# Cost of Living Adjustment (COLA)

# **Table of Contents**

COLA	1
Introduction to the CSS Operations Manual	1
Introduction to the Child Support Program Manual	1
What This Manual Covers and What It Doesn't	5
Credits	7
COLA	8
COLA Process Page on ERS	8
Intro to COLA	9
What is a COLA?	9
TA Accounts versus Non-TA Accounts: Different COLA Processes	12
How Is a COLA Calculated?	16
Adding up CPI-U percentages to determine COLA eligibility	16
The same example, in dollars and cents:	18
Negative CPI-U Years	19
Ledgers Affected	19
Eligibility	21
Orders Subject to COLA	21
General Eligibility Criteria for a COLA	22
Decision Tree: Is This Order Eligible for a COLA?	23
Eligible Ledgers	24
Ineligible Ledgers	24
Ledgers Codes: Meaning and Syntax	25
Multiple Ledgers, Different Payment Frequencies	27

Normalizing Ledgers with Different Payment Frequencies
To View the CPI-U Data From Any Page In ASSETS:28
neligibility29
Ineligible Orders or Accounts
The following types of orders are not eligible for a COLA:
Also ineligible are accounts in which:
If the worker populates the CEJ State field when the COLA Notice or COLA  Order has already been sent out:
TA Process
Roadmap: TA Process
Eligible cases appear on "Cost of Living Adjustment Eligible Cases" screen 35
Worker reviews Eligible Cases screen, resolves any cases with Error codes 37
ASSETS runs its COLA monthly process (on the third full weekend of each month)
Proc Ctr mails "Adjusted Order of Support" to all parties
Non-TA Process42
Roadmap: Non-TA Process42
Eligible cases appear on "Cost of Living Adjustment Eligible Cases" screen 45
Worker reviews Eligible Cases screen, resolves any cases with Error codes 47
ASSETS runs its COLA monthly process (on the third full weekend of each month):
Processing Center prints and mails "Notice of Your Right to Request" to CP & NCP:
No COLA requested? No further action required5
CP or NCP mails request to Processing Center
Processing Center captures request for COLA

ASSETS runs its COLA monthly process (on the next third full weekend of the	е
month)	55
Processing Center mails "Adjusted Order of Support" to all parties	56
CP and NCP decide: Object to COLA, or not?	58
No objection to COLA?	59
CP or NCP Mails Objection to Court	60
Intro to Objections in COLA	61
Intro to Objections in COLA Process	61
What is a de novo hearing?	61
When Should the CSEU File an Objection to a COLA?	62
Objection Process	63
Roadmap: Objection Process	63
Court receives objection and notifies the SCU	67
Worker enters Adjusted Order Objection Date into ASSETS	68
ASSETS locks ledgers so that no COLA goes into effect pending de novo	
hearing	69
Worker prepares for court and conducts financial investigation	70
Worker rescinds "Adjusted Order of Support"	71
Troubleshooting	73
Screens You Will Encounter - COLA	77
Screens You'll Encounter in COLA	77
Obligation Tab screen	78
Cost of Living Adjustment (COLA) Information Edit screen	79
Worker Alerts: Cost of Living Adjustment Eligible Cases screen	80
Advanced Search Function screen	81

Child Support Standards Act (CSSA) and Consumer Price Index Tables s	screen
	82
Child Support Standards Act (CSSA) Information Tab	83
Obligation Tab screen	84
COLA Notices - Sent from Processing Center	85
Glossary	87
Index	95

# COLA

## **Introduction to the CSS Operations Manual**

## **Introduction to the Child Support Program Manual**

#### Lots of ways to navigate and search for info.

Clickable diagrams that take you to drill-down content. Interactive Table of Contents. Full-text, *any* or *all* search box. Interactive index. Breadcrumbs. "Back to top" button. Hyperlinked cross-references.

# Lots of ways to get additional info without leaving the page that you're on.

"Learn more" buttons. In-Line glossary definitions. Glossary and index in the left pane, without leaving your content page. Pop-Up screenshots. Live links to forms and notices on <u>ERS</u>.

# **Roadmaps (Clickable Diagrams)**

(Example) The process diagrams are clickable roadmaps that show all steps in a given process, and the actors carrying out each step.

Using the Filter function, end users can filter content according to these same actors, so that they see only the content that they want to see.

#### Search Box

Search for pages/topics containing **ANY** or **ALL** of your search terms.

This is a full text search, and is not case sensitive.

Enter as many search terms as you like.

<u>Any or All</u>: For example, if you enter "<u>CEJ</u>" and "eligible," the search will return hits of **ALL** pages that contain "CEJ" **OR** "eligible."

If you wish to narrow your search results to only those pages that contain **BOTH** "CEJ" **AND** "Eligible," check the checkbox that says "Display results with all search words."

#### **Breadcrumbs**

Hit the "Home" button from any screen to return to the top-level menu. (Also, you can hit the "Return to Top of Page" button at any page to get back to the top without scrolling.)

From any page, return to an earlier point in your path just by clicking on that location in the breadcrumbs.

#### **Table of Contents**

The Table of Contents is found in the left sidebar, which can be toggled on and off (i.e. in and out of view).

Nodes in roadmap process diagrams are mapped to individual topics in the table of contents. A single click on any step in a process diagram will take you directly to drilldown content providing you with more information about that step.

#### Index

The index is located in the left sidebar. The index has its own search box, with auto-complete.

All index entries are live hyperlinks. Clicking on the index entry take you to the page of content containing that index entry.. Also, you can search WITHIN the index -- you don't have to scroll down looking through the alphabet looking for "delinquency switch 19," for example. Just enter "delinquency" into the search bar at the top of the Index.

#### **Glossary**

The glossary is in the left sidebar.

The glossary has a search bar with auto-complete. Just begin typing the word or phrase you're looking for.

You can have multiple glossary terms/entries open or expanded at the same time.

#### **In-line Glossary Definitions**

(Example)

#### **Filter Your Content**

Filter the content you see according to your needs and preferences.

#### "Learn More" Buttons

(Example) On some pages, you'll see buttons you can click on to "learn more."

This is generally content that is nice to know, but is not necessarily critical to performing day-to-day job functions given everyday circumstances.

# **Pop-Up Screenshots**

(Example) When screens are mentioned on a given page, there will usually be live hyperlinks to those screens. These will pop-up right on the page that you're looking at -- it won't take you away from what you're reading. To close the pop-up window, just click outside the pop-up itself, and it will go away.

Moreover, each screenshot will tell you the path to that screen in ASSETS.

# Links Directly to Forms and Notices on ERS -- for viewing or download

(Example) When notices or mailings are mentioned on any given page, they will usually contain a hyperlink to take you directly to a copy of the form or notice or mailing in question, on ERS. From there, you can view it, download it, or print it.

Don't worry -- it will open in a new window...so again, it won't take you AWAY from the page you're looking at in the manual.

## **Print Any Topic Directly from Your Browser**

Note also that in the future, end users will be able to download an entire chapter (i.e. a chapter on <u>COLA</u>, or Intake Procedures, or DMV) as a single PDF with interactive table of contents bookmarks.

# Viewable On Any Screen, Any Device

This manual is built to be viewed on any screen of any device.

It may look different depending upon what device you're using -- or whether you're using a standard monitor, a widescreen monitor, etc.

In fact, you can even resize the window on your screen, and the content willl resize and reflow to suit your style.

#### What This Manual Covers -- and What It Doesn't

What you are looking at is a "first release" of the first chapter of the Child Support Program Manual.

<u>Producing a Program Manual serves a number of purposes</u>, including (among others):

- Capturing institutional knowledge that might otherwise be lost as seasoned personnel reach retirement age
- Explaining processes that are otherwise invisible to the caseworker, capturing cause and effect within processes, giving insight into actions performed by the various actors in a process, and giving the end-user an appreciation of the big picture and his or her particular role in it
- Standardizing terminology
- Standardizing procedures

That said, it is recognized that there are 58 local districts in New York State, each with their own way of doing things.

The intention here is to publish a "first release" of the <u>COLA</u> chapter of the manual. The first release is meant to be limited in scope to that which is:

Clear and definitive in present-day terms and everyday circumstances

- Universally true or applicable across all 58 local/county social service districts
- Pragmatic information involving "typical" or "sunny day" scenarios encountered in everyday circumstances

Then, content will be expanded upon incrementally and iteratively through subsequent releases.

The first release of this chapter is not meant to be comprehensive. It is not meant to answer every question or cover every "what-if" scenario, error code, or contingency that may be encountered in the COLA process. Those have been saved for a later release/update of the chapter.

# The interface of the online Child Support Program Manual has been designed to:

- 1. Give end-users various ways to navigate the site and various ways to find information quickly
- 2. Provide users with the information they request, when they request it, without inundating them with information that they did not request.
- 3. Enable end-users to obtain further details or information about an issue very often without even having to leave the page that they are on. (Many of these features -- like pop-up screenshots, "Learn More" buttons, etc. -- are designed to be accessible to the end-user with a single click of the mouse.)

#### **Credits**

# **Child Support Program Manual**

The Child Support Program Manual in its various forms
-- online resource/website, PDF document, print document, etc. -and accompanying materials such as video demonstrations or tutorials
pertaining to the manual,

are provided under a contractual agreement between the

New York State Office of Temporary and Disability Assistance

Administrative Services

Training and Staff Development

#### **AND**

Professional Development Program

Rockefeller College, University at Albany

State University of New York

through

The Research Foundation for the State University of New York

# **COLA**

# **COLA Process Page on ERS**

Click here to go to the "COLA Process" page on ERS.

(It will open in a new tab in your browser.)

It includes forms, policy directives, and training.

#### Intro to COLA

#### What is a COLA?

A "COLA" – or Cost of Living Adjustment – is a modification of the obligation amount of a child support order in response to an increase over time in the cost of living in the United States (as measured by the U.S. Bureau of Labor Statistics).

Child Support Services has the authority to apply COLAs to child support orders administratively (i.e., without having to go to court) provided that:

1. All eligibility criteria are met

#### <u>AND</u>

2. Neither the <u>CP</u> nor the <u>NCP</u> (nor the <u>SCU</u> itself) objects to the increase.

The matter would go to court <u>only if</u> the CP, NCP, or SCU *objects* to the proposed COLA.

The ASSETS system automatically identifies ledgers eligible for a COLA, and then:

#### If the CP is on TA

- ASSETS generates a notice to the CP and NCP that a COLA will automatically be applied to their order unless one of them objects.
- If either party objects to the proposed COLA, a court hearing is held to determine the correct guidelines order.

#### If the CP is NOT on TA

- ASSETS generates a notice to the CP and NCP that they have the right to request a COLA.
- If neither party requests a COLA, no action is taken.
- If a request is made by either party, either party (even the one who
  made the request) has the right to object to the COLA.
- If the CP, NCP, or the SCU objects, a court hearing is held to determine the correct guidelines order.

#### If the NCP is on TA

• The case is not eligible for a COLA.

#### Note:

TA status of the NCP is indicated by the NCP's CAN and CIN numbers on ASSETS.

#### learn more

ASSETS will know whether the NCP is on TA in the state of New York only if his/her CAN and CIN numbers are *both* in ASSETS.

If the NCP's CAN and CIN numbers are not in ASSETS, the NCP may be on TA in a state other than New York -- but ASSETS would not know that *unless the* Delinquency Switch is a 19 – which the caseworker would have had to set manually.

If ASSETS is unaware that the NCP is on TA, a COLA notice will be sent to both parties.

If an NCP who is on TA receives a **Notice of Your Right to Request**, s/he should contact the help desk or his/her local <u>CSEU</u>.

If an NCP who is on TA receives an *Adjusted Order of Support*, it would be up to the NCP to object to the COLA based upon the fact that s/he is on TA.

#### TA Accounts versus Non-TA Accounts: Different COLA Processes

<u>COLA</u> eligibility criteria for <u>TA</u> and <u>Non-TA</u> accounts are the same, but processes are different.

#### TA Cases

Unless either party *objects* to a proposed COLA, the entire process is automatic.

Neither the <u>CP</u> nor the <u>NCP</u> has to submit a request for a COLA – <u>ASSETS</u> (i.e. the <u>SCU</u>) does this for them.

- ASSETS automatically recognizes when an order becomes eligible for a COLA.
- ASSETS automatically requests a COLA on behalf of the CP
- ASSETS sends an <u>Adjusted</u>
   <u>Order of Support</u> to both parties, with a notice telling them that their support order is eligible for a COLA.
- Unless the CP, NCP, or the SCU files an objection to the proposed COLA, the COLA will

#### **Non-TA Cases**

ASSETS informs the CP and NCP by mail when their order is eligible for a COLA, and provides them with a request form.

CP or NCP *must request* a COLA for the process to move forward.

- ASSETS automatically recognizes when an order becomes eligible for a COLA.
- The COLA Notice informs the CP and NCP that they have the right to request a COLA.
- Either party can request a COLA by mailing in the request form.
- If neither the CP nor NCP
  mails in a request for a COLA,
  no further action is taken, and
  no COLA is processed.
- If a request for a COLA is received by the Processing

automatically take effect 60 days from the mailing of the *Adjusted Order of Support*.

Center, when ASSETS next runs its COLA monthly process, an *Adjusted Order* of Support will be sent to all parties. (The worker does not need to take any action.

#### learn more

- When a CP or NCP mails a **COLA Request Form** to the Processing Center, workers at the **Processing Center** enter the appropriate request code into the **COLA Request** Indicator field. (Code "2" if the CP has made the request, or Code "3" if the NCP has made the request.). *In this* instance, the Caseworker does not need to take any action.
- When ASSETS next runs its COLA monthly process (on

the third full weekend of each month), it picks up that request code and causes the Processing Center to send an *Adjusted Order of Support* to all parties -- the CP, NCP, and the Court.

- Upon receipt of the <u>Adjusted</u>
   <u>Order of Support</u>, both
   parties have 35 days from the
   date of mailing to file an
   objection with the court.
- If neither party (nor the SCU) files an objection, the COLA will automatically take effect 60 days from the mailing of the <u>Adjusted Order of</u>
  Support.
- If the CP, NCP, or the SCU files an objection to the COLA, the matter goes to court to determine the correct guidelines order.

In both TA and Non-TA cases, the ASSETS system automatically identifies orders eligible for COLAs.

TA and Non-TA accounts are processed on the same schedule -- on the third full weekend of each month.

Monthly COLA notices are mailed out in the month of the year corresponding to the month in which the order was first issued or most recently modified or adjusted.

learn more

#### **Exceptions:**

All COLA-eligible accounts with January and February order dates are processed during the third full weekend in February.

(No orders are processed in the month of January each year, as the <u>CPI-U</u> average annual percentage change is not available until the very end of January.)

Thereafter, COLA eligible accounts with March order dates are processed the third full weekend of March, cases with April order dates are processed the third full weekend in April...and so forth throughout the rest of the year.

(Note that cases will first appear on the <u>Cost of Living Adjustment Eligible Cases</u> screen two months *prior* to notices being mailed out to CPs and NCPs. This is in order to inform workers in advance of cases becoming eligible for a COLA, *and to allow them to resolve any error codes that might prevent the COLA notices from going out on time*. Workers also review this report for TA cases against which the DSS should file an objection because the NCP is earning more wages, and therefore an upward modification might result in a larger increase in the support order amount than the COLA would.

In child support, a C	COLA is determined	I based upon the	sum of the	percentage
changes in CPI-Us	for the years:			

• since 1994,

#### <u>OR</u>

• since the original support order,

#### <u>OR</u>

- since the last year in which the order amount was adjusted or modified
- -- whichever is latest --

if that sum is equal to or greater than 10%.

The support obligation is multiplied by such percentage. The product is the COLA.

For a full description, see New York SSL III-n (I) (c)

-

Below is an example of how <u>CPI-U</u> percentages add up to a sum equal to or greater than 10%, making an account eligible for a COLA.

In the example, the support order was originally established in 2010.

In 2016, the order obligation amount was still the same as it was in 2010 – but the cost of living had risen 10.1% since then. (That is, *the sum of* the CPI-Us of each year from 2010 through 2015 *adds up to* 10.1%.)

Therefore, in 2016, this support order was eligible for a COLA increase (of 10.1%).

Year	CPI-U Percentage		
2015	0.1%		Criteria met:
2014	1.6%	Eligible:	Order established
2013	1.5%	Sum of CPI-U's	in 1994 is more than two years
2012	2.1%	from 2010 through 2015	old, and sum of
2011	3.2%	equals 10.1%	CPI-Us from 1994 (year of order) is
2010	1.6		10% or above.
2009	-0.4%		
2008	3.8%		
2007	2.8%		
2006	3.2%		
2005	3.4%		
2004	2.7%		
2003	2.3%		

# The same example, in dollars and cents:

A child support order for **\$100** per month was established in 2010.

Sum of CPI-U's from 2010 (year of order) through 2015 = **10.1**%

**10.1% X 100** = \$10.10 (This is the amount of the COLA increase.)

\$10.10 + 100.00 = \$110 per month (This is the amount of the new, COLA-adjusted support order.)

Therefore, the new support order, including the COLA increase, would be \$110 per month.

Note: The adjusted order amount is rounded to the nearest dollar, as required by law.

#### **Negative CPI-U Years**

In the table above, you can see that in 2009, there actually was a *negative* CPI-U. (i.e. According to the Bureau of Labor Statistics, the cost of living in 2009 was actually 0.4% *lower* than in 2008.) That is an unusual situation.

When adding up the CPI-Us for a range of years to determine whether their sum reaches the equal-to-or-greater-than-10% threshold required for a COLA, any negative CPI-Us must be subtracted from the sum.

For example, although CPI-Us from 2010 through 2015 add up to 10.1%, CPI-Us from 2009 through 2015 would add up to only 9.7%.

Factoring in of years with negative CPI-Us may affect the year in which an account becomes eligible for a COLA.

#### **Ledgers Affected**

Not all ledgers in an account will be affected by a COLA. See sections on:

- Eligible Ledgers
- Ineligible Ledgers

## **Eligibility**

#### **Orders Subject to COLA**

Except as otherwise noted, the <u>COLA</u> is applicable to all orders enforced pursuant to **Title 6-A of the Social Services Law** on behalf of persons in receipt of temporary assistance (<u>TA</u>), and which include family assistance and safety net assistance and which meet the eligibility criteria. (See "<u>Eligibility</u>" section of this document.)

The COLA is applicable to all other orders receiving services under **Title 6-A**, including orders for **Title IV-E Foster Care** and Medicaid-only cases. Orders enforced on behalf of persons not in receipt of public assistance (<u>Non-TA</u>) are subject to COLA under **Section 111-g of the Social Services Law**, upon request of the <u>CP</u> or NCP.

In <u>Title IV-E Foster Care</u> cases where there is an assignment of support rights, the SSD shall be deemed to have requested the COLA review.

#### General Eligibility Criteria for a COLA

The child support program can increase the amount of a child support order administratively (i.e. without court involvement) by applying a <u>COLA</u> if:

1) It has been at least two years since the support order was established, **or** since the obligation amount has been adjusted or modified,

#### <u>AND</u>

2) the sum of the percentage changes in the <u>CPI-U</u> for the years since 1994, or since the original support order, or since the last year in which the order amount was adjusted or modified — <u>whichever is latest</u> — is equal to or greater than 10%.

When these two criteria are met, the case will appear on the <u>Cost of Living</u>

<u>Adjustment Eligible Cases</u> screen in <u>Worker</u> Alerts.

You can use the <u>Child Support Standards Act (CSSA) Data and Consumer Price</u>
<u>Index (CPI-U)</u> in <u>ASSETS</u> Utilities to view Child Support Standards Act data and
Consumer Price Index information.

This information helps the worker determine whether or not a case is eligible for a COLA.

Other criteria for determining eligibility for a COLA are detailed later in this manual. (See sections on Eligibility and <u>Ineligibility</u>)

# **Decision Tree: Is This Order Eligible for a COLA?**

Step#	Question	Where to Find the Answer	According the Answer, Move to the Next Step
011	Has it been less than two years since the order was	Check date in <i>Review</i> Adjustment Date field on	If <b>Yes</b> , it is not eligible for a COLA.
Step 1	established or modified?	Obligation Tab screen.	If <b>No</b> , continue with Step #2.
Step 2	Is the sum of the percentage changes in CPI- U for the years preceding the review (beginning with 1994 or the year the order	Check chart of CPI-U on Child Support Standards Act (CSSA) Data and	If <b>Yes</b> , continue with Step #3.
Step 2	was issued or most recently modified or adjusted, whichever is later) equal to or greater than 10%?	Consumer Price Index utility of ASSETS.	If <b>No</b> , it is not eligible for a COLA.
212	Is the current child support	Check obligation amount on <u>Obligation Tab</u> screen and SA-Ind field on <u>Child</u>	If <b>Yes</b> , it is not eligible for a COLA.
Step 3 obl	obligation amount \$0.00 ?	Support Standards Act (CSSA) Information tab.	If <b>No</b> , continue with Step #4.
Step 4 Is the NCP receiving temporary assistance (TA)?	Use Name and SSN to search WRTS, and SSN	If <b>Yes</b> , case is not eligible for a COLA.	
		to search on the <u>Advanced Search</u> screen.	If <b>No</b> , case appears to be eligible for a COLA.

<sup>\*</sup> WRTS = Welfare Reporting and Tracking System

#### **Eligible Ledgers**

Any given account may contain some ledgers that are subject to <u>COLA</u> increases and some ledgers that are not.

<u>ASSETS</u> displays on the <u>Cost of Living Adjustment Eligible Cases</u> screen all accounts that contain COLA-eligible ledgers, even if an account contains a mix of eligible and ineligible ledgers.

There are a total of 11 types of ledgers that are eligible for COLA increases. They are:

<u>Ledger</u>	Eligibility
11B_	Except for 11BM
21A_	Eligibile if there is another eligible ledger which is not 1_CB
21BC	Eligible if it has a status of 01
21BE	Eligible if it has a status of 01
21BF	Eligible if it has a status of 01
21BK	Eligible if it has a status of 01
21BP	Eligible if it has a status of 01
21BR	Eligible if it has a status of 01
21BT	Eligible if it has a status of 01
24CZ	24CZ is eligible only if there is also an eligible 11B_ ledger

#### Ineligible Ledgers

When an account contains some eligible and some ineligible ledgers, the ineligible ledgers do not render the entirety of the account ineligible for a COLA increase. However, only the eligible ledgers will be factored in to the calculations of the COLA.

# **Ledgers Codes: Meaning and Syntax**

Ledger Types		
1 <sup>st</sup> Position = Beneficiary	Description	
1	Custodial Parent	
2	<u>DSS</u>	
3	3 <sup>rd</sup> Party	
4	4 <sup>th</sup> Party	
2nd Position = Type of Obligation	Description	
1	Court-Ordered Current	
2	Court-Ordered Arrears	
3	Voluntary Agreement - Current	
4	Voluntary Agreement - Arrears	
3rd Position = Type of Collection	Description	
A	IV-D <u>TANF</u>	
В	IV-D Non-TANF	
С	Non-IV-D	
4 <sup>th</sup> Position = Type of Collection	Description	
A	Alimony	
В	Child Care expenses	
C	Foster Care	
D	Administrative expense (i.e. genetic	
	test)	
Е	Title IV-D foster care	
F	Emergency Assistance to Families	
	(EAF) Foster Care	
G	Refugees	
Н	Hospitals	
I	American Indian	
J	Judgment	

К	Correctional Schools
L	Mental hygiene release
M	Medical assistance
N	Nursing homes
0	Educational expenses
Р	Pre-determination grant for Family
	Assistance
Q	Cuban-Haitian entrants
R	TA Safety Net (formerly Home Relief)
S	Supplemental Security Income
Т	Training schools
U	Future reasonable medical expenses
V	Child Support out-of-wedlock
W	Child Support in wedlock
Х	Administrative collection of arrears
	amount
TY	State charges
Z	Fee for service
5 <sup>th</sup> position = Interest or Judgment	Description
I	Interest
J	Judgment
6 <sup>th</sup> Position = Judgment number	Description
1-9	Same number as the ledger type

#### **Multiple Ledgers, Different Payment Frequencies**

#### **Normalizing Ledgers with Different Payment Frequencies**

Various eligible ledgers under any given account may have both different payment amounts and different payment frequencies. Some ledgers are weekly, some are every two weeks, some are twice a month, some are monthly, and so on.

For the purposes of calculating a <u>COLA</u>, the payment frequencies of all eligible ledgers are <u>normalized</u> to the frequency of the ledger with the shortest cycle.

For example, if an account has some ledgers that are annual, some that are monthly, and some that are weekly, all ledgers will be normalized to weekly rates for all eligible ledgers involved. The rates are then figured into a total [weekly] sum eligible for a COLA increase.

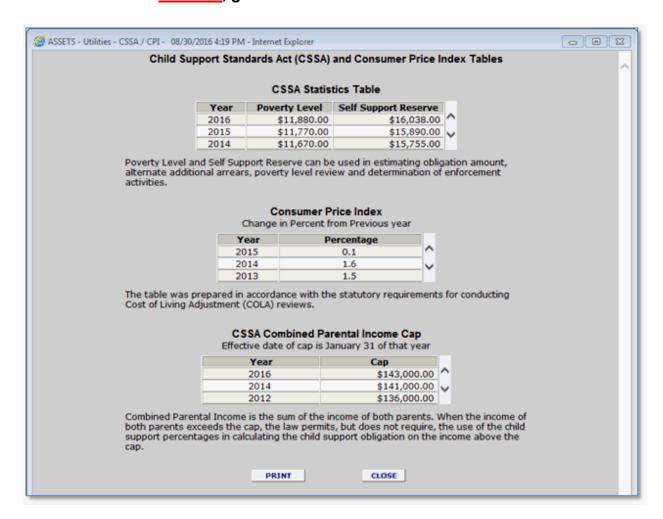
The total weekly sum is multiplied by the COLA percentage to arrive at a dollar amount for the COLA increase per week.

Then, all ledgers are recalculated back to their actual frequencies, and the COLA increase percentage is applied to each eligible ledger proportionately.

#### To View the CPI-U Data From Any Page In ASSETS:

Look on the *Child Support Standards Act* (<u>CSSA</u>) and Consumer Price Index Tables screen.

In ASSETS, go to: Home screen > Utilities > CSSA/CPI



Tables of the <u>CPI-U</u> are also available at the website of the Bureau of Labor Statistics (<a href="http://www.bls.gov/cpi/tables.htm">http://www.bls.gov/cpi/tables.htm</a>).

#### Ineligibility

#### **Ineligible Orders or Accounts**

The following types of orders are not eligible for a COLA:

- \$0 obligation amount orders.
- Two-state orders in which New York does not have continuing exclusive jurisdiction (CEJ).
- Orders with a Status 02, 03, 04, or 05.

#### Also ineligible are accounts in which:

- The <u>NCP</u> is active on <u>TA</u> at the time of case selection for the year's <u>COLA</u> review.
- Neither party has a valid New York State address in the <u>ASSETS</u> system.
- The support order predates the <u>CSSA</u> (9-15-1989) and the child is in receipt of TA and the <u>Worker</u> determines that a COLA is not in the best interests of the child or the <u>CP</u>.
- Orders issued by another state and registered in NYS only for enforcement.

#### Note:

In instances where the order was issued by another state and registered in NYS only for enforcement, the worker must enter the value for the state with continuing, exclusive jurisdiction in the *CEJ State* field.

If there is **anything** entered in the **CEJ State** field on the **Cost of Living Adjustment** (COLA) Information Edit screen, the order will not be selected by ASSETS for the COLA process.

If a COLA Notice or COLA Order has already been mailed out by the Processing Center at the time that the worker enters data in the *CEJ State* field, ASSETS will systematically take action to withdraw the notice of eligibility or <u>rescind</u> the COLA order.

If an objection to a COLA has already been filed with the court and the <u>CSEU</u> becomes aware that a state other than New York has continuing exclusive jurisdiction over the case, the <u>worker</u> will not be able to enter the code for the state holding continuing exclusive jurisdiction into the <u>CEJ</u> State field until the COLA order is withdrawn.

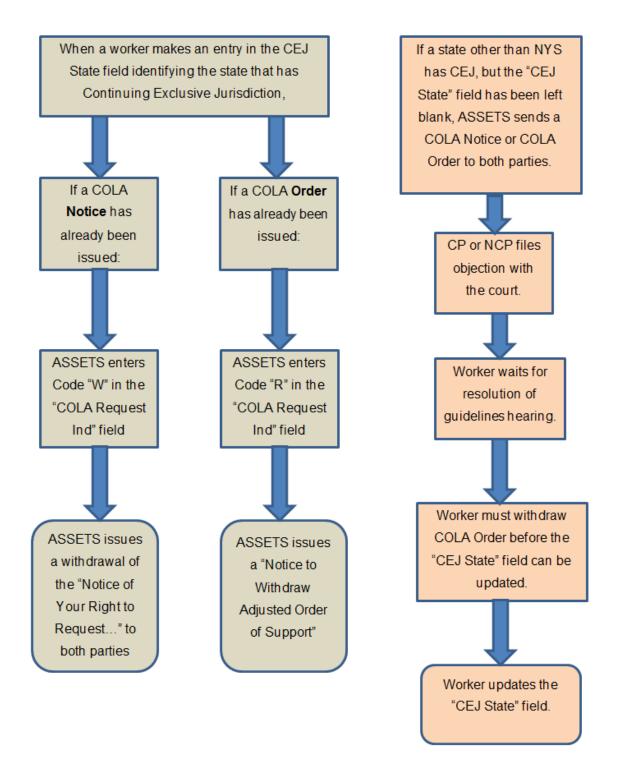
The worker can withdraw the COLA order by entering a code "W" in the COLA Request Indicator field on the Cost of Living Adjustment (COLA) Information Edit screen). See section "CEJ State field Is locked."

(See the graphic below for details.)

If the worker populates the CEJ State field when the COLA Notice or COLA Order has already been sent out:

If a different state (not NY) has continuing exclusive jurisdiction (CEJ) over an order, the case is not eligible for a COLA.

Entering a state code in the *CEJ State* field will properly prevent ASSETS from selecting it for the COLA Process.

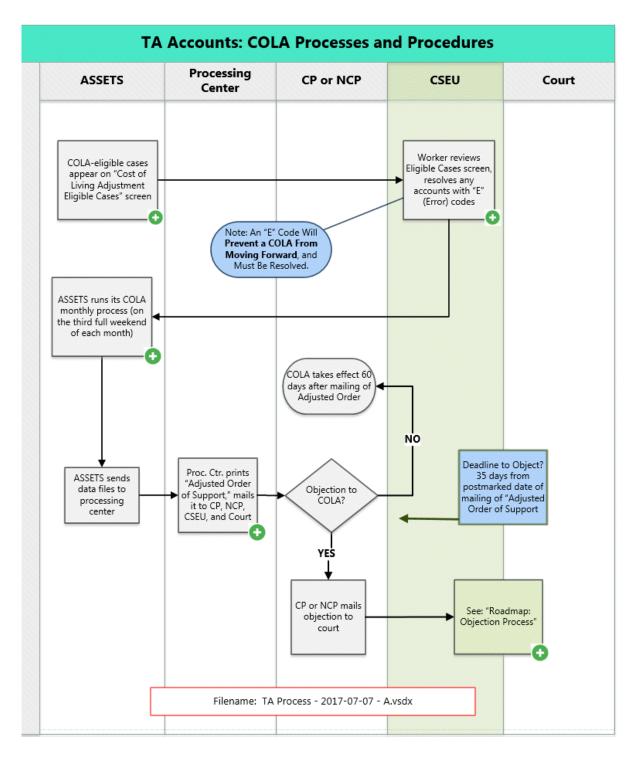


# **TA Process**

# **Roadmap: TA Process**

Nodes in this process diagram that have a plus sign inside a green circle on them are linked to drill-down content. Click on those nodes to get more details about that step.

To download the diagram below, simply right click on the diagram, and select "Save image as..."



When you click a link in the map and are brought to drill-down content, how can you return to the map?

### Three ways:

1) Click "Non-TA Process" in the table of contents

- 2) Click "Non-TA Process" in the breadcrumbs
- 3) Click the "back" button on your browser

Also, if you scroll down to the bottom of the map and want to return to the top of the page, you can:

- 1) Scroll back up to the top of the page, or
- 2) Click the "Return to Top" button (it looks like an arrow, pointing up) in the bottom right of your screen.

### Eligible cases appear on "Cost of Living Adjustment Eligible Cases" screen

On the last weekend of each month, the <u>Cost of Living Adjustment Eligible Cases</u> screen is refreshed.

The screen is a report under <u>Worker</u> Alerts. It lists <u>TA</u> and <u>Non-TA</u> cases for which notices should go out two months later.

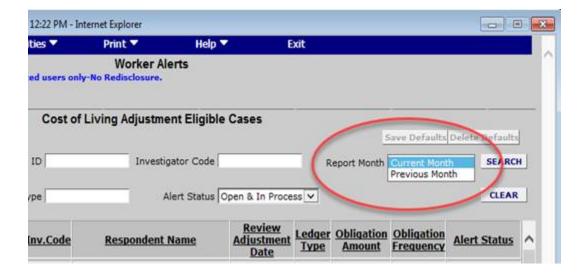
### For example:

On the last weekend in August, cases appear for which <u>COLA</u> notices should be generated on the third full weekend in October.

That means that in October:

- CPs and NCPs in <u>TA cases</u> should be sent an <u>Adjusted Order of</u> <u>Support</u>
- CPs and NCPs in <u>Non-TA cases</u> should be sent a <u>Notice of Your</u>
   <u>Right to Request</u>

Workers wishing to see the eligible cases report for the previous month can access it by selecting "Previous Month" in the dropdown menu pictured below:



Why do cases appear on the <u>Cost of Living Adjustment Eligible Cases</u> screen two months in advance?

Because it gives the worker advanced notice regarding any cases that have generated error codes, allowing them time to resolve those error codes so that COLA notices can go out as they should, and on time.

\_\_\_\_

### Potential Problem:

If any cases appearing on the <u>Cost of Living Adjustment Eligible Cases</u> screen have an "E" (Error) Code in the <u>Review Adjustment Ind</u> field, the notice that **should** be sent out **will not** be sent out.

# Solution:

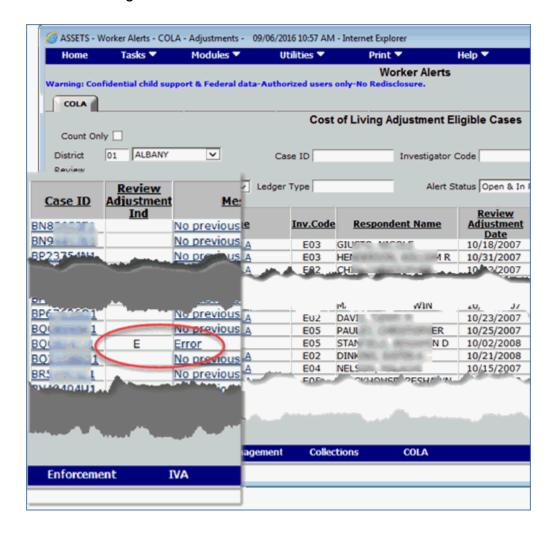
The worker must resolve those cases containing an "E" code, so that the COLA process can move forward.

### Worker reviews Eligible Cases screen, resolves any cases with Error codes

The worker reviews the <u>Cost of Living Adjustment Eligible Cases</u> screen.

### If the Review Adjustment Indicator field contains Code "E" (Error):

A **Code** "**E**" (Error) in the *Review Adjustment Ind* field will prevent the <u>COLA</u> process from moving forward.



The "E" code indicates that two or more COLA-eligible ledgers on this account have conflicting dates in the *Court Order Date* fields (on the *Obligation Tab* screen).

The court order dates on all COLA-eligible ledgers must be identical, <u>and</u> they must match the date shown in the <u>Review & Adjustment Date</u> field.

# ASSETS runs its COLA monthly process (on the third full weekend of each month)

On the third full weekend of each month, <u>ASSETS</u> runs its <u>COLA</u> monthly process. During this process, ASSETS:

- 1. Identifies all cases for which CPs and NCPs will be sent monthly COLArelated notices this month. Specifically, the ASSETS system:
  - Identifies <u>TA</u> cases that will be sent an <u>Adjusted Order of Support</u>
     this month
  - Identifies Non-TA cases that will be sent a Notice of Your Right to Request this month
  - Identifies Non-TA cases for which the <u>CP</u> or <u>NCP</u> has requested a COLA, and which therefore will be sent an <u>Adjusted Order of</u>
    <u>Support</u> this month.

For each of those cases, ASSETS:

- 2. Identifies and normalizes all COLA-eligible ledgers
  - 3. Calculates COLA percentage, dollar amount, and adjusted support order amount
  - 4. Generates data files regarding those cases. (These data files will be sent to the Processing Center for further action.)

### Proc Ctr mails "Adjusted Order of Support" to all parties

The <u>Adjusted Order of Support</u> is mailed out within five days of the data files being received by the Processing Center (from <u>ASSETS</u>).

(Note: The cover letter that goes out with the notice bears the date the letter was generated by ASSETS -- not the date that it was printed at or mailed from the Processing Center.)

When an <u>Adjusted Order of Support</u> is issued to the <u>CP</u> and <u>NCP</u>, the Processing Center also sends the order by regular mail to the <u>CSEU</u> and to the family court address indicated on the <u>Court Address</u> screen on ASSETS. (**Go to Home >** Utilities > District Addresses > View > Court [tab])

### Family Court cases

For Family Court cases, notice is sent to the family court address indicated on the *Court Address* screen.

### **Supreme Court cases**

For Supreme Court orders, the district should enter Code "S" in the Supreme Court Indicator field on the Cost of Living Adjustment (COLA) Information Edit screen. Then the order will be sent to the supreme court address indicated on the Court Address screen in ASSETS.

### NY order, but other than local court:

If the New York order, either Family or Supreme court, is from other than a local court (i.e. the account was created based on a change of payee), the district should:

a) Enter Code "S" in the Supreme Court Indicator field (for supreme court)

<u>OR</u>

b) Enter Code "F" (for family court)

### <u>AND</u>

c) Enter the court county number for the county that is the origin of the order in the *Court County Number* field on the *Obligation Tab* screen.

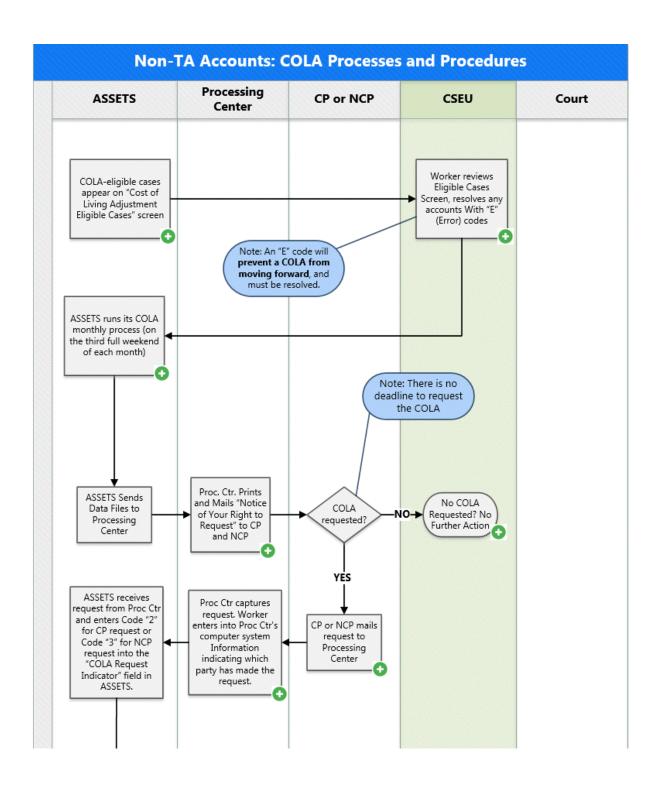
This will ensure that the appropriate court gets the order.

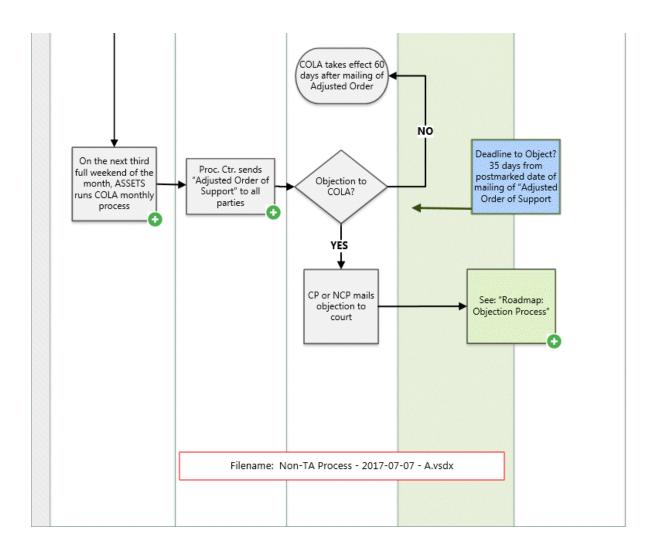
### **Non-TA Process**

# **Roadmap: Non-TA Process**

Nodes in this process diagram that have a plus sign inside a green circle on them are linked to drill-down content. Click on those nodes to get more details about that step.

To download the diagram below, simply right click on the diagram, and select "Save image as..."





### Eligible cases appear on "Cost of Living Adjustment Eligible Cases" screen

On the last weekend of each month, the <u>Cost of Living Adjustment Eligible Cases</u> screen is refreshed.

The screen is a report under <u>Worker</u> Alerts. It lists <u>TA</u> and <u>Non-TA</u> cases for which notices should go out two months later.

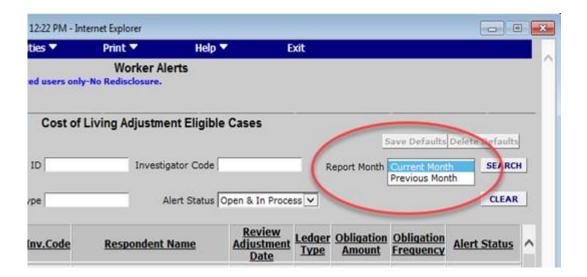
### For example:

On the last weekend in August, cases appear for which <u>COLA</u> notices should be generated on the third full weekend in October.

That means that in October:

- CPs and NCPs in <u>TA cases</u> should be sent an <u>Adjusted Order of Support</u>
- CPs and NCPs in <u>Non-TA cases</u> should be sent a <u>Notice of Your Right to</u> <u>Request</u>

Workers wishing to see the eligible cases report for the previous month can access it by selecting "Previous Month" in the dropdown menu pictured below:



Why do cases appear on the <u>Cost of Living Adjustment Eligible Cases</u> screen two months in advance?

Because it gives the worker advanced notice regarding any cases that have generated error codes, allowing them time to resolve those error codes so that COLA notices can go out as they should, and on time.

\_\_\_\_

### Potential Problem:

If any cases appearing on the <u>Cost of Living Adjustment Eligible Cases</u> screen have an "E" (Error) Code in the <u>Review Adjustment Ind</u> field, the notice that **should** be sent out **will not** be sent out.

# Solution:

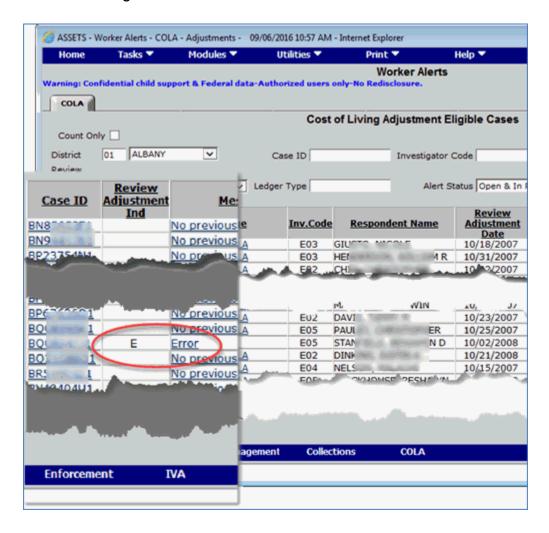
The worker must resolve those cases containing an "E" code, so that the COLA process can move forward.

### Worker reviews Eligible Cases screen, resolves any cases with Error codes

The worker reviews the *Cost of Living Adjustment Eligible Cases* screen.

### If the Review Adjustment Indicator field contains Code "E" (Error):

A **Code** "**E**" (Error) in the *Review Adjustment Ind* field will prevent the <u>COLA</u> process from moving forward.



The "E" code indicates that two or more COLA-eligible ledgers on this account have conflicting dates in the *Court Order Date* fields (on the *Obligation Tab* screen).

The court order dates on all COLA-eligible ledgers must be identical, <u>and</u> they must match the date shown in the <u>Review & Adjustment Date</u> field.

# ASSETS runs its COLA monthly process (on the third full weekend of each month):

On the third full weekend of each month, <u>ASSETS</u> runs its <u>COLA</u> monthly process. During this process, ASSETS:

- 1. Identifies all cases for which CPs and NCPs will be sent monthly COLArelated notices this month. Specifically, the ASSETS system:
  - Identifies <u>TA</u> cases that will be sent an <u>Adjusted Order of Support</u>
     this month
  - Identifies <u>Non-TA</u> cases that will be sent a <u>Notice of Your Right to</u>
     <u>Request</u> this month
  - Identifies Non-TA cases for which the <u>CP</u> or <u>NCP</u> has requested a COLA, and which therefore will be sent an <u>Adjusted Order of</u>
    <u>Support</u> this month.

For each of those cases, ASSETS:

- 2. Identifies and normalizes all COLA-eligible ledgers
- 3. Calculates COLA percentage, dollar amount, and adjusted support order amount
- 4. Generates data files regarding those cases. (These data files will be sent to the Processing Center for further action.)

Processing Center prints and mails "Notice of Your Right to Request..." to CP & NCP:

The Processing Center mails to the <u>CP</u> and <u>NCP</u> (via <u>USPS</u>) the:



"Notice of Your Right To Request a Cost of Living Adjustment to Your Child Support Order"



"Request for a Cost of Living Adjustment (COLA)"
(Note: There is no deadline to submit a request for a COLA.



A pre- addressed (to the Processing Center), postage-paid envelope

The notices and orders of adjustment are system-generated and sent by first class mail from the Processing Center to the party's last known address on ASSETS.

<u>If there is no address on ASSETS for the Respondent</u>, a location status will be opened on ASSETS.

If there is no address on ASSETS for either party, no Notice of Your Right to Request or Adjusted Order of Support will be issued.

### No COLA requested? No further action required.

In a Non-TA case, if neither the CP nor the NCP requests a COLA, the COLA Request Ind (Indicator) field will remain blank, and no further action will be taken.

Two years later, if the case is still eligible for a COLA, both parties will again be sent notice that it is eligible.

The COLA will be recalculated by <u>ASSETS</u> at that time, and the notice sent to the CP and NCP will have updated figures regarding the percentage and dollar amount of the proposed COLA.

# **CP or NCP mails request to Processing Center**

Either party can request a <u>COLA</u> by filling out the <u>Request for a Cost of Living</u>

<u>Adjustment (COLA)</u> form and mailing it back to the Processing Center. (The <u>CP</u>

and NCP are provided a self-addressed, postpaid envelope for this purpose.)

There is no deadline for mailing in the form.

### **Processing Center captures request for COLA**

When the Processing Center receives a <u>Request for a Cost of Living Adjustment</u> (<u>COLA</u>) form from the <u>CP</u> or <u>NCP</u>, the Request Form is scanned and the following data is captured and entered into the Processing Center's computer system:

- Whether or not the Request Form is signed
- Which party (CP or NCP) has made the request

### learn more

If the form isn't signed, the request is not entered into the system.

Unsigned <u>COLA</u> Request Forms are scanned by the Processing Center and sent to the local district through <u>ECS</u>.

The <u>SCU</u> must reach out to the party who submitted the unsigned request form and have them sign it.

See topic: "Processing Center Receives an Unsigned COLA Request Form."

In the next data exchange between the Processing Center and <u>ASSETS</u>, the data entered by the Processing Center causes ASSETS to change the value in the *COLA Request Indicator* field from a [blank field], (which is the system default value), to one of the following values:

- Code "2" = If the CP has requested a COLA.
- Code "3" = If the NCP has requested a COLA.

If both the CP *and* the NCP mail in a request, the request code will be set according to whichever request (CP or NCP) was received first.

Then, the <u>next time</u>(no action will be taken on the request until the next time that ASSETS runs its COLA monthly process -- on the third full weekend of the month) that ASSETS runs its COLA monthly process, ASSETS will recognize this request for a COLA, and will generate an Adjusted Order of Support for this case.

At that time, the Code "2" or Code "3" in the *COLA Request Indicator* field will cause ASSETS to send by first class mail (via the Processing Center) an *Adjusted Order of Support* to both parties, the <u>CSEU</u>, and the court.

# ASSETS runs its COLA monthly process (on the next third full weekend of the month)

On the next third full weekend of the month, <u>ASSETS</u> runs its <u>COLA</u> monthly process.

ASSETS identifies the orders for which the <u>CP</u> or <u>NCP</u> has requested a COLA (i.e., those cases which now have a <u>Code "2"</u> or <u>Code "3"</u> in the <u>COLA Request Indicator</u> field on the <u>Obligation Tab</u> screen).

For each of those orders, the CP, NCP, <u>SCU</u>, and the court will be sent an *Adjusted Order of Support* this month.

For each of those orders, ASSETS generates data files and sends them to the Processing Center, along with all other files involved in the COLA monthly process..

#### learn more

Note: When ASSETS generates a notice, it doesn't generate the entire letter. Rather, it generates data elements corresponding to data fields that will be used by the Processing Center to assemble and print the notices. Those data elements contain information like processing date, name, address, COLA percentage, adjusted order of support amount that would result from proposed COLA, etc.

ASSETS sends the data files to the Processing Center during the next batch processing exchange.

The cover letter that goes out with the notice will bear the date the notice is generated by ASSETS -- not the date that it is printed at or mailed from the Processing Center.

### Processing Center mails "Adjusted Order of Support" to all parties

The <u>Adjusted Order of Support</u> is mailed out within five days of the data files being received by the Processing Center (from <u>ASSETS</u>).

(Note: The cover letter that goes out with the notice bears the date the letter was generated by ASSETS -- not the date that it was printed at or mailed from the Processing Center.)

When an <u>Adjusted Order of Support</u> is issued to the <u>CP</u> and <u>NCP</u>, the Processing Center also sends the order by regular mail to the <u>CSEU</u> and to the family court address indicated on the <u>Court Address</u> screen on ASSETS. (**Go to Home >** Utilities > District Addresses > View > Court [tab])

### **Family Court cases**

For Family Court cases, the notice is sent to the family court address indicated on the *Court Address* screen.

### **Supreme Court cases**

For Supreme Court orders, the district should enter Code "S" in the Supreme Court Indicator field on the Cost of Living Adjustment (COLA) Information Edit screen. Then the order will be sent to the supreme court address indicated on the Court Address screen in ASSETS.

### NY order, but other than local court:

If the New York order, either Family or Supreme court, is from other than a local court (i.e. the account was created based on a change of payee), the district should:

- a) Enter Code "S" in the Supreme Court Indicator field (for supreme court)

  OR
- b) Enter Code "F" (for Family Court)

# <u>AND</u>

c) Enter the court county number for the county that is the origin of the order in the *Court County Number* field on the *Obligation Tab* screen.

This will ensure that the appropriate court gets the order.

### CP and NCP decide: Object to COLA, or not?

Upon receiving an Adjusted Order of Support, the <u>CP</u> and <u>NCP</u> have 35 days from the date of the mailing of the Adjusted Order of Support to file an objection to it.

Either party (even the one who requested the <u>COLA</u>) can file an objection to a COLA.

An objection must be filed directly with the court.

# No objection to COLA?

If neither the <u>CP</u> nor the <u>NCP</u> nor the <u>SCU</u> objects to the <u>COLA</u>, the COLA automatically takes effect 60 days after the mailing of the Adjusted Order of Support.

# **CP or NCP Mails Objection to Court**

<u>CP</u> or <u>NCP</u> mails objection directly to court, and mails a copy to the other party (CP or NCP).

## Intro to Objections in COLA

### Intro to Objections in COLA Process

As noted in the "Adjusted Order of Support", either party or the <u>SCU</u> has 35 days from the date of mailing of the adjusted order to file a written objection with the court and to serve a copy upon the other party and the SCU.

If either party objects to a <u>COLA</u>, the COLA will not take effect.

Instead, a court hearing will be held -- specifically, a <u>de novo</u> hearing – to determine a right-sized support obligation amount. There is no requirement for proof or showing of a change in circumstances as there would otherwise be with a standard modification petition.

### What is a de novo hearing?

A de novo hearing, in child support terms, is equivalent to an original support establishment hearing.

At a *de novo* hearing, a right-sized order will be arrived at through 1) reviewing financial resources and information pertaining to both parties and then 2) applying the CSSA standards to the case. The amount of the resulting child support order could be higher, lower, or the same as it was before the *de novo* hearing.

In preparation for a *de novo* hearing, the caseworker should conduct a financial investigation just as if it were a new case.

### When Should the CSEU File an Objection to a COLA?

When districts receive the <u>Adjusted Order of Support</u> in <u>TA</u> and Title IV-E foster care cases for which support rights have been assigned, districts should review <u>ASSETS</u> and other documentation to determine whether or not the <u>COLA</u> order would bring the current support amount to a <u>CSSA</u> level.

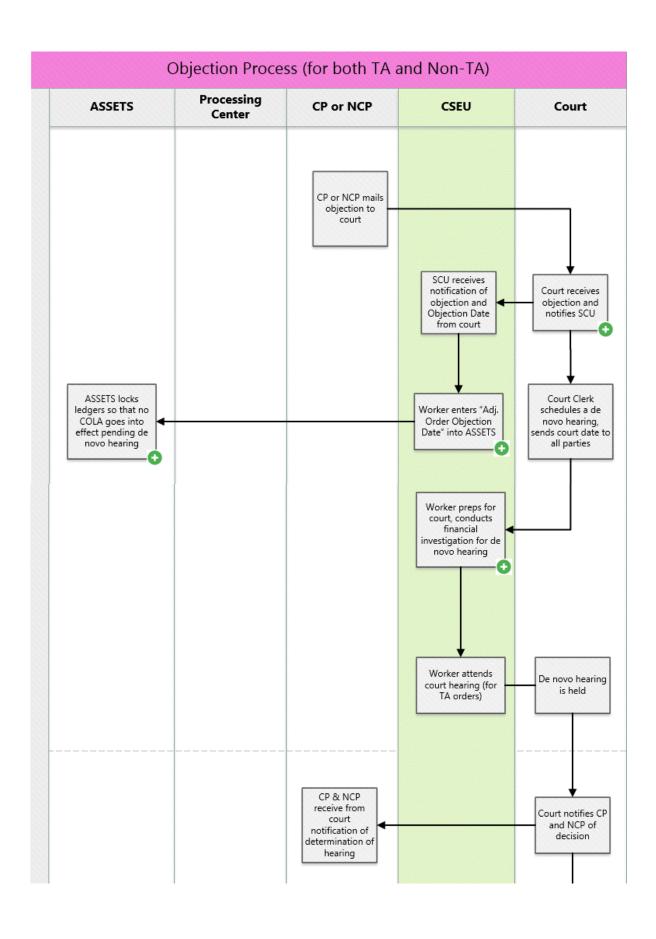
If it does not, the district should complete and file an objection and affidavit of service. This document must be generated using ASSETS Document Generation.

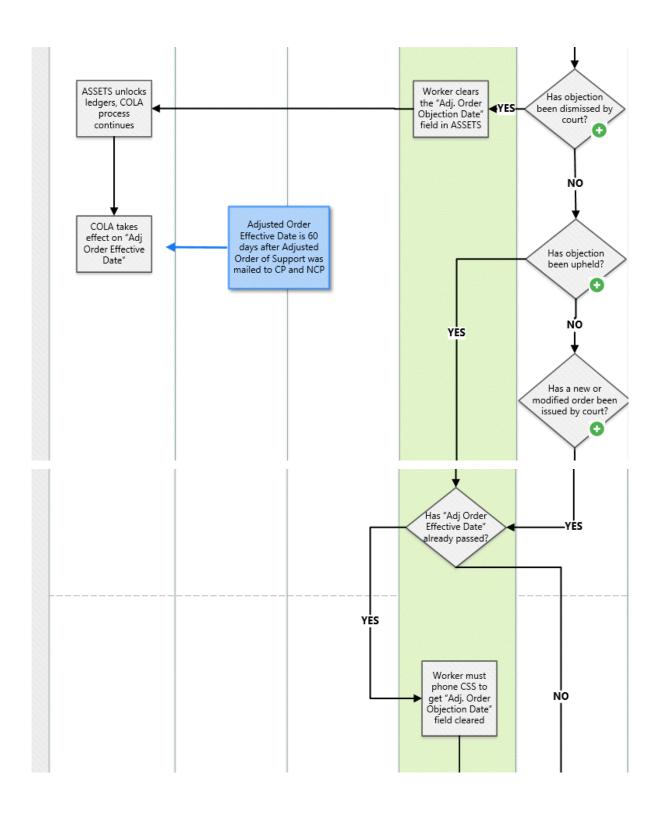
A sample of the Objection petition can be viewed at: <a href="http://www.courts.state.ny.us/forms/familycourt/pdfs/4-19.pdf">http://www.courts.state.ny.us/forms/familycourt/pdfs/4-19.pdf</a>

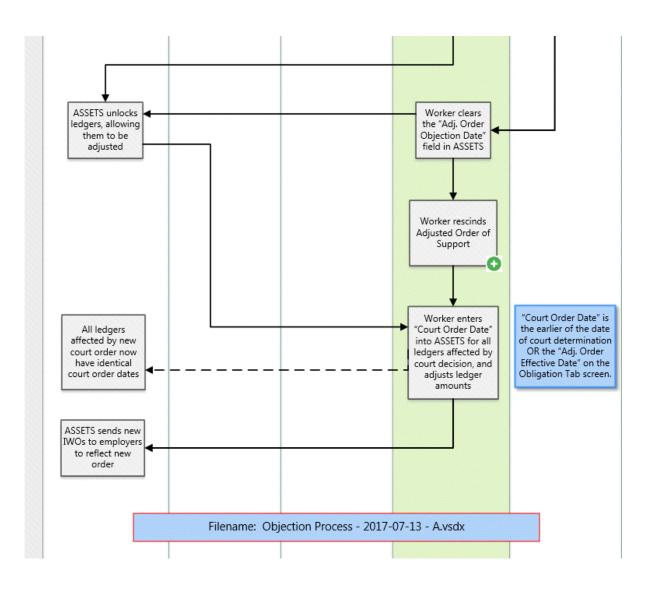
# **Objection Process**

**Roadmap: Objection Process** 

Nodes in this process diagram that have a plus sign inside a green circle on them are linked to drill-down content. Click on those nodes to get more details about that step. To download the diagram below, simply right click on the diagram, and select "Save image as..."







# Court receives objection and notifies the SCU

The court receives the objection from the <u>CP</u> or NCP.

The Court Clerk sends notification of the objection to the <u>SCU</u>.

The notification will include the official Objection Date.

## **Worker enters Adjusted Order Objection Date into ASSETS**

The <u>worker</u> enters the objection date provided by the court into the *Adj Order*Objection Date field on the <u>Cost of Living (COLA Information Edit</u> screen.

(This is critical. It locks the <u>COLA</u>-affected ledgers so that they cannot be adjusted and a COLA cannot be applied).

Entering any value into the *Adj. Order Objection Date* field has the following effects:

- Ledgers are locked so that they cannot be adjusted and COLA cannot be applied to them
- <u>CEJ</u> State field is locked so that it cannot be edited

(**Note:** Following determination of this matter in court, the Caseworker must *clear* the *Adj Order Objection Date* field (or, if necessary, contact <u>CSS</u> to request that it be unlocked), or else the ledgers and the CEJ State fields will remain locked.

# ASSETS locks ledgers so that no COLA goes into effect pending de novo hearing

<u>ASSETS</u> locks the ledgers so that no <u>COLA</u> can go into effect pending a decision at a hearing.

The ledgers will remain locked until the <u>worker</u> clears the Adj. Order Objection Date field is cleared.

# Worker prepares for court and conducts financial investigation

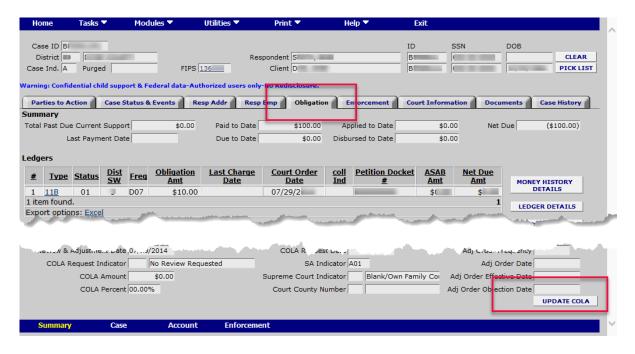
The <u>worker</u> conducts a financial investigation as would otherwise be undertaken in a case to establish an original support order, and provides the court with such financial information as is available on <u>ASSETS</u>.

#### Worker rescinds "Adjusted Order of Support"

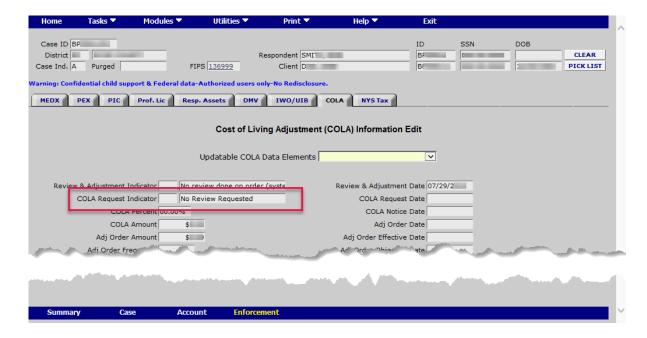
The <u>worker</u> rescinds the "<u>Adjusted Order of Support</u>" by entering Code "R" (<u>Rescind</u>) in the <u>COLA</u> Request Indicator field on the <u>Cost of Living Adjustment</u> (<u>COLA</u>) Information Edit screen.

- 1. Go to the Obligation Tab screen (See screenshot below)
- 2. Click on the "Update COLA" button in the bottom right of the screen
- 3. The <u>Cost of Living Adjustment (COLA) Information Edit</u> screen appears (See screenshot below)
- 4. Enter Code "R" (Rescind) in the COLA Request Indicator field

In <u>ASSETS</u>, go to: Home > Module > Inquiry > [enter search criteria] > Name Search Results screen > [double click on: name of client/case > Parties to Action tab > [click on:] Obligation Tab > "Update COLA" button > Cost of Living Adjustment (COLA) Information Edit screen



Clicking on the "*Update COLA*" button in the screen above brings you to the screen below. Use the dropdown menu under "Updatable COLA Data Elements" to select "*COLA Request Indicator*," then select the desired code to enter into the *COLA Request Indicator* field.



# **Troubleshooting**

# **Objection Date field is locked**

If *Adj. Order Effective Date* passes while the *Objection Date* field is populated, the <u>Worker</u> will be unable to clear the *Objection Date* field – meaning they cannot edit the <u>CEJ</u> State field, and cannot adjust ledgers.

The worker will need to contact New York State Child Support Services to have the *Objection Date* field cleared and, consequently, the ledgers and *CEJ State* field unlocked.

# **CEJ** State Field is Locked

The *CEJ State* field is locked if either one of these is true:

- Objection Date field is populated, or
- COLA Request Indicator field contains Code "R"

When the *Objection Date* field is populated:

- ASSETS locks the affected ledgers so that they cannot be adjusted, and
- ASSETS locks the CEJ State field.

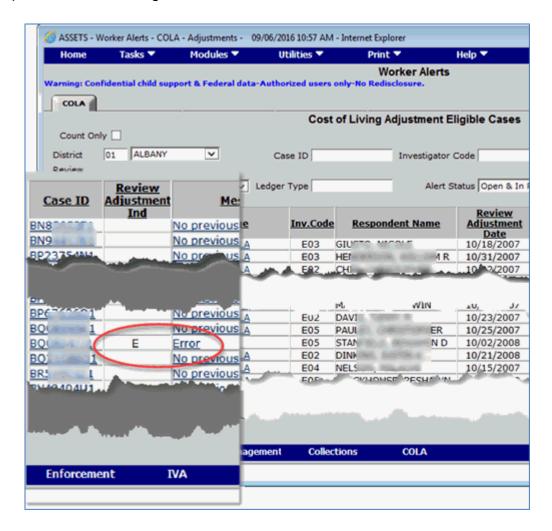
If the *Adjusted Order Effective Date* passes while the *Objection Date* field is populated, the <u>Worker</u> will be unable to clear the *Objection Date* field – meaning they cannot edit the *CEJ State* field, and cannot adjust ledgers. The worker will need to contact NYS Child Support Services to get the *Objection Date* field cleared and, consequently, ledgers and *CEJ State* field unlocked.

**Note:** If an objection to a COLA has been filed with the court and the <u>CSEU</u> becomes aware that a state other than New York has continuing exclusive jurisdiction over the case, the <u>worker</u> will not be able to enter the code for the state holding continuing exclusive jurisdiction into the <u>CEJ</u> State field until the COLA order is withdrawn.

The worker can withdraw the COLA order by entering a code "W" in the COLA Request Indicator field on the Cost of Living Adjustment Information Edit screen). See section "CEJ State field Is locked."

# Code "E" (Error) Appears in Review Adjustment Ind field

A **Code** "E" (Error) in the *Review Adjustment Ind* field will prevent the <u>COLA</u> process from moving forward.



The "E" code indicates that two or more COLA-eligible ledgers on this account have conflicting dates in the *Court Order Date* fields (on the *Obligation Tab* screen).

The court order dates on all COLA-eligible ledgers must be identical, <u>and</u> they must match the date shown in the <u>Review & Adjustment Date</u> field.

# Processing Center Receives an Unsigned Request for a <u>COLA</u>

For a request for a COLA to be entered into the system by the Processing Center, the *COLA Request Form* must be signed by the requesting party.

If the COLA Request Form isn't signed, no request is entered into the system.

Instead, the Processing Center scans the unsigned *COLA Request Form* and sends a copy via <u>ECS</u> to the local <u>SCU</u>.

The SCU will reach out to the party in question in order to obtain the necessary signature.

# **Screens You Will Encounter - COLA**

## Screens You'll Encounter in COLA

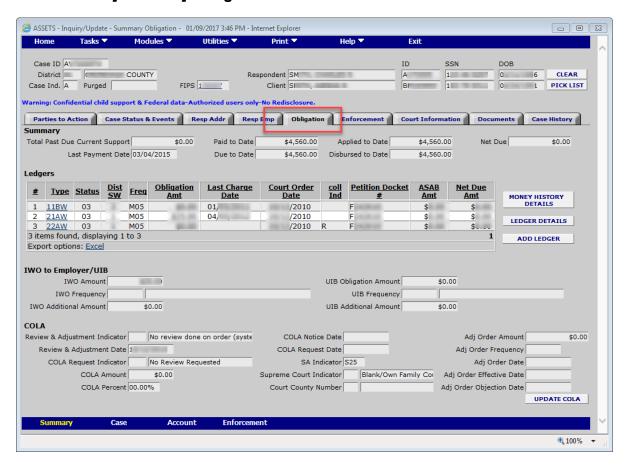
The main screens on <u>ASSETS</u> that a <u>worker</u> will encounter when working with <u>COLA</u> are the:

- Cost of Living Adjustment Eligible Cases screen
- Cost of Living Adjustment (COLA) Information Edit screen
- Child Support Standards Act (CSSA) Information Tab screen
- Obligation Tab screen
- Child Support Standards Act (CSSA) and Consumer Price Index Tables screen

## **Obligation Tab screen**

In <u>ASSETS</u>, go to: *Home > Module > Inquiry > [enter search criteria] > Name*Search Results screen > [double click on:] name of client/case > Parties to

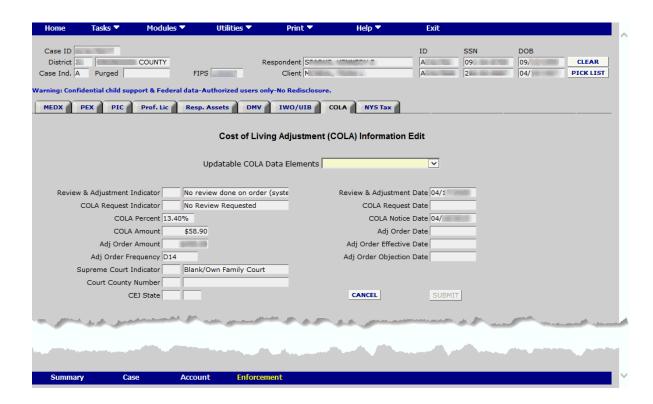
Action tab > [click on:] Obligation Tab



#### Cost of Living Adjustment (COLA) Information Edit screen

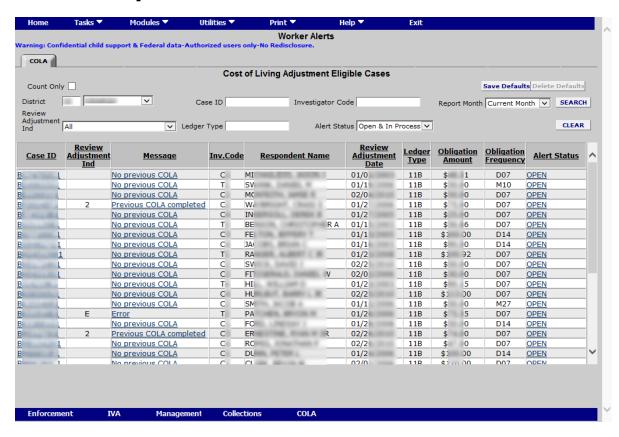
In <u>ASSETS</u>, go to: *Home > Module > Inquiry > [enter search criteria] > Name*Search Results screen > [double click on:] name of client/case > Parties to

Action tab > [click on:] Obligation Tab > "Update <u>COLA</u>" button



# Worker Alerts: Cost of Living Adjustment Eligible Cases screen

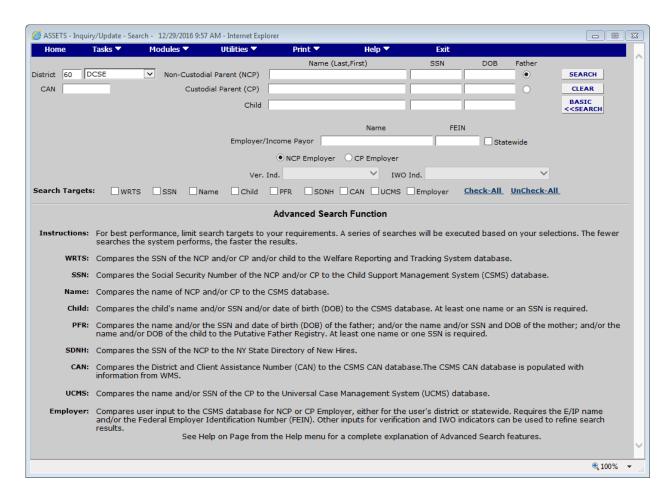
In <u>ASSETS</u>, go to: *Home > Tasks > <u>Worker</u> Alerts > <u>COLA</u> Mode > [input search criteria]* 



#### **Advanced Search Function screen**

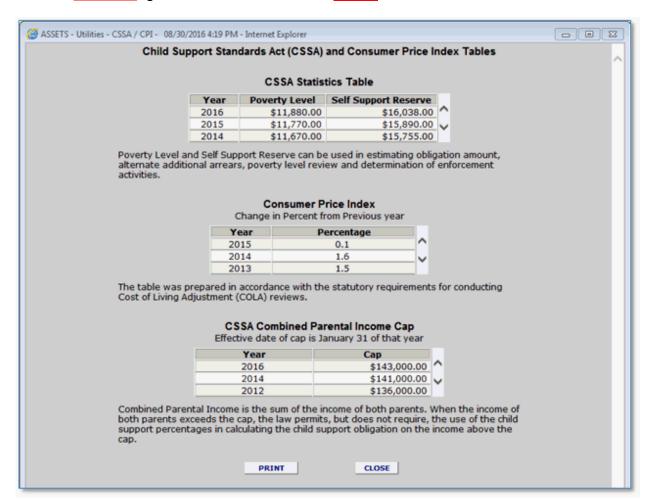
In ASSETS, go to: Home > Modules > Inquiry > Advanced Search.

**Note:** If you use <u>WRTS</u>(Welfare Reporting and Tracking System) and <u>SSN</u> to determine whether an <u>NCP</u> is on <u>TA</u>, this utility will tell you only whether or not NCP is on TA in New York State.



## Child Support Standards Act (CSSA) and Consumer Price Index Tables screen

In ASSETS, go to: Home > Utilities > CSSA / CPI

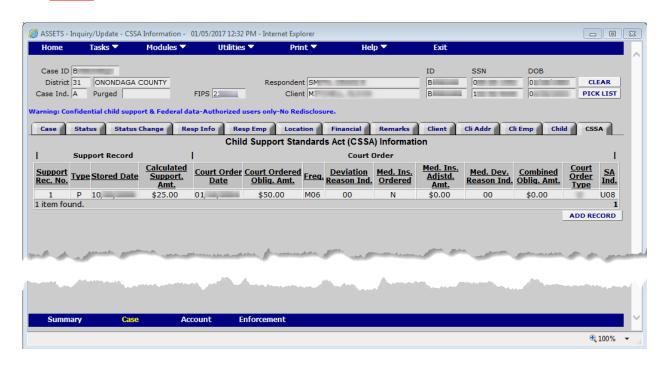


Tables of the <u>CPI-U</u> are also available at the website of the Bureau of Labor Statistics.

You can see those tables at: http://www.bls.gov/cpi/tables.htm.

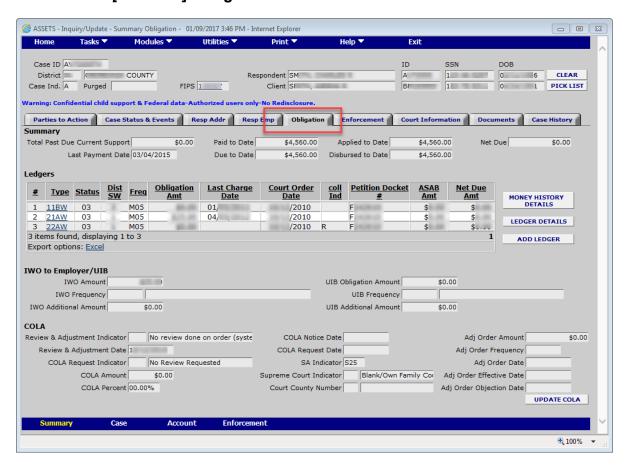
# Child Support Standards Act (CSSA) Information Tab

In <u>ASSETS</u>, go to: *Home > Modules > Inquiry > open a case > CASE Mode >*<u>CSSA</u> tab > SA Ind field



## **Obligation Tab screen**

In <u>ASSETS</u>, go to: Home > Module > Inquiry > [enter search criteria] > Name Search Results screen > [double click on:] name of client/case > Parties to Action tab > [click on:] Obligation Tab



# **COLA Notices - Sent from Processing Center**

# **COLA** Notices - Sent from Processing Center

Adjusted Order of Support

http://otda.state.nyenet/assets/pages/PDFs/COLA/Adjusted Order of Support.pdf

Cover Letter for Adjusted Order of Support

http://otda.state.nyenet/assets/pages/PDFs/COLA/Cover\_letter\_for\_Adjusted\_Order\_of\_Support.pdf

Important Notice Regarding Right to Request Review and Adjustment

http://otda.state.nyenet/assets/pages/PDFs/COLA/Important\_Notice Regarding Right to Request Review and Adjustment.pdf

Notice of a cost-of-living Adjustment

http://otda.state.nyenet/assets/pages/PDFs/COLA/Notice of a Cost of Living Adjustment.pdf

Notice of Your Right to Request a Cost-of-Living Adjustment

http://otda.state.nyenet/assets/pages/PDFs/COLA/Notice of Your Right to Request a Cost of Living Adjustment.pdf

Notice to Withdraw Adjusted Order of Support

http://otda.state.nyenet/assets/pages/PDFs/COLA/Notice\_to\_Withdraw\_Adjusted\_ Order\_of\_Support.pdf

Request for a Cost-of-Living Adjustment

http://otda.state.nyenet/assets/pages/PDFs/COLA/Request for a Cost of Living

Adjustment.pdf

# **Glossary**

9

**98 ADM-14:** Administrative Directive 98-ADM-14. This directive outlined procedures for COLA.

Α

**Accounting Run:** 

**AOP:** Acknowledgement of Paternity

**ASCU:** Automated Support Collection Unit.

**ASSETS:** Automated State Support Enforcement and Tracking System (ASSETS).

В

**Basic Child Support Obligation:** 

**Batch Process:** 

BICS:

C

CAN: A CAN number is a CASE NUMBER pertaining to a specific child support CASE.

An individual person may have multiple CAN numbers. This is different from a

CIN number, which identifies an individual person and can span serveral services
under the umbrella of social services. (See glossary entry for CIN number.)

**CEJ:** Continuing Exclusive Jurisdiction.

**CEJ State:** CEJ = Continuing Exclusive Jurisdiction. The CEJ State is the state that has continuing exclusive jurisdiction over this case. If this field in ASSETS is populated, it means that this is an out-of-state case. In other words, it is in our

ASSETS system -- and the New York State system -- only for purposes of enforcement.

# change in circumstances:

**CIN number:** Client Identification Number. A CIN number identifies an individual person and spans various services under the umbrella of social services. For example, if a person is receiving TA (temporary assistance), SNAP (food assistance), and Child Support, all of these fall under a single CIN number identifying the person receiving these services. \* An individual CIN (person) may have multiple CAN numbers pertaining to individual services.

**COLA:** Cost-of-Living Adjustment, sometimes called a Cost-of-Living Allowance.

#### **COLA Mailer:**

**COLA Notice:** A notice informing CP and NCP that their support order is eligible to request a COLA and that if they wish to pursue a COLA, they must request one. A request form is enclosed with the COLA Notice.

**COLD:** Computer Output to Laser Disc.

Collections on Arrears: Collections on Arrears. This is one of five important performance measures (or KPIs -- Key Performance Indicators). The five are: 1) PEP (Paternity Establishment Percentage); 2) SEP (Support Establishment Percentage); 3) Collections on Current; 4) Collections on Arrears; and 5) Cost Effectiveness.

Collections on Current: Collections on Current. This is one of five important performance measures (or KPIs -- Key Performance Indicators). The five are: 1) PEP (Paternity Establishment Percentage); 2) SEP (Support Establishment Percentage); 3) Collections on Current; 4) Collections on Arrears; and 5) Cost Effectiveness.

## **Combined Parental Income Amount:**

#### **Controlling Order:**

Cost Effectiveness: Cost Effectiveness of the SCU. This is one of five important performance measures (or KPIs -- Key Performance Indicators). The five are: 1) PEP (Paternity Establishment Percentage); 2) SEP (Support Establishment Percentage); 3) Collections on Current; 4) Collections on Arrears; and 5) Cost Effectiveness.

**CP:** Custodial Parent. This is the parent with whom the child is living. However, the "Custodial Parent" could be a guardian such as a grandparent, foster home, or other person or entity with whom the child is living, and who is taking care of the child.

**CPI-U:** The Consumer Price Index for All Urban Consumers (CPI-U) is a measure of the average change over time in the prices paid by urban consumers for a market basket of consumer goods and services. The figure is released by the U.S. Bureau of Labor Statistics.

**CSENET:** Child Support Enforcement Network. CSENET is a data exchange among states for purposes of location and case establishment.

**CSEU:** Child Support Enforcement Unit

**CSMS:** Child Support Management System (CSMS). An automated case management system. The CSMS system is accessed through the interface known as ASSETS.

**CSS:** Child Support Services.

CSSA: Child Support Standards Act, enacted 15 September 1989.

D

#### DCSE:

de novo: "de novo" is a Latin expression meaning "afresh", "anew", "beginning again," hence the literal meaning "new hearing," as if the matter had not been previously heard or decided. A de novo hearing is functionally equivalent to an original support establishment hearing. "De novo" is used to refer to a hearing or trial

which starts over, which wipes the slate clean and begins all over again, as if any previous partial or complete hearing had not occurred.

**DSS:** Department of Social Services

**DUCC:** Dynamic User-Centric Content

E

**ECS:** Electronic Communications System, used for communications between the Processing Center and local SCUs.

**EFT:** Electronic Funds Transfer.

ERS: Electronic Resource System (ERS). ERS is an intranet website maintained by NYS Child Support Services specifically for the use of local and state staff of NY's child support program. The site provides access to online policy and program information to assist staff with their responsibilities.

F

**FA:** Family Assistance

FCA: Family Court Act (FCA).

# Federal Case Registry:

File Run: File Run, also known as a "job run."

FIPS Code: Federal Information Processing Standard (FIPS) code. It uniquely identifies counties and county equivalents in the United States, certain U.S. territories or possessions, and certain freely associated states. In the ASSETS system, the code contains six digits. The first digit is either a "1" (meaning that funds collected are retained within the county is which they are collected) or a "2" (meaning that funds collected are disbursed in a county other than the one in which they are collected). The second and third digits denote the state, U.S. territory or possession. The last three digits denote the county within the state, U.S. territory, or possession.

	Н
HHS: Dept. of Health and Human Services.	

**HRA:** Human Resources Administration.

I

ICR: Interstate Case Registry.

IV-D:

**IV-D TANF:** 

K

KPIs: Key Performance Indicators, also called "Performance Measures." There are five key KPIs in Child Support. They are are: 1) PEP (Paternity Establishment Percentage); 2) SEP (Support Establishment Percentage); 3) Collections on Current; 4) Collections on Arrears; and 5) Cost Effectiveness.

L

**LD:** Local district.

LDMIP:

LDSS:

M

**Modification:** For a court to grant a modification in the amount of a child support order, the petitioner for the modification must prove a significant and unforeseen change in circumstances (e.g. laid off from job, child has developed an unforeseen medical condition, etc)

**National Directory of New Hires:** 

**National New Hire Reporting System:** 

NCP: Non-Custodial Parent. Sometimes called the "absent parent."

Non-IV-D:

Non-TA: Non-Temporary Assistance

normalized: Normalizing ledgers of different frequencies means breaking the various payment frequency cycles into their lowest common denominator to arrive at a common payment frequency. This is for purposes of applying percentage increases and making other calculations across disparate ledgers. It is a mechanism for "comparing apples to apples" when talking about disparate frequencies of payment.

NPA: Non-Public Assistance.

0

**OCA:** Office of Court Administration (OCA).

**OCFS:** Office of Children and Family Services.

OCSE:

P

**PA:** Public Assistance. This is an old term for what is now called "Temporary Assistance."

PEP: Paternity Establishment Percentage. This is one of five important performance measures (or KPIs -- Key Performance Indicators). The five are: 1) PEP (Paternity Establishment Percentage); 2) SEP (Support Establishment Percentage); 3) Collections on Current; 4) Collections on Arrears; and 5) Cost Effectiveness.

**Proc. Ctr.:** Processing Center

**PRWORA:** The Personal Responsibility and Work Opportunity and Reconciliation Act of 1996. It had many important implications for child support services. See section in manual regarding "1996: The Personal Responsibility and Work Opportunity and Reconciliation Act of 1996 (PRWORA)"

# **Putative Father Registry:**

R

**Rescind:** Revoke, cancel, or repeal (a law, order, or agreement).

S

#### **Safety Net Assistance:**

**SCU:** Support Collection Unit.

Section 111-b (17) of the Social Services Law:

**self-support reserve:** The Self-Support Reserve amount is 135% of the federal poverty level in any given year.

SEP: Support Establishment Percentage. This is one of five important performance measures (or KPIs -- Key Performance Indicators). The five are: 1) PEP (Paternity Establishment Percentage); 2) SEP (Support Establishment Percentage); 3) Collections on Current; 4) Collections on Arrears; and 5) Cost Effectiveness.

**Siebel:** Seibel is a computer program produced by Oracle and used by workers at the Processing Center. Datafields in Seibel are mapped to datafields in ASSETS. Data captured at the Processing Center and entered into Siebel is communicated to ASSETS in routine data exchanges, and vice versa.

**SNA:** Safety Net Assistance (SNA) falls under the umbrella of "Temporary Assistance).

**SNAP:** Supplemental Nutrition Assistance Program (SNAP).

SSN: Social Security Number

Т

**TA:** Temporary Assistance. "Temporary Assistance" includes Family Assistance (FA)

and Safety Net Assistance (SNA).

**TA Account:** Temporary Assistance Account. In the past, this was known as a "Public

Assistance" account. It pertains to a client who is receiving temporary monetary

assistance from the State of New York.

**TAMA:** Training and Management Analysis.

**TANF:** Temporary Assistance to Needy Families.

Title 6A of Social Services Law:

Title IV-E:

**TPHI:** CSMS gives health insurance information to TPHI systems.

U

UIB:

**Universal Case Management System:** 

**USPS:** United States Postal Service.

W

WMS: Welfare Management System. ?MT - Medicaid and TA cases are in the WMS

System? Need explanation.

worker: In the Child Support Services Operations Manual, the term "worker" (in upper-

or lower-case) refers to personnel working in any child support function.

WRS: DCJS

WRTS: Welfare Reporting and Tracking System. This is accessed through the

Summary Tab.

# Index

CEJ 73, 74

\$ CEJ State 29, 68, 74 \$0 29 CEJ State field is locked 29, 74 \$0 Amount Obligation 23 Child Support Standards Act 83 \$0 obligation amount orders 29 Code 29, 32, 37, 40, 42, 47, 53, 55, 56, 71, 74, 75 1 Codes 25 1994 16, 22 COLA eligibility 12 Α COLA Notice 29 Adj Order Objection Date field 68 COLA Order 29 Adjusted Order of Support 40, 56, 58 COLA Request Form 12, 52, 53, 76 Adjusted Order of Support.pdf 85 COLA Request Indicator 29, 53, 55 Advanced Search 81 Conflicting dates 37 Advanced Search Function 81 conflicting dates in ledgers 75 Affidavit of Service 62 Consumer Price Index 22 ASSETS Document Generation 62 Consumer Price Index Tables 28, 77, 82 ASSETS Document Generation utility 62 Cost of Living Adjustment (COLA) В Information Edit screen 79 Baddabing baddaboom 1 Cost of Living Adjustment Eligible Cases Breadcrumbs 1 screen 12, 22, 35, 45, 80 Bureau of Labor Statistics 28, 82 Court 40, 56, 60, 63, 70 C Court Address 56 Calculation 16, 24, 27 Court Clerk 67 Calculations 39

Court Order Date 47, 63

Court Order Date fields 37, 47

Cover Letter 85	Financial Investigation 70
Adjusted Order 85	Forms 8
CPI 16, 22, 28, 82	Frequency 27
CPI-U 16, 22, 23, 28, 83	Н
CSSA 77, 82, 83	Hearing 63
CSSA Compliance 62	I
D	Ineligibility 22, 29
de novo 61, 62, 63, 69	L
De novo hearing 69	Ledger Codes 24, 25
Deadline 12, 32, 42, 52, 58, 59, 61	Ledgers 16, 24, 25, 27, 37, 69, 75
Decision Tree 23	Ledgers Affected 16
Delinquency Switch 9	ledgers are locked 68, 69, 74
Delinquency Switch 19 9	Location status 50
Diagram 32, 42, 63	Locked 63, 69, 73, 74
Drilldown 32	М
Е	Manual 1
ECS 76	Map 32, 42, 63
Eligibility 12, 22, 23, 24, 29	Monthly 12, 39, 49
Eligible ledgers 24, 49	Multiple Ledgers 27
Error 45, 75	N
error code 37, 45, 47, 75	No Address 50
Error codes 32	No Known Address 50
ERS 8	normalization 24
F	Normalize 27, 39, 49
Family Court 40, 56	Normalized 27

Ο	Roadmaps 1
objection 61	S
Objection Date 67, 68, 73, 74	SA Ind 83
Objection Date field 73	SA Ind field 83
Objection Date field is locked 73	Screenshot 78, 79, 80, 81, 82, 83, 84
Objections 42, 58, 59, 60, 61, 62, 63, 68, 69, 73, 74	Screenshots 77 Search 1
Obligation Tab 78, 84	Section 111-g of the Social Services
Obligation Tab screen 68	Law 21
Р	Siebel 53
Payment 27	SSN 81
payment frequencies 24, 27	Status 02 29
Policy Directives 8	Status 05 29
Pop-Up screenshots 1	Status Codes 24, 25, 29
Potential Problem 35, 45	Support Obligation 16
Process Diagram 42, 63	Supreme Court 40, 56
Processing Center 85	Т
R	TA vs Non-TA 12
Request 53	Title 6-A of the Social Services Law 21
COLA 53	Title IV-E Foster Care 21
Request Form 53	Training 8
Rescind 71	Troubleshooting 73, 74, 75, 76
Review Adjustment Ind 37, 75	U
Review Adjustment Indicator 47	Unsigned 53, 76
Roadmap 1, 32, 42, 63	Unsigned COLA Request Form 76

Unsigned Request 76

COLA 76

Update COLA 79

W

Welfare Reporting and Tracking System

81

Withdraw 29, 74

Worker Alerts 35, 80

WRTS 23, 81