYI)
- Questions and Answers
- Contact information

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CSD Tribal Liaison Role

Coordinator and Communication Liaison



- Coordinator and communication liaison between county, tribes, and CSD
 - Maintain internal program policy and procedure documents
 - Answer questions that come in from the Help Desk
 - Answer questions that come in from tribal IV-D programs
 - Update the tribal topics/sections in the MN Child Support Manual



Manage and coordinate

- Manage and coordinate activities on shared financial interest cases
 - Monitor about 3,800 cases between the 4 tribes
 - Shared interest case – a matched case in which the State maintains an interest because there is an assignment of support to the State



Resource and Advocate

- Resource and advocate for tribal IV-D programs
 - Process locate data requests
 - Train new tribal workers on DHS-SIR and PRISM
- Facilitate CSD and Tribal IV-D Workgroup meetings

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Best Practices

Income Withholding



What documents are needed to implement income withholding for a NCP that is employed with an employer under tribal jurisdiction?

Tribal Nations with IV-D programs



- **Do not** send income withholding order to employer; documents need to be sent to tribal IV-D agency
- Child Support worker must complete:
 - Federal Tribal Child Support Enforcement Transmittal #1 – Initial Request form requesting income withholding
 - F0209 – Registration Statement
 - F0023 – Income withholding for Support
 - One certified copy of the support order and copy of subsequent cost-of-living adjustments
- Tribal IV-D agency acts like the employer/POF



Differences by Tribe - IWO

- Leech Lake Band of Ojibwe
 - Certified copy of most recent order and/or administration redirection notices
- Mille Lacs Band of Ojibwe
 - Mille Lacs Band's Registration of Foreign Judgment form
 - Employment verification with income or per capita verified
 - Affidavit of Arrears (notarized) or the CAFS screen
 - Court order does not need to be certified
- White Earth Nation
 - Requests all court orders

Tribal Nations that do not operate a IV-D program



- Tribal Nations may or may not allow direct income withholding to employers subject to their jurisdiction.
- Child Support worker shall contact the tribe directly for instructions on how to implement income withholding.

Application for Child Support Services



Where can a participant apply for child support services?



Application

- CP or NCP can apply either at County office or Tribal IV-D agency
- Each tribal agency has their own application which is separate from the State of MN application
- If there is an order out of tribal court; CP or NCP can still apply at County office
 - Red Lake tribal court order – participant should apply for RLN
 - White Earth Nation exception – court order may request parties to apply at WEN

Referral Process



How does a PRISM case get referred to tribal IV-D program?



Public Assistance Referral

- If public assistance is open through a Tribal Nation that has their own IV-A program
 - CRDL referrals are sent to County where the participant resides
- **Mille Lacs Band**
 - County contacts MLB directly to see if case already open or if they have received Referral to Support and Collections
- **White Earth Nation**
 - County uses DHS-SIR email to email WEN and CSD Tribal Liaison to see if WEN will maintain case
- **Red Lake Nation**
 - Beltrami County sends list of Tribal TANF cases to CSD Tribal Liaison weekly and CSD Tribal Liaison provides case info to RLN



Other Case Referrals

- If CP or NCP applies for tribal IV-D services and there is an open PRISM case
 - Applicant of PRISM case has to agree to case transfer
 - If both parties are enrolled members or descendants
 - Both parties have to agree to the transfer in LLBO and RLN
- Foster care referrals
 - LLBO, RLN and WEN have their own IV-E programs
 - WEN is no longer taking IV-E referrals
 - Tribal IV-D agency has mom/dad case but IV-E opened in County

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For Your Information

Transferring jurisdiction

- [MN Statute 518A.80](#) – Motion to transfer to tribal court
 - Passed in 2021
- Statute allows for a motion to be filed requesting child support file to be transferred from circuit court to tribal court



Per Capita Income

- Per capita = distribution of gaming money to each tribal member
- Per capita is subject to income withholding
- Not every tribal nation is a per capita tribe
- Tribal nations that are per capita tribes may not always issue the same amount of per capita or per capita at all

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Questions and Answers

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Contact Information



Tribal IV-D websites

- **Leech Lake Band of Ojibwe**

<https://www.llojibwe.org/admin/childsupport.html>

- **Mille Lacs Band of Ojibwe**

<https://millelacsband.com/government/resources1/child-support>

- **Red Lake Nation**

<https://oshkiimaajitahdah.com/pages/child-support.html>

- **White Earth Nation**

https://whiteearth.com/divisions/human_services/services#support



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