

407.5307 Duties of support enforcement agency.

- (1) A support enforcement agency of this state, upon request, shall provide services to a petitioner in a proceeding under this chapter.
- (2) A support enforcement agency of this state that is providing services to the petitioner shall:
 - (a) Take all steps necessary to enable an appropriate tribunal of this state, another state, or a foreign country to obtain jurisdiction over the respondent;
 - (b) Request an appropriate tribunal to set a date, time, and place for a hearing;
 - (c) Make a reasonable effort to obtain all relevant information, including information as to income and property of the parties;
 - (d) Within two (2) days, exclusive of Saturdays, Sundays, and legal holidays, after receipt of notice in a record from initiating, responding, or registering tribunal, send a copy of the notice to the petitioner;
 - (e) Within two (2) days, exclusive of Saturdays, Sundays, and legal holidays, after receipt of a communication in a record from the respondent or the respondent's attorney, send a copy of the communication to the petitioner; and
 - (f) Notify the petitioner if jurisdiction over the respondent cannot be obtained.
- (3) A support enforcement agency of this state that requests registration of a child support order in this state for enforcement or for modification shall make reasonable efforts:
 - (a) To ensure that the order to be registered is the controlling order; or
 - (b) If two (2) or more child support orders exist and the identity of the controlling order has not been determined, to ensure that a request for such a determination is made in a tribunal having jurisdiction to do so.
- (4) A support enforcement agency of this state that requests registration and enforcement of a support order, arrears, or judgment stated in a foreign currency shall convert the amounts stated in the foreign currency into the equivalent amounts in dollars under the applicable official or market exchange rate as publicly reported.
- (5) A support enforcement agency of this state shall issue or request a tribunal of this state to issue a child support order and an income-withholding order that redirect payment of current support, arrears, and interest if requested to do so by a support enforcement agency of another state pursuant to KRS 407.5319.
- (6) KRS 407.5101 to 407.5902 does not create or negate a relationship of attorney and client or other fiduciary relationship between a support enforcement agency or the attorney for the agency and the individual being assisted by the agency.

Effective: July 15, 2016

History: Amended 2016 Ky. Acts ch. 77, sec. 9, effective July 15, 2016. -- Amended 2015 Ky. Acts ch. 18, sec. 20, effective June 24, 2015. -- Amended 1998 Ky. Acts ch. 101, sec. 7, effective March 23, 1998.-- Contingent effective date repealed 1998 Ky. Acts ch. 101, sec. 20, effective March 23, 1998. -- Created 1996 Ky. Acts ch. 365, sec. 31, effective upon contingency.