

## Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) Checklists in Wayne County

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These instructions apply to all persons filing a Petition or Complaint under the Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) in Wayne County. All filings shall be made pursuant to the general instructions found on the [Family Domestic/FOC Filing Instructions](#) Page at the Third Circuit Court Website. Please note that all UCCJEA forms can be found on the [Family Domestic/FOC Filing Forms](#) Page at the Third Circuit Court Website.

In general, the UCCJEA, MCL 722.1101-722.1406, only governs out of state child-custody determinations, which means a judgment, decree, or other court order providing for legal custody, physical custody, or parenting time with respect to a child. The UCCJEA **does not** govern orders relating to child support or other monetary obligations. Instead, the Uniform Interstate Family Support Act (UIFSA), MCL 552.2101-552.2905, governs out of state child support orders. UIFSA matters cannot be combined with UCCJEA matters; a separate case is required. Please note that UIFSA filing instructions can be found on the [Family Domestic/FOC Filing Instructions](#) Page at the Third Circuit Court Website.

### **INSTRUCTIONS:**

**Option #1: If there is a previous child custody determination that was issued by another state or foreign country AND you want to **REGISTER** that out-of-state or foreign country's child custody determination, the party or attorney shall:**

- File the following documents to submit to the Court's jurisdiction:
  - ☐ [UCCJEA Child Custody Coversheet \[UCCJEA Form 10\]](#);
    - Check box #2(a) on Coversheet to declare the intent to register an out-of-state or foreign country child custody determination.
  - ☐ A [Verified Petition for Registration \[UCCJEA Form 1\]](#);
  - ☐ A [Confidential Case Inventory Form \[SCAO Form MC 21\]](#);
  - ☐ A [Uniform Child Custody Jurisdiction Enforcement Act Affidavit \[SCAO Form MC 416\]](#);
  - ☐ A letter, petition, or other document requesting registration;
  - ☐ A certified copy of the out-of-state or foreign country child custody determination sought to be registered, and a statement under penalty of perjury that, to the best of the knowledge and belief of the person seeking registration, the child custody determination has not been modified;
  - ☐ Include the name and address of the person seeking registration and of each parent or person acting as a parent who has been awarded custody or parenting time in the child custody determination sought to be registered; **AND**
  - ☐ (**\*OPTIONAL\***) If the party filing for registration of the child custody determination wants their address to remain confidential and provide an alternate mailing address, they may file [UCCJEA Form 11](#). Please note that this form ***MUST*** be notarized.

**Option #2: If there is a previous child custody determination that was issued by another state or foreign country AND you want **IMMEDIATE ENFORCEMENT** (without a prior or simultaneous registration) of that out-of-state or foreign country's child custody determination, the party or attorney shall:**

- Pay the necessary fees and file the following documents to submit to the Court's jurisdiction:
  - ☐ [UCCJEA Child Custody Coversheet \[UCCJEA Form 10\]](#);
    - Check box #2(b) on Coversheet to declare the intent to immediately enforce an out-of-state or foreign country child custody determination.
  - ☐ A [Verified Petition for Immediate Enforcement \[UCCJEA Form 9\]](#);
  - ☐ A [Confidential Case Inventory Form \[SCAO Form MC 21\]](#);
  - ☐ A [Uniform Child Custody Jurisdiction Enforcement Act Affidavit \[SCAO Form MC 416\]](#);
  - ☐ A Petition for Immediate Enforcement that explains why the Court should enforce the out-of-state or foreign country's order and return the children to the Petitioner;
  - ☐ A certified copy of the out-of-state or foreign country child custody determination sought to be enforced, and a statement under penalty of perjury that, to the best of the knowledge and belief of the person seeking enforcement, the statements being made are true;
  - ☐ Include the name and address of the person seeking enforcement and of each parent or person acting as a parent who has been awarded custody or parenting time in the child custody determination sought to be enforced; **AND**
  - ☐ (**\*OPTIONAL\***) If the party filing for immediate enforcement of the child custody determination wants their address to remain confidential and provide an alternate mailing address, they may file [UCCJEA Form 11](#). *Please note that this form MUST be notarized.*

**Option #3: If there is a previous child custody determination that was issued by another state or foreign country that was **PREVIOUSLY REGISTERED AND CONFIRMED WITH THIS COURT AND YOU WANT TO ENFORCE** that out-of-state or foreign country's child custody determination, the party or attorney shall:**

- Pay the necessary motion fee and file the following documents under the **previously registered case number** to submit to the Court's jurisdiction:
  - ☐ A Motion to Reopen the Registration case for the purpose of enforcing the previously registered foreign judgment; and providing an explanation for why this Court should enforce the out of state or foreign country's order.
  - ☐ A [Verified Petition for Enforcement after Entry of Order Confirming Registration \[UCCJEA Form 9a\]](#);
  - ☐ A [Confidential Case Inventory Form \[SCAO Form MC 21\]](#);
  - ☐ A [Uniform Child Custody Jurisdiction Enforcement Act Affidavit \[SCAO Form MC 416\]](#);
  - ☐ A certified copy of the out-of-state or foreign country child custody determination sought to be enforced, and a statement under penalty of perjury that, to the best of the knowledge and belief of the person seeking enforcement, the statements being made are true;
  - ☐ Include the name and address of the person seeking enforcement and of each parent or person acting as a parent who has been awarded custody or parenting time in the child custody determination sought to be enforced; **AND**
  - ☐ (\***OPTIONAL**\*) If the party filing for enforcement of the child custody determination wants their address to remain confidential and provide an alternate mailing address, they may file [UCCJEA Form 11](#). *Please note that this form MUST be notarized.*

**Option #4: If there is a previous child custody determination that was issued by another state or foreign country AND you want to **MODIFY** that out-of-state or foreign country's child custody determination, the party or attorney shall:**

- Pay the necessary fees and file the following documents to submit to the Court's jurisdiction:
  - ☐ [UCCJEA Child Custody Coversheet \[UCCJEA Form 10\]](#);
    - Check box #2(c) on Coversheet to declare the intent to modify the out-of-state or foreign country child custody determination.
  - ☐ [Certificate on Behalf of Plaintiff Without Ex Parte Interim Order for Custody, Support, And-or-Parenting Time, OR Certificate on Behalf of Plaintiff With Ex Parte Interim Order for Custody, Support, And-or-Parenting Time](#);
  - ☐ A [Confidential Case Inventory Form \[SCAO Form MC 21\]](#);
  - ☐ A [Uniform Child Custody Jurisdiction Enforcement Act Affidavit \[SCAO Form MC 416\]](#);
  - ☐ A Complaint for Modification that meets the requirements set forth under the UCCJEA, alleging averments of this Court's jurisdiction over the children under MCL 722.1203(a) or (b), **AND** the necessary averments regarding modification of custody under Michigan's Child Custody Act, MCL 722.21-722.31;
  - ☐ A certified copy of the out-of-state or foreign country child custody determination sought to be modified;
  - ☐ Include the name and address of the person seeking modification and of each parent or person acting as a parent who has been awarded custody or parenting time in the child custody determination sought to be modified; **AND**
  - ☐ (**\*OPTIONAL\***) If the party filing for modification of the child custody determination wants their address to remain confidential and provide an alternate mailing address, they may file [UCCJEA Form 11](#). *Please note that this form MUST be notarized.*
- Petitioner must serve the Summons, a copy of the Complaint, and all attachments on the opposing party pursuant to the Michigan Court Rules. See MCR 3.214 (which provides that actions under the UCCJEA, MCL 722.1101 *et seq.*, are governed by the rules applicable to other civil actions, including MCR 2.102 and MCR 2.105).