# Handout 7: License Suspension and Non-renewal

The License Suspension and Non-renewal enforcement remedy is used to initiate and monitor the suspension of professional, occupational, recreational, and motor vehicle licenses. NJKiDS interfaces with the New Jersey Motor Vehicle Commission (MVC) to receive driver's license, address, and date-of-birth information for non-custodial parents (NCP) and matches that information against existing information on NJKiDS. If information on the NCP and custodial parent (CP) is missing, NJKiDS will update the **Member Licenses** page and the **Address History** page with the information received through the interface. NJKiDS selects the NCP's New Jersey driver's license for suspension if he or she does not appeal the notice or establish a payment plan within 35 calendar days. The system also monitors cases for license restoration, depending on compliance. A reinstatement order is not necessary because the system interfaces with the MVC daily.

NJKiDS searches for cases and generates a list of those meeting the eligibility criteria for license suspension. The system sends a task for each eligible case to the Probation Child Support Enforcement (PCSE) Unit staff member who owns the case and is assigned to the **Probation Enforcement Worker Role**, **RP035**. The tasks are issued at a case level through the system. The PCSE staff member reviews each case on the **Manage Tasks** page for use of the remedy. When the user manually selects or approves an eligible case, the system generates the Notice of Proposed License Suspension for Child Support Purposes (CS130) and the License Response Form (CS131).

NJKiDS also supports an interface with the Division of Consumer Affairs to process license suspensions for professional licenses other than driver's licenses. NJKiDS receives a file from Consumer Affairs and matches it against existing members on NJKiDS. The system updates member addresses on the **Address History** page if the address information received from Consumer Affairs does not already exist in NJKiDS. The system also updates license information on the **Member Licenses** page if that information does not already exist. The staff member assigned to the case receives a Institute for Families, School of Social Work Notification when any new information is added to Member Licenses page. When information is received on a member, the Case Journal is updated and viewable on the Case Journal page.



Consumer Affairs denies licenses on the basis of a file of delinquent child support obligors received from NJKiDS.

## **Case Selection Criteria**

NJKiDS will select a case for License Suspension only if the following conditions are met:

- The case is an open IV-D case.
- A motor vehicle license type and number must be recorded on the **Member** Licenses page with a Verification Status set to Confirmed Good.
- For license types other than motor vehicle, a record exists on the Member Licenses page with a license number recorded and a Verification Status set to Confirmed Good.
- Arrears must be equal to or greater than the support obligation due for six months.
- An address exists for the member on **Address History** page.
- There have been no regular payments received in the past 45 calendar days.
- The NJKiDS system date is later than the original support order effective date plus 45 calendar days.
- The NJKiDS system date is the same as or later than 60 calendar days from the date the most recent **License Suspension** activity chain closed.

The following conditions will prevent a case from being selected for this remedy:

- A License Suspension activity chain is already open in active mode on the Enforcement Processes page for the same member, license number, or case ID combination.
- The License Suspension remedy on the case is marked exempt, or the case is marked enforcement exempt.
- The member is in Chapter 13 bankruptcy.
- A Relief to Litigants Rights (RLR) activity chain is already open in active mode on the Enforcement Processes page for the same member, license number, or case ID combination.
- The member is deceased, incarcerated, or institutionalized, as recorded on the **Member Demographics** page.

# **Member Licenses Pages**

The **Member Licenses** pages are used to view, add, and update license data for individual members. License information captured through interfaces with the MVC and the Division of Consumer Affairs, as well as data entered manually by the user, is recorded on the **Member Licenses** page.

## **Bench Warrants and License Suspension**

Effective April 1, 2019 and until further notice, the Child Support Program will not automatically suspend an obligor's driver's license upon the issuance of a bench warrant for failure to comply with a child support obligation. These license suspensions are not occurring while the Child Support Program implements new procedural due process safeguards required by the Kavadas v. Martinez court decision. NJKiIDS will stop sending new suspension transactions to the Motor Vehicle Commission (MVC) to effectuate this change. Bench warrants issued for failure to appear are not impacted and will still result in a license suspension where appropriate. Obligors whose driver's license is already in a suspended status must take the necessary steps to have their license reinstated. The Member Licenses page on NJKiDS will continue to reflect the member's license status accurately. Please note that if an obligor with multiple cases was subject to license suspension for any case, their license status will show as suspended as the Member Licenses page is at the member-level. In addition, the CS594 (renamed the Notice of Intent to Request Issuance of Bench Warrant) shall contain more comprehensive information regarding action needed by the obligor to avoid the issuance of a warrant and will no longer be an optional form in the Bench Warrant Processing activity chain on NJKiDS. The CS594 will be generated in every case where a bench warrant is being considered followed by a required ten business day waiting period to provide the obligor with an opportunity to respond.

The entry **S–Suspended** in the **License Status** field indicates that NJKiDS has, through a batch, advised MVC to suspend the NCP's license by operation of law. When the litigant resolves the child support warrant, the **License Status** field on the **Member Licenses** page will be updated from **S–Suspended** to **R–Restored**, which will only change the status of the suspension with MVC. The litigant will still need to get the license reinstated by MVC. If the litigant states that the license has been suspended, but the **Member Licenses** page indicates otherwise, the suspension could be due to another violation that is not related to child support.

Page Name	Function
Member Licenses	View the existing professional, occupational, motor vehicle, and recreational license data for a member
Update Member Licenses	Modify existing professional, occupational, motor vehicle, and recreational license data for a member
Add Member Licenses	Add professional, occupational, motor vehicle, and recreational license data for a member

#### Member Licenses Pages

### License Suspension and Non-renewal Process

Cases selected for driver's license suspension must have a license on record. Once the system selects eligible cases for license suspension, the assigned PCSE Unit staff member will receive a task. The process will always be manual once the staff member receives the task.

## **License Suspension Renewal Process:**

The PCSE Unit staff member assigned to the case performs the process outlined below:

- 1. Navigate to the **Enforcement Processes** page.
- 2. In the row for **License Suspension and Non-renewal**, click on **New** to start the remedy (figure 1).
- 3. A list of licenses will appear.
  - a. Move the cursor to the line displaying the license to highlight and select. (Individual activity chains can be opened for each license.)
- 4. Click the **Start New Remedy** button (figure 2).
  - The activity chain advances to **Worker Review**.

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- 5. Click the **Update** button (figure 3).
  - The worker review time frame is 10 business days.
  - The activity chain will rest on the blue **In Progress** line for **Worker Review** (figure 4).

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#### Figure 3: Enforcement Processes Page, Start Activity View

- 6. After reviewing the case, double-click on the blue **In Progress** line (figure 4).
- To start the remedy process, choose the radio button next to Request Supervisor Approval.
  - A list of five action choices will be displayed. For the purpose of this demonstration, Request for Supervisor Approval–Record Supervisor Approval of the Remedy has been chosen (figure 5).

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Figure 4: Enforcement Processes Page, Worker Review in Progress

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Figure 5: Enforcement Processes Page, Update Activity View for Worker Review

- 8. Click the **Update** button.
  - A task goes to a supervisor to approve or disapprove the remedy, and the activity chain will rest on the blue **In Progress** line for **Record Response of Supervisor–Record Supervisor Approval of Remedy**.
  - A task will be received when the supervisor approves or disapproves the remedy.
- 9. Double-click on the blue **In Progress** line (figure 6).
  - There are two choices, **Approved for the Remedy–Record NCP Response** to Notice, or **Disapproved–Activity Chain Closes**.
- 10. Select the first choice, **Approved for the Remedy–Record NCP Response to the Notice** (figure 7).
- 11. Click the **Update** button.
  - Generate the following two documents: The Notice of Proposed License Suspension for Child Support Non-compliance (CS130) (figure 8) informs the NCP of the pending license suspension, and the License Suspension Response Form (CS131) (figure 9) gives the NCP an opportunity to respond to the pending suspension.
    - The NCP has 35 days to fill out the CS131 and return it to the PCSE Unit staff member assigned to the case.
    - If the NCP does not respond, a task goes to the PCSE Unit staff member's supervisor to approve the submission of paperwork to the judge to suspend the NCP's license.
    - If the NCP returns the form, he or she can contest the action or agree to a compliance schedule.

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Figure 6: Enforcement Processes Page, Record Supervisor Approval of the Remedy in Progress

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# Figure 7: Enforcement Processes Page, Update Activity View for Record Supervisor Approval of the Remedy

Institute for Families, School of Social Work Rutgers, The State University of New Jersey

Pi New Jersey Child Support System - Training Webpage Dialog	<b></b>
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BURLINGTON COUNTY Probation Division, Child Support Enforcement 50 RANCOCAS RD P.O.BOX 6855 MOUNT HOLLY, NJ 08060-1349 Website: www.njchildsupport.org Fax:	(877)655- 4371
VELAZQUEZ JUDITH Docket Number:	and the second se
Plaintiff X Obligee Obligor Case ID: vs.	
NOTICE OF PROPOSED LICENSE SUSPENSION FOR CHILD SUPPORT NON-COMPLIANCE	-
As of this date, the records of the Probation Division show that:	
X your child support arrearage is equal to or exceeds the amount of support payable for six months and/or you the arrearage through an income withholding or as required by a court-ordered schedule;	ı are not paying
you have failed to provide health insurance for your child within six months of being ordered to do so coverage for six months or more; and/or	or to maintain
there is a warrant for your arrest pending due to your failure to appear at a child support hearing or failure to child support order.	o comply with a
As required by N.J.S.A. 2A:17-56.41 et seq., you are hereby notified that your driver's, professional , or occupational other license or certification needed to work in New Jersey will be suspended unless you take one of the following a below:	license and any actions checked
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Figure 8: Notice of Proposed License Suspension for Child Support Non-Compliance

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License Suspension Response Form		
Name:		
Home Address: (please print)		
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Informing the Probation Division that I am not the perso is proof of my identity (see attached copy of New Jersey	on named in the Notice of Proposed License Suspension. Attached v driver's license and Social Security card).	
Informing the Probation Division that there is a motion is Superior Court that was filed prior to the postmark date of the filing of the motion).	for modification of the child support order pending in the e of the Notice of Proposed License Suspension (attached is proof	
Requesting a hearing to contest the proposed license su	uspension action because (check one or more):	
I do not owe child support equal to at least size	x months of payments.	
I am paying the child support arrearages thro with a prior court order.	ough income withholding or in accordance	
I was not ordered to provide health insurance	e for my children.	
A license suspension would create a hardship	o on myself, my current family, or my employees.	
I am involuntarily unemployed or disabled.		
The foregoing statements made by me are true to the best of made by me are willfully false, I am subject to punishment.	of my knowledge. I understand that if any of these statement	~
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Figure 9: License Suspension Response Form

- 12. The activity chain will rest on Record NCP Response to Notice.
  - When 35 days have elapsed, the PCSE Unit staff member assigned to the case will receive a task.
  - The task will take the staff member to the blue In Progress line.
- 13. Double-click the **In Progress** line (figure 10).
- 14. Choose No Response–Record Supervisor Approval for Suspension.
  - A list of four action options will display. For the purposes of this demonstration, the No Response–Record Supervisor Approval of Suspension option has been chosen (figure 11).

- 15. Click the **Update** button.
  - The Civil Action Order–License Suspension (CS132) will open (figure 12). Changes can be made to the document and saved.
  - The Certification in Support of Proposed License Suspension (CS133) will open (figure 13); changes can also be made to this document and saved.

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Figure 10: Enforcement Processes Page, Record NCP Response to Notice in Progress

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System	Home > License Suspension and Non Reneval > Activity List View > Update Activity View Update Activity	^
C Enforcement	You have chosen to update the action Record NCP Response to Notice O NO LONGER ELIGIBLE FOR REMEDY - Activity Chain Closes	Documents
Æ Establishment	NO RESPONSE - Record Supervisor Approval of Suspension     O COMPLIANCE SCHEDULE AGREED TO PRIOR TO SUSPENSION - Record Supervisor Approval of Compliance Schedule	Certification in Support OF Proposed License Suspension - CS133 Civil Action Order - License Suspension - CS132
💥 Tools	O CONTEST RECEIVED ~ Record Supervisor Approval to Schedule Hearing 1. For this demonstration	n, the option
③ History ← →	to approve has been cho	sen.
	Time Frames	A
	Allotted Time 35 Start Date 05/15/2019 Due Date 06/19/2019 Alert Date 0	5/15/2019 Action Date 05/15/2019
	Next Activity  Allories Time E Start Data 05/15/0010 Dise Data 05/02/0010 Allort	Data 06/15/0010 Action Data
		Action Date
	Special Notes	
	Subject NO RESPONSE ~ Record Supervisor Approval of Suspension	
	☆ ② 切 β β Λ β ≡ 主 言語 (注語) (2) (2) (2) (2) (2) (2) (2) (2) (2) (2	~
	✓ Done	NJCSI-C-LT57 Site Map Error Detail

Figure 11: Enforcement Processes Page, Update Activity View for Record NCP Response to Notice

New Jersey Child Support System - Training	g Webpage Dialog	<b>X</b>
CS132 - CIVIL ACTION ORDER - LICENSE SUSPENSION		
		Save Changes
BURLINGTON COUNTY Probation Division, Child Support Enforcemen 50 RANCOCAS RD P.O.BOX 6555 MOUNT HOLLY, NJ 08060-1349 Website: www.njchildsupport.org	t	(877)655- 4371 Fax:
Plaintiff X Obligee Obligor	SUPER CHANCE Docket	IOR COURT OF NEW JERSEY RY DIVISION, FAMILY PART Number: Case ID:
CIVIL	ACTION ORDER - LICENSE SUSPENSION	
In accordance with child support regulations N.J. Division and the Court having found that the ob was served with a Notice of Proposed License within the time exercised on	S.A. 2A:17-56.41 <i>et seq.</i> , this matter being opened to igor, who resides at 2 Suspension pursuant to <i>N.J.S.A. 2A:17-56.41</i> and failed	the Court by the Probation
requested a hearing to contest the proposed appropriate notice of the hearing; or	license suspension but failed to appear at the hearing a	fter being served with
failed to show the court why the obligor's lice	nse or licenses should not be suspended; or	
failed to comply with an Order to pay arrear	ges that was entered into to avoid the license suspensio	n process.
IT IS ON THIS 15 DAY OF MAY, 2019, ORDERED TH	AT:	
X the obligor's New Jersey driver's license num further Order of this Court; and/or	ber be suspended by the Motor Vehi	cle Commission until
all professional or occupational license(s) issi authorities until further Order of this Court in	ued by the State of New Jersey to the obligor be suspend icluding:	ed by the licensing
License Type	License/Cert. No.	Authority
This Order is effective immediately and may be obligor identified by the Probation Division in th	amended to include additional professional or occupa future without further notice to the obligor.	ational licenses held by the $\checkmark$
V Done		Error Detail

Figure 12: Civil Action Order–License Suspension

🧿 New	v Jersey Child Support System - Training Webpage Dialog	x			
CS133 -	- CERTIFICATION IN SUPPORT OF PROPOSED LICENSE SUSPENSION				
	ୟ Save Cha	inges			
BUR Proba 50 RAI P.O.BC MOUN Websit	RLING TON COUNTY tion Division, Child Support Enforcement NCOCAS RD 0X 8555 VT HOLLY, NJ 08080-1349 te: www.njohildsupport.org (877)655- 4371 Fax:	^			
Plaintif	iff X Obligee Obligor vs. Docket Number: dant Obligee X Obligor				
	CIVIL ACTION - CERTIFICATION IN SUPPORT OF PROPOSED LICENSE SUSPENSION OF OBLIGOR				
l,	Probation Officer, certify that:				
1.	I is the obligor of a child support order requiring the payment of <b>\$ 148.00 WEEKLY</b> .				
2.	As of <b>05/15/2019</b> the obligor				
	x owes \$ 34,934.81 in past-due child support which is equal to at least the amount of support payable for six months and is not paying the arrearage through an income withholding or as required by court-order;				
	has failed to provide health insurance for the child or children specified in the Order within six months of being ordered to do so; and/or				
3.	The Probation Division has been unable to compel payment through the use of income withholding, the withholding of civil lawsuits, or an execution on assets.				
4.	A notice of Proposed Licenses Suspension was sent to the obligor on by certified and regular mail.				
	The obligor received the certified mail on 🔤 . Attached is a copy of the certified Mail receipt.				
	Obligor declined to claim certified mail per attached United States Postal Service Track and Confirm.				
	Regular mail has not been returned as of 🔤 .				
5.	At least 30 days have passed since the date the Notice was postmarked and the obligor has not paid the arrearage in full, provided proof of health insurance, surrendered in response to the warrant, or requested a hearing.				
The foregoing statements made by me are true to the best of my knowledge. I understand that if any of these statements made 🎽					
🖌 Don	e Error Dets	ail			

Figure 13: Civil Action-Certification in Support of Proposed License Suspension of Obligor

• The chain will rest on **Record Supervisor Approval of Suspension** (figure 14).

16. Double-click on the **In Progress** line.

• The supervisor will receive a task to approve or disapprove the suspension. If the supervisor approves, the saved CS132 and CS133 documents will appear on page. The supervisor will be able to edit the documents at this step and approve them. Once approved, a notification regarding the executed order will be sent to the assigned PCSE Unit staff member.

	nforcement Processes					YOLANDA GLOVER 05/15/2019 01:29:06 PM	☆	ሳ
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중 Financials	Case Title PLAINTIFF VS DEFENDANT	IV	A / IV-E Case ID		Docket		Family Violence N - M	10
System	Home > License Suspension and Non Renewal >	Activity List View						_^
Enforcement	List View Process History Graphic Vie Displaying All Activities	w Plan View						-
🔊 Establishment	Group	Action	Status	Started On	Due On	Updated On	Days Elapsed	
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() History ← →	RECORD RESPONSE OF SUPERVISOR	Record Supervisor Approval of the Remedy	COMPLETED. APPROVED FOR THE REMEDY - Record NCP Response to Notice	05/15/2019	05/22/2019	05/15/2019	0	
	RECORD NCP RESPONSE	Record NCP Response to Notice	COMPLETED. NO RESPONSE - Record Supervisor Approval of Suspension	05/15/2019	06/19/2019	05/15/2019	0	
		Record Supervisor Approval of Suspension	IN PROGRESS	05/15/2019	05/22/2019		0	
		Record Supervisor Approval of Restoration	~	_			0	11
	SUPERAISOR APPROVAL.	Record Supervisor Approval of Compliance Schedule	Do	uble-click			0	
			In Progress Completed	Remedy Closed	i			~
_	i Process successful					NJCSI-C-LT57	Site Map Error I	Detail

Figure 14: Enforcement Processes Page, Record Supervisor Approval of Suspension In Progress

17. Click the radio button next to **Compliance Schedule Not Satisfied–Suspension Approved–Await Judge's Signature** (figure 15).

<b>NEXIDS</b> Deserve Support Enfo	prcement Processes		ሳ			
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Constabilitation	Case ID* ENFP Status O - OPEN Calculate	ADSLO Print Court Summary Report Q. Fin	d			
	Enforcement > Case Processing > General > Enforcement Processes					
Case Management	CP Case Type NPN - FORMER ASSISTANCE	Office 051 - BURLINGTON-PROBATIC Confidential N - NO				
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le Establishment	O COMPLIANCE SCHEDULE NOT SATISFIED - SUSPENSION DISAPPROVED ~ Monitor Compliance O ORDER TO SUSPEND APPROVED ~ Await ludre's Signature	Certification in Support OF Proposed License Suspension - CS133				
	O ORDER TO SUSPEND DISAPPROVED - Activity Chain Closes 1. For this demonstration, the opt	tion				
🛪 Tools	to approve has been chosen.					
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Subject (COMPLIANCE SCHEDULE NOT SATISFIED - SUSPENSION APPROVED - Awail Judge's Signature						
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			~			
	V Done	NJCSI-C-LT57 Site Map	ail			

Figure 15: Update Activity View for Record Supervisor Approval of Suspension

- 18. Click the **Update** button.
  - The CS132 (figure 16) and CS133 (figure 17) documents appear again. Changes can be made to the documents and saved.
  - Once the changes are saved, the activity chain advances to Await Judge's Signature (figure 18). Figures 19 and 20 show the pages that the judge will see at this step.
  - The judge or the judge's designee will receive a **Task** to electronically affix his or her signature. Once the judge approves the suspension, the forms will open with the judge's signature already affixed because he or she is the one approving the order. If a designee is approving the order for the judge and he or she is the designee for more than one judge, a drop-down menu will appear to the right of the page, and the designee will choose the appropriate judge.
  - Once the judge's signature is affixed, the documents are generated, and the activity chain will rest on **Monitor for Restoration**.



Figure 16: Civil Action Order–License Suspension



#### Figure 17: Civil Action–Certification in Support of Proposed License Suspension of Obligor

	<b>NEXIDS</b> Enfo	orcement Processes					YOLANDA GLOVER 05/15/2019 01:49:20 PM	4	ወ
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MONITOR FOR RESTORATION Monitor for Restoration 0		MONITOR FOR RESTORATION	Monitor for Restoration					0	
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Process successful     NJCSI-C-LT57 Site Map     Firor Deta		Process successful					NJCSI-C-LT57	Site Map	Detail

Figure 18: Enforcement Processes Page, Await Judge's Signature in Progress









#### Restoration

- 1. Double-click on the blue In Progress line for Monitor for Restoration.
  - The available choices will be **Eligible for Restoration–Worker Review** or **Ineligible for Restoration**, which leaves the review chain at **Monitor for Restoration**.
- 2. Click on the radio button next to **Eligible for Restoration**.
- 3. Click the **Update** button.
- 4. Double-click on the blue **In Progress** line.
  - The activity chain will rest on the blue In Progress line for Worker Review.
- 5. Double-click on the blue In Progress line for Worker Review. Note: When this In Progress line is clicked, NJKiDS will show a list of choices. Some of the choices are not relevant to the *restoration* process; they will take you to *license suspension*, but the license has already been suspended. The last two choices listed—Eligible for Restoration–Record Supervisor Approval of Restoration and Ineligible for Restoration–Monitor for Restoration—relate to restoration.
- 6. Click on the radio button next to Eligible for Restoration–Record Supervisor Approval of Restoration.
- 7. Click the **Update** button.
  - The following documents will appear on page: Civil Action Order–License Restoration (CS134) and Civil Action–Certification in Support of License Restoration (CS135).
- 8. Make changes to the documents and click the **Save** button.
  - A task is sent to the supervisor to approve or disapprove the activity chain, and the chain will rest on the blue **In Progress** line for **Supervisor**

#### Approval–Record Supervisor Approval of Restoration.

 Double-click on the blue In Progress line for Supervisor Approval–Record Supervisor Approval of Restoration.

- The two choices available for selection are License Restoration Approved– Await Judge's Signature and License Suspension Disapproved–Monitor for Restoration.
- 10. Click on the radio button next to License Restoration Approved–Await Judge's Signature.
- 11. Click the **Update** button.
  - The following documents will appear on page: Civil Action Order–License Restoration (CS134) and the Civil Action–Certification in Support of License Restoration (CS135). The supervisor can make and save changes to the documents.
  - The assigned staff member will receive a task when the supervisor approves or disapproves the restoration step of the remedy.
- 12. Click the **Update** button.
  - The activity chain will rest on the blue **In Progress** line for **Acquire Judge's Signature–Await Judge's Signature**.
  - The judge or the judge's designee will receive a task to electronically affix his or her signature. Once the judge approves the suspension, the forms will appear on page with the judge's signature already affixed because he or she is approving the order. If the designee is approving the order for the judge and he or she is the designee for more than one judge, a drop-down menu will appear on page and the designee will choose the appropriate judge.
  - The activity chain will rest on **Close Activity Chain–Remedy closed**.