

NONCUSTODIAL TEST
C/O NONCUSTODIAL TEST
125 MAIN STREET
MESA, AZ 85201

October 17, 2024

Katie Hobbs
Governor


DEPARTMENT OF ECONOMIC SECURITY
Your Partner For A Stronger Arizona

Angie Rodgers
Director

RE: CUSTODIAL TEST TEST and NONCUSTODIAL ATLAS TEST
AZCARES No.: 001428730400

**FINAL DETERMINATION
LIMITED INCOME WITHHOLDING ORDER**

In response to your request for an administrative review pursuant to Arizona Revised Statutes (A.R.S.) § 25-522, the Department of Economic Security (Department), Division of Child Support Services (DCSS), reviewed your child support case. This letter describes the review the Department conducted and provides the final determination of the issues raised.

Si usted habla y lee solamente español, por favor llame a la oficina y pregunte por un representante que hable español.

STEPS TAKEN BY THE DEPARTMENT

1. Reviewing information contained in the Department's records including court orders and payment records.
2. Reviewing the documentation you provided including: Noncustodial Test
3. Other steps taken:

DEPARTMENT'S FINDINGS OF FACT

On the basis of the Department's review, it makes the following applicable findings with respect to current support:

- A. The name and date of birth of the child(ren) for whom you owe support is:

Name(s)

Date of Birth

CHILD TEST

- B. Current child support in the amount of per month is owed.
- C. The funds seized are income, and therefore, fifty percent (50%) of the funds are exempt.
- D. After review, the amount of arrears listed on the Limited Income Withholding Order was determined to be correct.



DEPARTMENT'S CONCLUSION

The Arizona Department of Corrections is holding a lump sum/funds for your benefit which are not exempt from efforts to collect past due child support. Even when a current child support order has been modified to zero during incarceration, DCSS is required to collect past due amounts. Therefore, the Limited Income Withholding Order will continue as issued.

Comments: Additional Comments Test

DCSS
Administrative Review Unit
P O Box 40408
Phoenix, AZ 85067

Based on the information you provided and DCSS's records, this letter is the Final Determination of your request for review of your child support case. If you disagree with the results of our review, you may file for a judicial review in Superior Court within thirty-five (35) days of DCSS's Final Determination pursuant to A.R.S. §§ 12-901 through 914. **You must serve DCSS at 1789 W. Jefferson St., 1st Floor, Phoenix, Arizona 85007.**

ADDITIONAL INFORMATION:

Even if you are making regular payments to reduce the child support debt, Arizona and federal law authorizes the Department to use a full range of administrative and court enforcement actions to collect past-due child support. Such actions include:

- Reporting of your support debt to a consumer credit reporting agency under A.R.S. § 25-512, which could impact your ability to obtain credit;
- Increasing your wage assignment by a percentage of your current order (to be applied toward your support debt under A.R.S. § 25-505.01);
- Lien, levy, and seizure of real or personal property under A.R.S. §§ 25-516 and 25-521, including but not limited to, real estate, motor vehicles, bank accounts, stocks, and bonds;
- The taking of federal income tax refunds under 42 U.S.C. § 664, other federal payments under 31 U.S.C. § 3716 and Arizona state income tax refunds for support debts under A.R.S. § 42-1122;
- Sending your support arrears/debt to a collection agency;
- Assignment or garnishment of any income or entitlement held by any payor, for the debt under A.R.S. §§ 12-1598.04 and/or 25-505;
- Filing an action in court for enforcement of your support order, which may result in sanctions, including putting you in jail until some or all of the debt is paid, and suspension of your driver, professional, or recreational license(s). A.R.S. §§ 12-864.01, 25-517, and 25-518;
- Initiating notice of your support debt to the U.S. Secretary of State who may deny, limit, restrict, or revoke your passport; and
- Any other action that is permitted under state and federal law.

Arrears and interest accrue any time a current support obligation is not paid in full. According to A.R.S. § 25-503(I), each vested child support installment is a judgment by operation of law. DCSS is required to continue collections efforts until a case is closed or the court ordered amounts are paid in full. Arrears are not extinguished when children emancipate.

Please note: a support order remains in place until a court modifies or terminates it. **DCSS has no administrative authority to modify support orders.** You can file a petition to modify with the court or you can request assistance from DCSS to help you pursue a modification. Information on requesting a modification may be obtained at your local court or on DCSS's website: www.azdes.gov/DCSS



Equal Opportunity Employer / Program • Auxiliary aids and services are available upon request to individuals with disabilities • To request this document in alternative format or for further information about this policy, contact the Division of Child Support Services at (602) 252-4045; TTY/TDD Services: 7-1-1 • Disponible en español en línea o en la oficina local.

DRAFT

