

S.F. No. 1332 – Child Support; Motion to Transfer to Tribal Court

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Section 1. Appeals of good cause determinations. Authorizes an individual to appeal a determination of good cause for noncooperation with a child support agency. Outlines appeal request process; specifies that the child support agency must cease enforcement efforts and reporting until a decision on the appeal is issued.

Section 2. Reporting noncooperation. Specifies circumstances under which the public authority may issue a notice of an individual's noncooperation with a child support agency to each public assistance agency providing public assistance to the individual.

Section 3. Motion to transfer to tribal court. Defines terms. Creates authority for a state court to transfer a post-judgment child support, custody, or parenting time action to a tribal court when the district court and tribal court have concurrent jurisdiction, the tribal IV-D child support agency is providing services, and no objections are filed. Establishes court procedures, including contents of a motion to transfer, procedures for an objection to transfer, and findings following a hearing. Requires transfer to Red Lake Nation Tribal Court under certain circumstances. Effective the day following final enactment.