

This policy has been amended by the following:

- **CN-284: Affordable Care Act Implementation UPDATED**

Chapter 13: Tribal Enforcement

Section 13.035: Revisiting Default Orders on Tribal Cases

This section explains how Tribal Liaisons handle issues on tribal cases that have inaccurate administrative default orders.

Contents

RCW 74.20A.055(4)(d) Good cause for late hearing - notice and finding of financial responsibility

WAC 388-14A-1020 Defines "good cause"

Laws:

WAC 388-14A-3500 Request for Late Hearing - Good Cause

WAC 388-14A-3700 Petition to vacate a default order

CR 60 Standards set for relief from judgment or order

Division of Child Support (DCS) seeks to ensure that all child support orders are accurate.

Policy:

If DCS entered an order based on inaccurate income information or if a party had limited abilities that prevented a timely response to service of an administrative notice, DCS may stipulate to good cause.

On tribal cases, additional remedies to address default orders may exist in tribal court.

State tribal cooperative agreements may address these situations.

Procedure:

Check with your Tribal Liaison or Tribal Relations Team (TRT) with questions on these matters.

Visual Aids:

Tribal Relations Internet site

Tribal Courts of Indian Tribes in Washington State

**Automated
Actions:**

**SEMS
Screens:** CC, OR, ES

**Forms
Used:** Tribal Court Pleading Forms, 09-275, 09-710, 09-277, 09-277B, 09-279

**Hearing
and
Conference
Board
Rights:** Refer all requests to the Tribal Liaison or Tribal Claims Officer.

Administrative Policy 3.04 Claims Officers in Tribal Court

6.000 Determining if There is a Support Order

6.005 Determining if the Division of Child Support (DCS) Must Set Support Administratively When a Support Order Exists

6.020 Determining Which Order to Enforce

6.070 Establishing Support Administratively

7.030 Accepting a Late Hearing Request

7.035 Stipulating to Good Cause and Revisiting a Default Administrative Support Order

See Also: 7.150 Petition to Vacate and Requests for Corrected Decisions

16.005 Determining When to Seek Modification or Adjustment of a Support Order

19.005 Reviewing All Relevant Orders

Previous Policy August 20, 2014

Previous Policy May 29, 2008

Previous Policy

Procedures

A. How are tribal cases different regarding default administrative orders?

1. If DCS entered an order based on inaccurate income information

or if a party had limited abilities that prevented a timely response to service of an administrative notice, DCS may stipulate to good cause. See Section 7.035. On tribal cases, additional remedies to address default orders may exist in tribal court.

2. Contact your Tribal Liaison or the Tribal Relations Team (TRT) with questions.
3. Process, procedure, and pleading forms may vary with each tribe.

B. What do Tribal Liaisons do when they have a tribal case that has an inaccurate Washington administrative default order?

1. The Tribal Liaison reviews the case facts and the tribe involved to determine how to proceed.
2. Based on the case facts, the Tribal Liaison may:
 - a. Work with the tribe to obtain an accurate order through tribal court.
 - b. Review for possible DCS modification, late hearing, or Conference Board.