

IN THE DISTRICT COURT OF _____ COUNTY
STATE OF OKLAHOMA

In Re the Marriage of:

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)
)
) **Case No.:** _____
)
) **Judge:** _____
)
) **Family Group No. (FGN):** _____
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CHILD SUPPORT ORDER

On _____, this matter came before the Court to determine child support issues.

Child Support Services (CSS):

- evidences its agreement with this Order through the signature of its attorney, or
- is not a necessary party under 43 O.S. § 112(F) and has disclaimed interest in this proceeding.

Petitioner is the Mother or Father, and appears:

- in person, pro se;
- in person, with counsel _____;
- by telephone;
- not;
- not, being in default;
- not, having previously signed this Order; or
- not, represented by counsel _____.

Respondent is the Mother or Father, and appears:

- in person, pro se;
- in person, with counsel _____ ;
- by telephone;
- not;
- not, being in default;
- not, having previously entered an appearance and waiver; or
- not, represented by counsel _____ .

Other persons appear _____ .

The Court, being informed by evidence presented and hearing from the parties, finds that it has jurisdiction over the parties and the subject matter of this action. The Court, therefore, **FINDS, ORDERS, AND DECREES AS FOLLOWS:**

1. THE FOLLOWING CHILD(REN) IS THE SUBJECT OF THIS ACTION:

Name	Date of birth	Sex
1.		
2.		
3.		
4.		
5.		
6.		

2. CURRENT CHILD SUPPORT. Petitioner Respondent is the child support Obligor and has a duty to provide support for the minor child(ren) who is the subject of this action and current support in the amount of _____ per month, in accordance with the attached Support Computation Sheet (line 27). Payment shall begin _____ and continue on the same day of each month thereafter, until the child(ren) reach(es) eighteen years of age. Provided, that if the last minor child residing with the custodian reaches eighteen years of age and is still attending high school, child support shall continue until twenty years of age, as long as the child is regularly enrolled in and attending high school, including other means of high school education or an alternative high school education program.

The child support obligation is set in accordance with the Child Support Guidelines without deviation and a copy of the Child Support Computation Sheet is attached hereto.

The Court deviates from the Child Support Guidelines as they result in an amount that is inequitable, unreasonable under the circumstances, and/or not in the best interests of the child(ren), and in support of the deviation the Court finds the following:

3. MEDICAL SUPPORT.

A. Medical Support Definitions.

"Reasonable in cost" means dependent coverage does not exceed five percent of the party's gross income.

"Reasonable in cost" for Father is an amount not to exceed _____ per month.

"Reasonable in cost" for Mother is an amount not to exceed _____ per month.

"Accessible" means there are available providers appropriate to meet the child(ren)'s individual health care needs within 60 miles one-way from the primary residence of the child(ren).

B. Medical Support Orders. (Choose one from options 1, 2, or 3.)

Option 1: Employer-sponsored or other group medical insurance is available and is ordered. Petitioner Respondent has dependent health insurance in effect or available through an employer-sponsored or other group plan and shall provide the insurance until further Order of the Court.

The employer-sponsored or other group medical insurance premium exceeds the five percent reasonable cost standard. However, the Court orders coverage in excess of the standard based on the agreement of the parties or in the child(ren)'s best interests.

Petitioner Respondent shall provide the insurance until further Order of the Court.

- Option 2: Alternative health coverage ordered. Petitioner, Respondent, or other, specify name and relationship to child(ren):

_____ has alternative health coverage for the child(ren) in effect or available as described below and is ordered to maintain the coverage as long as the child(ren) continues to be eligible.

- a. Indian Health Services. Child(ren) is eligible or believed to be eligible for Indian Health Services. The parents shall cooperate fully to enroll the child(ren) in the tribe and, if CSS is a necessary party, provide a copy of the card or other documentation to the child support office. Tribal affiliation:

_____. If the child(ren) is determined eligible for Indian Health Services, other health care coverage for the child(ren)

is required is not required.

- b. Department of Defense (DOD). Child(ren) is believed to be eligible for or enrolled in the DOD managed health care program. The name of the DOD sponsor is _____. The parents shall cooperate fully in enrolling the child(ren) in the Defense Enrollment Eligibility Reporting System (DEERS) and, if CSS is a necessary party, provide a copy of the identification card to the child support office. Whenever DEERS coverage ceases to be available, health insurance shall be provided by Petitioner Respondent through an accessible employer-sponsored or other group plan at a cost not to exceed _____ per month.

- c. Step-parent health insurance. Child(ren) is covered under health coverage through _____ and provided by _____, current spouse of Petitioner Respondent. In the event that health coverage is no longer being provided by the step-parent, Petitioner Respondent shall provide accessible health insurance coverage at a cost not to exceed _____ per month.



- d. Other alternative coverage. _____ shall provide health coverage for the minor child(ren) in this case through the following coverage type _____.
- Option 3: Cash medical.
- There is no information regarding available insurance coverage;
- There is no insurance coverage available; or
- The available insurance coverage is not:
- reasonable in cost; OR
- accessible to the minor child(ren).
- a. The Court orders Petitioner Respondent to pay Cash Medical Support in the amount of _____ per month. The Cash Medical Support is included in the child support amount ordered above.
- b. All Cash Medical Support is paid through the Oklahoma Centralized Support Registry as outlined below OR the Cash Medical Support shall be paid to the other parent as part of the child support payment ordered above. The Cash Medical amount shall be discontinued when health insurance becomes available at a reasonable cost and the child(ren) is enrolled in the insurance plan unless ordered due to family violence issues. The party providing insurance must provide proof to the Court, CSS (if a necessary party), and the other party that the child(ren) is covered by the insurance plan. The Cash Medical shall be terminated by notice sent to the parties by regular mail.
- c. If the child(ren) is not covered by dependent health insurance, alternative health coverage, or a government medical assistance program, the custodial person is ordered to apply immediately on behalf of the child for government medical assistance (such as SoonerCare or similar program) unless the Court finds otherwise. The custodial parent must provide proof of application for services to the other parent within 30 days of this Order; and (choose one or more):

Mother shall obtain accessible health insurance coverage for the minor child(ren) whenever such insurance is available through an employer or other group plan, at a cost not to exceed _____ per month (must not exceed five percent of the party's current gross income).

Father shall obtain accessible health insurance coverage for the minor child(ren) whenever such insurance is available through an employer or other group plan, at a cost not to exceed _____ per month (must not exceed five percent of the party's current gross income).

The Obligor is not required to obtain health coverage for the minor child(ren) because:

family violence issues exist and release of information for purposes of enrollment in insurance coverage endangers a party or child(ren);

Obligor is participating in a government sponsored medical assistance program; or

it is in the best interests of the child(ren).

C. Additional Medical Support Orders.

(1) Non-covered expenses. Mother shall pay ____ percent and Father shall pay ____ percent of the reasonable and necessary medical, dental, orthodontic, optometric, psychological, or any other physical or mental health expenses for the minor child(ren) not covered by insurance or other third-party coverage. The parent who incurs the expense shall be reimbursed by the other parent within 30 days of receipt of documentation of the non-covered portion of the expense.

(2) Exchange of information. The person ordered to provide health insurance shall provide the custodial person and CSS (if a necessary party) with proof of enrollment, insurance cards, policy information, policy number, and any other documents necessary for the child(ren) to use the insurance. The custodial person and non-custodial parent shall be required to exchange any information necessary to secure dependent health insurance enrollment.

The parents must furnish each other and CSS (if necessary party) with timely written documentation of any change in health insurance within 30 days of the date of the change. Upon timely notification of the change, the other parent is responsible for his or her percentage share of the changed cost of the health insurance. Failure to provide timely notice may result in a denial of the right to receive credit or reimbursement for the expense or increased premium.

(3) (check only if applicable) Fixed ongoing medical costs. The current monthly child support amount includes Obligor's portion of fixed ongoing medical costs for the following expenses: _____ in the amount of _____ (line 16b). The payment of fixed ongoing medical costs shall terminate on _____, and thereafter the current monthly child support obligation shall be _____ unless otherwise modified by the Court.

(4) (check only if applicable) Other:

4. CHILD CARE EXPENSES.

The Obligor's share of the actual annualized child care expenses is included in the attached Child Support Guideline Computation and in the above-ordered child support amount. The actual annualized child care expenses are set in accordance with 43 O.S. §118G(B) or (C).

The Obligor is ordered to pay _____ percent of monthly employment or education-related child care expenses of said child(ren), additional child support, commencing on the same day and to be paid in the same manner, as any current child support set out in paragraph 2 above. The custodial person shall provide documentation to the Obligor within 30 days of said expenses.

The parties have agreed that each shall pay his or her proportionate share of the actual child care costs directly to the child care provider. Obligor's share is ____ percent and Obligee's share is ____ percent.

By Order of the Court and in accordance with 43 O.S. § 118G(D), the parent incurring the child care expenses shall notify the Obligor within 45 calendar days of any change in the amount of child care costs that affects the annualized child care amount as determined in the Order.

5. JUDGMENT FOR PAST SUPPORT.

Judgment is granted against Petitioner Respondent in the following amounts:

_____ as arrears accrued under a Temporary Order for the time period from _____ through _____;

_____ for costs of genetic testing to determine paternity;

_____ as reimbursement for costs of the birth; and

_____ for reimbursement of reasonable child support expenses providing for the child(ren) from the time period from _____ through _____.

6. PAYMENT OF JUDGMENT.

Petitioner Respondent is ordered to pay the judgment and interest addressed in this Order at the rate of _____ per month beginning on _____ and continuing each month thereafter until all judgment(s) and interest are paid in full. The monthly judgment payment is in addition to the previously ordered current monthly support. When current support is no longer due, the Obligor shall continue to pay this full amount until all judgments and interest are paid in full. The monthly judgment payments shall be withheld from the Obligor's income and earnings, subject to the limitation set forth in 12 O.S. § 1171.2(B).

The Court specifically finds that imposition of a three year payment schedule in this case would be unreasonable under current factual circumstances and, therefore, is not in the best interests of the child(ren) involved.

7. PAYMENT SUMMARY. Petitioner Respondent shall pay:

Obligation	Amount	Effective Date
Child Support Obligation Subtotal (line 26a)		
Cash Medical Support if ordered (line 26b)		
Ongoing Medical Support if ordered (line 26c)		
Total current support obligation to be paid by obligor (line 27)		
Judgment Payment (Paragraph 6)		
TOTAL MONTHLY OBLIGATION		

8. INCOME ASSIGNMENT.

An immediate income assignment is ordered pursuant to 12 O.S. § 1171.3 (G)(1). A portion of Obligor's monthly or other periodic income shall be assigned to the custodial person in an amount sufficient to ensure payment of the monthly support obligation, including any arrearage and judgment payments. The assignment is effective immediately; provided however, that **Obligor remains responsible for making payments directly to the Oklahoma Department of Human Services in any month when an income assignment is not in effect or does not pay the full amount due under this Order.**

9. CHILD SUPPORT ASSIGNED TO STATE.

DHS claims an interest in certain unpaid child support and support alimony. The issue of Temporary Assistance for Needy Families (TANF), formerly Aid to Families with Dependent Children (AFDC), reimbursement is specifically reserved, to be set before the Court upon proper application.

10. METHOD OF PAYMENT.

Child support and judgment payments shall be made by Wage Withholding Order whenever the Obligor is employed. In any month when a Wage Withholding Order is not in effect or does not pay the full amount due under this order, the Obligor shall make the payment directly to CSS. Obligor may make a payment by check or money order made payable to the Oklahoma Department of Human Services and mailed to:

Oklahoma Centralized Support Registry, PO Box 268849, Oklahoma City, OK 73126-8849, with the child support case number on the face of the payment. Payments may also be paid by electronic funds transfer or credit card through the State of Oklahoma Web Pay System.

PAYMENTS MADE IN ANY MANNER OTHER THAN AS SPECIFIED IN THIS COURT ORDER SHALL BE CONSIDERED GIFTS AND SHALL NOT BE CREDITED TO THE AMOUNT OWED.

11. ADDRESS OF RECORD FOR SERVICE OF PROCESS AND ADDRESS AND EMPLOYMENT CHANGES.

43 O.S. § 112A requires that all parties and custodial persons keep the Central Case Registry informed of a current Address of Record for service of process in support, visitation, and custody actions. The following applies to the Obligor and any custodial person subject to this Order. Any changes in Address of Record, employer, and health insurance (names and addresses of providers) must be provided in writing to the Central Case Registry within 30 days of the change at:

**CSS Central Case Registry
PO Box 248843
Oklahoma City, Oklahoma 73124-9920**

The last Address of Record may be disclosed to a party or custodial person upon request in accordance with DHS rules. DHS does not release home addresses when prohibited by a Court Order granted for the protection of a parent or custodial person, or if the case has a family violence indicator. The Address of Record does not have to be the address where a party lives. Parties may be served in child support actions filed after this date by regular mail to the last Address of Record provided to the Central Case Registry. If the physical address and Address of Record are different, the party must notify the child support office (if CSS is a necessary party) of any changes in the party's physical address. Future notices will be sent to the last Address of Record provided to the Central Case Registry.

Petitioner's current Address of Record for service of process:

Respondent's current Address of Record for service of process:

12. INTEREST ON DELINQUENT CHILD SUPPORT.

Delinquent child support payments accruing under an Oklahoma Order draw interest at a rate of 10 percent per year from the date they become delinquent, and the interest shall be collected in the same manner as the payments upon which the interest accrues.

13. OTHER:

Date: _____

Signed: _____
JUDGE OF THE DISTRICT COURT

APPROVED AS TO FORM:

(Petitioner's signature)

(Respondent's signature)

(Printed name)

(Printed name)

Address listed above

Address listed above

(Phone)

(Phone)

Attorney for petitioner OBA# _____

Attorney for respondent OBA# _____

(Address)

(Address)

(Address)

(Address)

(Phone)

(Phone)

- CSS is not a necessary party under 43 O.S. § 112(F) and has disclaimed interest in this proceeding. Therefore, no CSS signature is necessary on this Order.
- CSS is a necessary party and evidences its agreement with this Order through the signature of its attorney below.

State's attorney, OBA# _____

Oklahoma Department of Human Services
Child Support Services

Address, phone and fax number

CERTIFICATE OF SERVICE

On _____, a true and correct copy of this document was

hand delivered to:

Petitioner

Respondent

Attorney for petitioner

Attorney for respondent

State's attorney, DHS, CSS (if necessary party)

Other _____

mailed with sufficient postage prepaid to:

the following parties at the verified Address of Record shown above:

Petitioner

Respondent

and to the following parties at the address listed above:

Attorney for petitioner

Attorney for respondent

State's attorney, DHS, CSS (if a necessary party)

Other _____

Signature of person certifying copies were served in person or mailed as indicated.