

FAMILY QUIZ 2.

1. The Support Collection Unit may file a Cost of Living Allowance when the Consumer Price Index increases by an annual average greater than:
 - a) 5%.
 - b) 10%.
 - c) 15%.
 - d) 20%.

2. A suspended judgment under a proceeding to commit care, custody and guardianship is for a maximum initial period of:
 - a) 12 months.
 - b) 1 year.
 - c) 24 months.
 - d) 2 years.

3. Unless the father shall have acknowledged paternity in writing, or by paying support, no petition may be filed after the child turns:
 - a) 14.
 - b) 16.
 - c) 18.
 - d) 21.

4. If a child support order of another state shall be modified in New York, the Petitioner must file a certified copy with the issuing court within how many days?
 - a) 20.
 - b) 30.
 - c) 45.
 - d) 60.

5. Support proceedings may be filed wherever the Respondent resides, or is ___.
 - a) found.
 - b) domiciled.
 - c) working.
 - d) sheltered.

6. An Initiating Tribunal must send ___ copies of the petition to commence a UIFSA proceeding.
 - a) 1.
 - b) 2.
 - c) 3.

d) 4.

7. If during the course of a support proceeding the Court directs the filing of a neglect petition, then in the event that the underlying support case is ultimately dismissed the Court must:

- a) dismiss the neglect.
- b) proceed with the neglect.
- c) transfer the neglect.
- d) none of the above.

8. Paternity proceedings may be brought where the parent resides, or is ___.

- a) found.
- b) domiciled.
- c) employed.
- d) sheltered.

9. Clerk's Certificate of Warrant expires in ___ days.

- a) 20.
- b) 30.
- c) 60.
- d) 90.

10. DNA test results are considered rebuttably presumptive of paternity when match equals ___ percentage or higher.

- a) 90%.
- b) 95%.
- c) 97.
- d) 99%.

11. Rebuttals to objections on support cases must be made within ___ days.

- a) 10.
- b) 13.
- c) 15.
- d) 35.

12. A State which makes a Spousal Support order retains continuing exclusive jurisdiction until:

- a) neither party resides there any longer.
- b) both parties consent for another state to modify the order.
- c) both.

d) neither.

13. Which of the following standard child support percentages is incorrect:

- a) 2 children = 25%.
- b) 3 children = 27%.
- c) 4 children = 31%.
- d) 5 children = 35%.

14. Which of the following would not be a proper petitioner under paternity proceedings?

- a) minor parent.
- b) next of kin.
- c) philanthropic organization.
- d) all of the above are correct.

15. In order to commit care, custody and guardianship, the Court must be satisfied at fact-finding hearing by proof which is:

- a) preponderant.
- b) beyond a reasonable doubt.
- c) relevant and material.
- d) clear and convincing.

16. Warrant for child support Respondent may issue in all of the following instances, except:

- a) Respondent did not obey summons.
- b) Summons could not be served.
- c) Respondent has failed to appear.
- d) Respondent poses a danger to Petitioner.

17. Respondent has ___ days to contest validity of out-of-state child support order before it is registered.

- a) 10.
- b) 20.
- c) 30.
- d) 60.

18. Unless emancipated earlier, children are entitled to support until they turn:

- a) 16.
- b) 18.
- c) 20.
- d) 21.

19. In order to register an out-of-state child support order, how many certified copies are necessary?

- a) 0.
- b) 1.
- c) 2.
- d) 3.

20. Court can direct license suspension where child support arrears exceed:

- a) 8 weeks.
- b) 2 months.
- c) 16 weeks.
- d) 4 months.

21. The "Home State" is where a child lived with a parental figure for at least:

- a) 30 days.
- b) 60 days.
- c) 6 months.
- d) 12 months.

22. If the Respondent's income falls below the federal poverty level, then the support order would be ___ dollars per month.

- a) 15.
- b) 25.
- c) 50.
- d) none of the above.

23. Support Magistrates have the power to do all of the following, except:

- a) issue subpoenas.
- b) take oaths.
- c) determine willful violations.
- d) all of the above are correct.

24. Which of the following statements is most accurate?

- a) Support petitions must be verified.
- b) Paternity petitions must be verified.
- c) both.
- d) neither.

25. When the Court has entered a suspended judgment on a proceeding to commit care, custody and guardianship, the case shall be calendared at least ___ days before

expiration of such term.

- a) 20.
- b) 30.
- c) 60.
- d) 90.

26. Electronic testimony is available in support proceedings for all of the following, except:

- a) any inmate who will not be released any time soon.
- b) any party not residing in the same county.
- c) any individual for whom the Court determines that traveling would be a hardship.
- d) all of the above are correct.

27. Service of a summons under Article 6 of the Family Court Act to commit care, custody and guardianship pursuant to section 384b of the Social Services Law is governed by:

- a) Family Court Act.
- b) Civil Practice Law Rules.
- c) Social Services Law.
- d) Surrogates Court Procedures Act.

28. Child support summonses must be served at least how long before the hearing?

- a) 24 hours.
- b) 2 days.
- c) 5 days.
- d) 8 days.

29. If the father dies, paternity petition may proceed in any of the following instances, except where:

- a) he was the petitioner.
- b) he acknowledged paternity in writing.
- c) he held himself out openly and notoriously as the father.
- d) all of the above are correct.

30. If a Respondent is arrested in Yonkers on a Queens Family Court child support warrant, he is to be brought in the first instance before a judge of:

- a) Westchester Family Court.
- b) Westchester Criminal Court.
- c) Queens Family Court.
- d) Queens Criminal Court.

31. At disposition of a petition to commit care, custody and guardianship, the Court may:

- a) Adjourn the case in Contemplation of Dismissal.
- b) issue a Suspended Judgment.
- c) either.
- d) neither.

32. The federal poverty level for a single person is re-determined every year on what date?

- a) January 1st.
- b) March 1st.
- c) April 15th.
- d) May 1st.

33. An individual may petition to vacate an Acknowledgment of Paternity within ___ days of signing, without having to make a showing of fraud, duress, or material mistake of fact.

- a) 30.
- b) 45.
- c) 60.
- d) 90.

34. Income for purposes of child support includes all of the following, except:

- a) Unemployment benefits.
- b) Workers' Compensation.
- c) Social Security.
- d) none of the above.

35. For the Court to issue an Order of Filiation in a non-paternity proceeding, which of the following conditions must be satisfied?

- a) both parents must be present.
- b) both parents must waive filing of paternity petition.
- c) both parents must waive hearing.
- d) all of the above.

36. Support Magistrates are appointed for an initial term of ___ years.

- a) 3.
- b) 5.
- c) 7.
- d) 10.

37. Regarding guardianships, the Family Court has the same powers as:

- a) County Court & Supreme Court.
- b) County Court & Surrogates Court.
- c) Supreme Court & Surrogates Court.
- d) County Court, Supreme Court, & Surrogates Court.

38. Upon determining that a child support order has been willfully violated, the Court may do any or all of the following, except:

- a) issue a money judgment.
- b) incarcerate Respondent for 6 months.
- c) require 3 years' worth of undertaking.
- d) all of the above are correct.

39. If Social Services brings petition for paternity on behalf of a pregnant woman, and the Respondent denies paternity, proceedings shall stay until ___ days post-birth.

- a) 20.
- b) 30.
- c) 60.
- d) 90.

40. Family Court must decide objection to denial of challenge to license suspension within how many days?

- a) 20.
- b) 35.
- c) 45.
- d) 60.