

ENFORCING A CHILD SUPPORT ORDER

CHILD SUPPORT & ENFORCEMENT

What is Child Support?

Both parents have a legal responsibility to support their children. The Court will order a parent to pay an ongoing monthly amount of child support to the other parent to contribute to the child's basic living expenses.

Child support is calculated using a standard formula that considers both parents' gross income, parenting time with the children, and certain other expenses.

Can I enforce my Child Support Order?

Yes, if child support is not paid, action may be taken to enforce the Court's order.

Custody and child support may be ordered together, but support should not be withheld or paid based on your ability to spend time with the child.

OPTIONS TO ENFORCE CHILD SUPPORT ORDERS

Through the Court:

See Instructions JDF 1800 for guidance on:

- **Verified Entry of Support Judgement (JDF 1813):** A document filed to formalize an amount of unpaid child support that are due for a specific time period. A judgment is required to place a lien on real property or other assets.

- **Contempt of Court (JDF 1816):** A court finding of a violation/non-compliance of a court order; could result in fines and/or jail.

- **Income Withholding (JDF 1801):** An order sent to an employer or other payor of funds that directs them to withhold money from the paying parent's wages and send it to the FSR to pay their support.

Through Child Support Services (CSS):

Apply for free child support services: [Child Support Services Apply](#)

When a paying parent does not pay the full amount of a child support order or does not pay at all, CSS will work to enforce the order.

CSS has the ability to take administrative actions, taken without formal court proceedings, such as:

Driver's/recreational license suspensions
Negative credit reporting
Tax and payment intercepts, and more.

DURATION OF CHILD SUPPORT ORDERS

In Colorado, emancipation occurs, and child support ends automatically when the youngest child on the order reaches 19, in most cases.

Reasons why child support may continue past 19:

- If the child is still in high school or an equivalent program, support continues until the end of the month after graduation, or until they turn 21.
- If both parties agree in writing.
- The child is mentally, or physically disabled and continued support is ordered.

Other ways a child emancipates:

They enter active-duty military, get married, and/or are self-supporting.

Upon emancipation, child support automatically terminates, with no need to file a motion. However, arrears or past due child support must still be paid.

If there are multiple children on the order and one child emancipates, file a Motion to Modify Child Support JDF 1403. See instructions JDF 1403i.

THE FAMILY SUPPORT REGISTRY (FSR)

All child and spousal support (maintenance) payments can be processed through the FSR, including cases managed by Child Support Services, as well as orders not being enforced by Child Support Services.

FSR services include:

- An accurate legal record of all payments.
- Access to payment information 24 hours a day in English and Spanish.
- Access to Customer Service: M-F, 8:00am-5:00pm.

Contact the FSR:

Email: cdhs_fsrcustomerservice@state.co.us

Call: 303-299-9123 (local) or 1-800-374-6558 (national)

Visit the FSR website to login or create an account: [Family Support Registry](#)

RESOURCES

For court help or to locate legal assistance, visit: [Colorado Judicial Self-Help Resources](#)

For information on FREE Child Support Services, visit: [Child Support Services](#)

SAFETY CONCERNS?

Please contact the National Domestic Violence Hotline for assistance.

Call 1-800-799-7233 or visit [The Hotline](#)

Highly trained advocates are available 24/7/365 to talk confidentially with anyone experiencing domestic violence, seeking resources or information, or questioning unhealthy aspects of their relationship.

PREPARING FOR A COURT HEARING

Can I go to court without an attorney?

Yes. If you go to court without an attorney, you are representing yourself and considered "your own attorney."

You are held to the same standards and rules as an attorney.

Will the Judge/Magistrate help me?

No, the Judge/Magistrate is neutral and impartial.

How do I prepare for my court hearing?

Know what you are asking the Judge/

Magistrate to decide.

Be ready to give clear and specific arguments for your position.

Know your case number.

Ensure you have filed all required forms. Check with your court Self Help Center for a list.

Bring your witnesses with you to your court hearing (if you need to subpoena, seek assistance at the Self-Help Center).

Organize your evidence (called exhibits) and bring copies for everyone. Example photos.

Bring a notepad and pen to take notes.

Arrive early and do not bring children with you.