

As Reported by the Senate Judiciary Committee

132nd General Assembly

Regular Session

2017-2018

Sub. S. B. No. 125

Senator Beagle

Cosponsors: Senators Eklund, Hite, Manning, Terhar, Wilson

A BILL

To amend sections 3119.01, 3119.02, 3119.021, 1
3119.04, 3119.05, 3119.06, 3119.22, 3119.23, 2
3119.24, 3119.29, 3119.30, 3119.302, 3119.31, 3
3119.32, 3119.61, 3119.63, 3119.76, 3119.79, 4
3119.89, 3121.36, and 3123.14 and to enact new 5
sections 3119.022 and 3119.023 and sections 6
3119.051, 3119.231, and 3119.303, and to repeal 7
sections 3119.022, 3119.023, and 3119.024 of the 8
Revised Code to make changes to the laws 9
governing child support. 10

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 3119.01, 3119.02, 3119.021, 11
3119.04, 3119.05, 3119.06, 3119.22, 3119.23, 3119.24, 3119.29, 12
3119.30, 3119.302, 3119.31, 3119.32, 3119.61, 3119.63, 3119.76, 13
3119.79, 3119.89, 3121.36, and 3123.14 be amended and new 14
sections 3119.022 and 3119.023 and sections 3119.051, 3119.231, 15
and 3119.303 of the Revised Code be enacted to read as follows: 16

Sec. 3119.01. (A) As used in the Revised Code, "child 17
support enforcement agency" means a child support enforcement 18

agency designated under former section 2301.35 of the Revised Code prior to October 1, 1997, or a private or government entity designated as a child support enforcement agency under section 307.981 of the Revised Code.

(B) As used in this chapter and Chapters 3121., 3123., and 3125. of the Revised Code:

(1) "Administrative child support order" means any order issued by a child support enforcement agency for the support of a child pursuant to section 3109.19 or 3111.81 of the Revised Code or former section 3111.211 of the Revised Code, section 3111.21 of the Revised Code as that section existed prior to January 1, 1998, or section 3111.20 or 3111.22 of the Revised Code as those sections existed prior to March 22, 2001.

(2) "Child support order" means either a court child support order or an administrative child support order.

(3) "Obligee" means the person who is entitled to receive the support payments under a support order.

(4) "Obligor" means the person who is required to pay support under a support order.

(5) "Support order" means either an administrative child support order or a court support order.

(C) As used in this chapter:

~~(1) "Combined gross income" means the combined gross income of both parents.~~

~~(2) "Cash medical support" means an amount ordered to be paid in a child support order toward the ordinary medical expenses incurred during a calendar year.~~

(2) "Child care cost" means annual out-of-pocket costs for the care and supervision of a child or children subject to the order that is related to work or employment training. 46
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(3) "Court child support order" means any order issued by a court for the support of a child pursuant to Chapter 3115. of the Revised Code, section 2151.23, 2151.231, 2151.232, 2151.33, 2151.36, 2151.361, 2151.49, 3105.21, 3109.05, 3109.19, 3111.13, 3113.04, 3113.07, 3113.31, 3119.65, or 3119.70 of the Revised Code, or division (B) of former section 3113.21 of the Revised Code. 49
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~~(3)~~(4) "Court-ordered parenting time" means the amount of parenting time a parent is to have under a parenting time order or the amount of time the children are to be in the physical custody of a parent under a shared parenting order. 56
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(5) "Court support order" means either a court child support order or an order for the support of a spouse or former spouse issued pursuant to Chapter 3115. of the Revised Code, section 3105.18, 3105.65, or 3113.31 of the Revised Code, or division (B) of former section 3113.21 of the Revised Code. 60
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~~(4)~~(6) "CPI-U" means the consumer price index for all urban consumers, published by the United States department of labor, bureau of labor statistics. 65
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(7) "Extraordinary medical expenses" means any uninsured medical expenses incurred for a child during a calendar year that exceed ~~one hundred dollars~~ the total cash medical support amount owed by the parents during that year. 68
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~~(5)~~(8) "Federal poverty level" has the same meaning as in section 5121.30 of the Revised Code. 72
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~~(10)~~(9) "Income" means either of the following: 74

(a) For a parent who is employed to full capacity, the 75
gross income of the parent; 76

(b) For a parent who is unemployed or underemployed, the 77
sum of the gross income of the parent and any potential income 78
of the parent. 79

~~(6)~~ (10) "Income share" means the percentage derived from 80
a comparison of each parent's annual income after allowable 81
deductions and credits as indicated on the worksheet to the 82
total annual income of both parents. 83

(11) "Insurer" means any person authorized under Title 84
XXXIX of the Revised Code to engage in the business of insurance 85
in this state, any health insuring corporation, and any legal 86
entity that is self-insured and provides benefits to its 87
employees or members. 88

~~(7)~~ (12) "Gross income" means, except as excluded in 89
division (C) ~~(7)~~ (12) of this section, the total of all earned and 90
unearned income from all sources during a calendar year, whether 91
or not the income is taxable, and includes income from salaries, 92
wages, overtime pay, and bonuses to the extent described in 93
division (D) of section 3119.05 of the Revised Code; 94
commissions; royalties; tips; rents; dividends; severance pay; 95
pensions; interest; trust income; annuities; social security 96
benefits, including retirement, disability, and survivor 97
benefits that are not means-tested; workers' compensation 98
benefits; unemployment insurance benefits; disability insurance 99
benefits; benefits that are not means-tested and that are 100
received by and in the possession of the veteran who is the 101
beneficiary for any service-connected disability under a program 102
or law administered by the United States department of veterans' 103
affairs or veterans' administration; spousal support actually 104

received; and all other sources of income. "Gross income" 105
includes income of members of any branch of the United States 106
armed services or national guard, including, amounts 107
representing base pay, basic allowance for quarters, basic 108
allowance for subsistence, supplemental subsistence allowance, 109
cost of living adjustment, specialty pay, variable housing 110
allowance, and pay for training or other types of required 111
drills; self-generated income; and potential cash flow from any 112
source. 113

"Gross income" does not include any of the following: 114

(a) Benefits received from means-tested government 115
administered programs, including Ohio works first; prevention, 116
retention, and contingency; means-tested veterans' benefits; 117
supplemental security income; supplemental nutrition assistance 118
program; disability financial assistance; or other assistance 119
for which eligibility is determined on the basis of income or 120
assets; 121

(b) Benefits for any service-connected disability under a 122
program or law administered by the United States department of 123
veterans' affairs or veterans' administration that are not 124
means-tested, that have not been distributed to the veteran who 125
is the beneficiary of the benefits, and that are in the 126
possession of the United States department of veterans' affairs 127
or veterans' administration; 128

(c) Child support amounts received for children who ~~were~~ 129
~~not born or adopted during the marriage at issue~~ are not 130
included in the current calculation; 131

(d) Amounts paid for mandatory deductions from wages such 132
as union dues but not taxes, social security, or retirement in 133

lieu of social security;	134
(e) Nonrecurring or unsustainable income or cash flow	135
items;	136
(f) Adoption assistance and foster care maintenance	137
payments made pursuant to Title IV-E of the "Social Security	138
Act," 94 Stat. 501, 42 U.S.C.A. 670 (1980), as amended.	139
(8) <u>(13)</u> "Nonrecurring or unsustainable income or cash	140
flow item" means an income or cash flow item the parent receives	141
in any year or for any number of years not to exceed three years	142
that the parent does not expect to continue to receive on a	143
regular basis. "Nonrecurring or unsustainable income or cash	144
flow item" does not include a lottery prize award that is not	145
paid in a lump sum or any other item of income or cash flow that	146
the parent receives or expects to receive for each year for a	147
period of more than three years or that the parent receives and	148
invests or otherwise uses to produce income or cash flow for a	149
period of more than three years.	150
(9) <u>(14)</u> " <u>Ordinary medical expenses" includes copayments</u>	151
<u>and deductibles, and uninsured medical-related costs for the</u>	152
<u>children of the order.</u>	153
<u>(15)</u> (a) "Ordinary and necessary expenses incurred in	154
generating gross receipts" means actual cash items expended by	155
the parent or the parent's business and includes depreciation	156
expenses of business equipment as shown on the books of a	157
business entity.	158
(b) Except as specifically included in "ordinary and	159
necessary expenses incurred in generating gross receipts" by	160
division (C) (9) <u>(15)</u> (a) of this section, "ordinary and necessary	161
expenses incurred in generating gross receipts" does not include	162

depreciation expenses and other noncash items that are allowed 163
as deductions on any federal tax return of the parent or the 164
parent's business. 165

~~(10)~~(16) "Personal earnings" means compensation paid or 166
payable for personal services, however denominated, and includes 167
wages, salary, commissions, bonuses, draws against commissions, 168
profit sharing, vacation pay, or any other compensation. 169

~~(11)~~(17) "Potential income" means both of the following 170
for a parent who the court pursuant to a court support order, or 171
a child support enforcement agency pursuant to an administrative 172
child support order, determines is voluntarily unemployed or 173
voluntarily underemployed: 174

(a) Imputed income that the court or agency determines the 175
parent would have earned if fully employed as determined from 176
the following criteria: 177

(i) The parent's prior employment experience; 178

(ii) The parent's education; 179

(iii) The parent's physical and mental disabilities, if 180
any; 181

(iv) The availability of employment in the geographic area 182
in which the parent resides; 183

(v) The prevailing wage and salary levels in the 184
geographic area in which the parent resides; 185

(vi) The parent's special skills and training; 186

(vii) Whether there is evidence that the parent has the 187
ability to earn the imputed income; 188

(viii) The age and special needs of the child for whom 189

child support is being calculated under this section;	190
(ix) The parent's increased earning capacity because of experience;	191 192
(x) The parent's decreased earning capacity because of a felony conviction;	193 194
(xi) Any other relevant factor.	195
(b) Imputed income from any nonincome-producing assets of a parent, as determined from the local passbook savings rate or another appropriate rate as determined by the court or agency, not to exceed the rate of interest specified in division (A) of section 1343.03 of the Revised Code, if the income is significant.	196 197 198 199 200 201
(12) (19) <u>(18)</u> "Schedule" means the basic child support schedule set forth in <u>created pursuant to</u> section 3119.021 of the Revised Code.	202 203 204
(13) <u>(19)</u> "Self-generated income" means gross receipts received by a parent from self-employment, proprietorship of a business, joint ownership of a partnership or closely held corporation, and rents minus ordinary and necessary expenses incurred by the parent in generating the gross receipts. "Self-generated income" includes expense reimbursements or in-kind payments received by a parent from self-employment, the operation of a business, or rents, including company cars, free housing, reimbursed meals, and other benefits, if the reimbursements are significant and reduce personal living expenses.	205 206 207 208 209 210 211 212 213 214 215
(14) <u>(20)</u> " <u>Self-sufficiency reserve</u> " means the minimal amount necessary for an obligor to adequately subsist upon, as determined under section 3119.021 of the Revised Code.	216 217 218

(21) "Split parental rights and responsibilities" means a 219
situation in which there is more than one child who is the 220
subject of an allocation of parental rights and responsibilities 221
and each parent is the residential parent and legal custodian of 222
at least one of those children. 223

~~(15)~~(22) "Worksheet" means the applicable worksheet 224
created in rules adopted under section 3119.022 of the Revised 225
Code that is used to calculate a parent's child support 226
obligation ~~as set forth in sections 3119.022 and 3119.023 of the~~ 227
~~Revised Code.~~ 228

Sec. 3119.02. In any action in which a court child support 229
order is issued or modified, in any other proceeding in which 230
the court determines the amount of child support that will be 231
ordered to be paid pursuant to a child support order, or when a 232
child support enforcement agency determines the amount of child 233
support that will be ordered to be paid pursuant to an 234
administrative child support order, issues a new administrative 235
child support order, or issues a modified administrative child 236
support order, the court or agency shall calculate the amount of 237
the ~~obligor's parents'~~ child support ~~obligation and cash medical~~ 238
support in accordance with the basic child support schedule, the 239
applicable worksheet, and the other provisions of ~~sections~~ 240
~~3119.02 to 3119.24~~ Chapter 3119. of the Revised Code. The court 241
or agency shall specify the support obligation as a monthly 242
amount due and shall order the support obligation to be paid in 243
periodic increments as it determines to be in the best interest 244
of the children. In performing its duties under this section, 245
the court or agency is not required to accept any calculations 246
in a worksheet prepared by any party to the action or 247
proceeding. 248

Sec. 3119.021. (A) The following director of the 249
department of job and family services shall create, by rule 250
adopted in accordance with Chapter 119. of the Revised Code, a 251
basic child support schedule based on the parents' combined 252
annual income and a self-sufficiency reserve that shall be used 253
by all courts and child support enforcement agencies when 254
calculating the amount of child support to be paid pursuant to a 255
child support order, unless the combined ~~gross annual~~ income of 256
the parents is less than ~~sixty-six hundred dollars~~ the minimum 257
guideline income listed on the schedule or more than ~~one hundred-~~ 258
~~forty thousand dollars.~~ 259

~~Basic Child Support Schedule~~ 260

Combined							261
Gross	Number of Children						262
Income	One	Two	Three	Four	Five	Six	263
6600	600	600	600	600	600	600	264
7200	600	600	600	600	600	600	265
7800	600	600	600	600	600	600	266
8400	600	600	600	600	600	600	267
9000	849	859	868	878	887	896	268
9600	1259	1273	1287	1301	1315	1329	269
10200	1669	1687	1706	1724	1743	1761	270
10800	2076	2099	2122	2145	2168	2192	271
11400	2331	2505	2533	2560	2588	2616	272
12000	2439	2911	2943	2975	3007	3039	273
12600	2546	3318	3354	3390	3427	3463	274
13200	2654	3724	3765	3806	3846	3887	275
13800	2761	4029	4175	4221	4266	4311	276
14400	2869	4186	4586	4636	4685	4735	277
15000	2976	4342	4996	5051	5105	5159	278
15600	3079	4491	5321	5466	5524	5583	279

16200 3179 4635 5490 5877 5940 6003	280
16800 3278 4780 5660 6254 6355 6423	281
17400 3378 4924 5830 6442 6771 6843	282
18000 3478 5069 5999 6629 7186 7262	283
18600 3578 5213 6169 6816 7389 7682	284
19200 3678 5358 6339 7004 7592 8102	285
19800 3778 5502 6508 7191 7796 8341	286
20400 3878 5647 6678 7378 7999 8558	287
21000 3977 5790 6847 7565 8201 8774	288
21600 4076 5933 7015 7750 8402 8989	289
22200 4176 6075 7182 7936 8602 9204	290
22800 4275 6216 7345 8116 8798 9413	291
23400 4373 6357 7509 8297 8994 9623	292
24000 4471 6498 7672 8478 9190 9832	293
24600 4570 6639 7836 8658 9386 10042	294
25200 4668 6780 8000 8839 9582 10251	295
25800 4767 6920 8163 9020 9778 10461	296
26400 4865 7061 8327 9200 9974 10670	297
27000 4963 7202 8490 9381 10170 10880	298
27600 5054 7332 8642 9548 10351 11074	299
28200 5135 7448 8776 9697 10512 11246	300
28800 5216 7564 8911 9845 10673 11418	301
29400 5297 7678 9045 9995 10833 11592	302
30000 5377 7792 9179 10143 10994 11764	303
30600 5456 7907 9313 10291 11154 11936	304
31200 5535 8022 9447 10439 11315 12107	305
31800 5615 8136 9581 10587 11476 12279	306
32400 5694 8251 9715 10736 11636 12451	307
33000 5774 8366 9849 10884 11797 12623	308
33600 5853 8480 9983 11032 11957 12794	309
34200 5933 8595 10117 11180 12118 12966	310
34800 6012 8709 10251 11328 12279 13138	311

35400 6091 8824 10385 11476 12439 13310	312
36600 6250 9053 10653 11772 12761 13653	313
37200 6330 9168 10787 11920 12921 13825	314
37800 6406 9275 10913 12058 13071 13988	315
38400 6447 9335 10984 12137 13156 14079	316
39000 6489 9395 11055 12215 13242 14170	317
39600 6530 9455 11126 12294 13328 14261	318
40200 6571 9515 11197 12373 13413 14353	319
40800 6613 9575 11268 12451 13499 14444	320
41400 6653 9634 11338 12529 13583 14534	321
42000 6694 9693 11409 12607 13667 14624	322
42600 6735 9752 11479 12684 13752 14714	323
43200 6776 9811 11549 12762 13836 14804	324
43800 6817 9871 11619 12840 13921 14894	325
44400 6857 9930 11690 12917 14005 14985	326
45000 6898 9989 11760 12995 14090 15075	327
45600 6939 10049 11830 13073 14174 15165	328
46200 6978 10103 11897 13146 14251 15250	329
46800 7013 10150 11949 13203 14313 15316	330
47400 7048 10197 12000 13260 14375 15382	331
48000 7083 10245 12052 13317 14437 15448	332
48600 7117 10292 12103 13374 14498 15514	333
49200 7152 10339 12155 13432 14560 15580	334
49800 7187 10386 12206 13489 14622 15646	335
50400 7222 10433 12258 13546 14684 15712	336
51000 7257 10481 12309 13603 14745 15778	337
51600 7291 10528 12360 13660 14807 15844	338
52200 7326 10575 12412 13717 14869 15910	339
52800 7361 10622 12463 13774 14931 15976	340
53400 7396 10669 12515 13832 14992 16042	341
54000 7431 10717 12566 13889 15054 16108	342
54600 7468 10765 12622 13946 15120 16178	343

55200 7524 10845 12716 14050 15232 16298	344
55800 7582 10929 12814 14159 15350 16425	345
56400 7643 11016 12918 14273 15474 16558	346
57000 7704 11104 13021 14388 15598 16691	347
57600 7765 11192 13125 14502 15722 16824	348
58200 7825 11277 13225 14613 15842 16953	349
58800 7883 11361 13324 14723 15961 17079	350
59400 7941 11445 13423 14832 16079 17206	351
60000 8000 11529 13522 14941 16197 17333	352
60600 8058 11612 13620 15050 16315 17460	353
61200 8116 11696 13719 15160 16433 17587	354
61800 8175 11780 13818 15269 16552 17714	355
62400 8233 11864 13917 15378 16670 17840	356
63000 8288 11945 14011 15481 16783 17958	357
63600 8344 12024 14102 15582 16893 18075	358
64200 8399 12103 14194 15683 17002 18193	359
64800 8454 12183 14285 15784 17111 18310	360
65400 8510 12262 14376 15885 17220 18427	361
66000 8565 12341 14468 15986 17330 18544	362
66600 8620 12421 14559 16087 17439 18661	363
67200 8676 12500 14650 16188 17548 18778	364
67800 8731 12579 14741 16289 17657 18895	365
68400 8786 12659 14833 16390 17767 19012	366
69000 8842 12738 14924 16491 17876 19129	367
69600 8897 12817 15015 16592 17985 19246	368
70200 8953 12897 15107 16693 18094 19363	369
70800 9008 12974 15196 16791 18201 19476	370
71400 9060 13047 15281 16885 18302 19585	371
72000 9111 13120 15366 16979 18404 19694	372
72600 9163 13194 15451 17073 18506 19803	373
73200 9214 13267 15536 17167 18608 19912	374
73800 9266 13340 15621 17261 18709 20021	375

———74400	9318	13413	15706	17355	18811	20130	376
———75000	9369	13487	15791	17449	18913	20239	377
———75600	9421	13560	15876	17543	19015	20347	378
———76200	9473	13633	15961	17636	19116	20456	379
———76800	9524	13707	16046	17730	19218	20565	380
———77400	9576	13780	16131	17824	19320	20674	381
———78000	9627	13853	16216	17918	19422	20783	382
———78600	9679	13927	16300	18012	19523	20892	383
———79200	9731	14000	16385	18106	19625	21001	384
———79800	9782	14073	16470	18200	19727	21109	385
———80400	9834	14147	16555	18294	19829	21218	386
———81000	9885	14220	16640	18387	19930	21326	387
———81600	9936	14292	16723	18480	20030	21434	388
———82200	9987	14364	16807	18573	20131	21541	389
———82800	10038	14439	16891	18665	20235	21651	390
———83400	10090	14514	16979	18762	20340	21763	391
———84000	10142	14589	17066	18859	20444	21875	392
———84600	10194	14663	17154	18956	20549	21987	393
———85200	10246	14738	17241	19052	20653	22099	394
———85800	10298	14813	17329	19149	20758	22211	395
———86400	10350	14887	17417	19246	20863	22323	396
———87000	10403	14962	17504	19343	20967	22435	397
———87600	10455	15037	17592	19440	21072	22547	398
———88200	10507	15111	17679	19537	21176	22659	399
———88800	10559	15186	17767	19633	21281	22771	400
———89400	10611	15261	17855	19730	21386	22883	401
———90000	10663	15335	17942	19827	21490	22995	402
———90600	10715	15410	18030	19924	21595	23107	403
———91200	10767	15485	18118	20021	21700	23219	404
———91800	10819	15559	18205	20118	21804	23331	405
———92400	10872	15634	18293	20215	21909	23443	406
———93000	10924	15709	18380	20311	22013	23555	407

93600 10976 15783 18468 20408 22118 23667	408
94200 11028 15858 18556 20505 22223 23779	409
94800 11080 15933 18643 20602 22327 23891	410
95400 11132 16007 18731 20699 22432 24003	411
96000 11184 16082 18818 20796 22536 24115	412
96600 11236 16157 18906 20892 22641 24227	413
97200 11289 16231 18994 20989 22746 24339	414
97800 11341 16306 19081 21086 22850 24451	415
98400 11393 16381 19169 21183 22955 24563	416
99000 11446 16450 19255 21279 23062 24676	417
99600 11491 16516 19334 21366 23156 24777	418
100200 11536 16583 19413 21453 23250 24878	419
100800 11581 16649 19491 21539 23345 24978	420
101400 11625 16714 19569 21625 23437 25077	421
102000 11670 16779 19646 21710 23530 25177	422
102600 11714 16844 19724 21796 23623 25276	423
103200 11759 16909 19801 21881 23715 25375	424
103800 11803 16974 19879 21967 23808 25475	425
104400 11847 17039 19956 22052 23901 25574	426
105000 11892 17104 20034 22138 23994 25673	427
105600 11934 17167 20108 22220 24083 25769	428
106200 11979 17232 20186 22305 24176 25868	429
106800 12023 17297 20263 22391 24269 25968	430
107400 12068 17362 20341 22476 24361 26067	431
108000 12110 17425 20415 22559 24451 26162	432
108600 12155 17490 20493 22644 24543 26262	433
109200 12199 17555 20570 22730 24636 26361	434
109800 12243 17620 20648 22815 24729 26460	435
110400 12286 17683 20722 22897 24818 26556	436
111000 12331 17748 20800 22983 24911 26655	437
111600 12375 17813 20877 23068 25004 26755	438
112200 12419 17878 20955 23154 25096 26854	439

112800	12462	17941	21029	23236	25186	26949	440
113400	12506	18006	21107	23322	25278	27049	441
114000	12551	18071	21184	23407	25371	27148	442
114600	12595	18136	21262	23493	25464	27247	443
115200	12640	18202	21339	23578	25557	27347	444
115800	12682	18264	21414	23660	25646	27442	445
116400	12727	18329	21491	23746	25739	27542	446
117000	12771	18394	21569	23831	25832	27641	447
117600	12815	18460	21646	23917	25924	27740	448
118200	12858	18522	21721	23999	26013	27836	449
118800	12902	18587	21798	24084	26106	27935	450
119400	12947	18652	21876	24170	26199	28034	451
120000	12991	18718	21953	24256	26292	28134	452
120600	13034	18780	22028	24338	26381	28229	453
121200	13078	18845	22105	24423	26474	28329	454
121800	13123	18910	22183	24509	26567	28428	455
122400	13167	18976	22260	24594	26659	28527	456
123000	13210	19038	22335	24676	26749	28623	457
123600	13254	19103	22412	24762	26841	28722	458
124200	13299	19168	22490	24847	26934	28821	459
124800	13343	19234	22567	24933	27027	28921	460
125400	13386	19296	22642	25015	27116	29016	461
126000	13430	19361	22719	25101	27209	29115	462
126600	13474	19426	22797	25186	27302	29215	463
127200	13519	19492	22874	25272	27395	29314	464
127800	13561	19554	22949	25354	27484	29410	465
128400	13606	19619	23026	25439	27576	29509	466
129000	13650	19684	23104	25525	27669	29608	467
129600	13695	19750	23181	25610	27762	29708	468
130200	13739	19815	23259	25696	27855	29807	469
130800	13783	19879	23335	25780	27946	29905	470
131400	13828	19945	23414	25868	28041	30007	471

132000	13874	20012	23494	25955	28136	30108	472
132600	13919	20079	23573	26043	28231	30210	473
133200	13963	20143	23649	26127	28323	30308	474
133800	14008	20210	23729	26215	28418	30410	475
134400	14054	20276	23808	26302	28513	30511	476
135000	14099	20343	23887	26390	28608	30613	477
135600	14143	20407	23964	26474	28699	30711	478
136200	14188	20474	24043	26561	28794	30813	479
136800	14234	20541	24123	26649	28889	30914	480
137400	14279	20607	24202	26737	28984	31016	481
138000	14323	20671	24278	26821	29075	31114	482
138600	14368	20738	24358	26908	29170	31215	483
139200	14414	20805	24437	26996	29265	31317	484
139800	14459	20872	24516	27083	29361	31419	485
140400	14503	20936	24593	27168	29452	31517	486
141000	14549	21002	24672	27255	29547	31618	487
141600	14594	21069	24751	27343	29642	31720	488
142200	14639	21136	24831	27430	29737	31822	489
142800	14683	21200	24907	27515	29828	31920	490
143400	14729	21267	24986	27602	29923	32021	491
144000	14774	21333	25066	27690	30018	32123	492
144600	14820	21400	25145	27777	30113	32225	493
145200	14865	21467	25225	27865	30208	32327	494
145800	14909	21531	25301	27949	30300	32424	495
146400	14963	21596	25377	28041	30396	32526	496
147000	15006	21659	25452	28124	30486	32622	497
147600	15049	21722	25527	28207	30576	32718	498
148200	15090	21782	25599	28286	30662	32810	499
148800	15133	21845	25674	28369	30752	32907	500
149400	15176	21908	25749	28452	30842	33003	501
150000	15218	21971	25823	28534	30931	33099	502
						<u>the maximum</u>	502
						<u>guideline income listed on the schedule.</u>	503

(B) (1) The basic child support schedule created under 504
division (A) of this section shall consist of a table containing 505
a guideline income column followed by six columns for the total 506
number of children subject to the order. The table shall begin 507
at a guideline income of \$8,400 and increase at \$600 increments 508
through a guideline income of \$300,000. The child support 509
obligation amount shall be contained at each intersection of the 510
guideline income row with the column containing the number of 511
children subject to the order. The department shall derive the 512
child support obligation amounts by multiplying the guideline 513
income amount at \$600 increments by the basic obligation 514
percentages listed for each income range, for each child, as 515
indicated below: 516

- 517

(a) For one child: 518

- 519

GUIDELINE INCOME BASIC OBLIGATION 520

521

\$11,510.40 or less 19.193% of the amount of income 522

523

More than \$11,510.40, but Income of \$11,510.40 multiplied by 524

not more than \$39,044.16 19.193% plus 16.047% of the amount of 525

income in excess of \$11,510.40 526

- 527

More than \$39,044.16 but Income of \$39,044.16 multiplied by 528

not more than \$49,984.92 16.974% plus 14.788% of the amount of 529

<u>income in excess of \$39,044.16</u>	530	
—	531	
<u>More than \$49,984.92 but</u>	<u>Income of \$49,984.92 multiplied by</u>	532
<u>not more than \$58,239.48</u>	<u>16.496% plus 11.039% of the amount of</u>	533
<u>income in excess of \$49,984.92</u>		534
—		535
<u>More than \$58,239.48 but</u>	<u>Income of \$58,239.48 multiplied by</u>	536
<u>not more than \$66,433.56</u>	<u>15.722% plus 7.167% of the amount of</u>	537
<u>income in excess of \$58,239.48</u>		538
—		539
<u>More than \$66,433.56 but</u>	<u>Income of \$66,433.56 multiplied by</u>	540
<u>not more than \$78,814.80</u>	<u>14.667% plus 5.915% of the amount of</u>	541
<u>income in excess of \$66,433.56</u>		542
—		543
<u>More than \$78,814.80 but</u>	<u>Income of \$78,814.80 multiplied by</u>	544
<u>not more than \$91,196.16</u>	<u>13.292% plus 8.162% of the amount of</u>	545
<u>income in excess of \$78,814.80</u>		546
—		547
<u>More than \$91,196.16 but</u>	<u>Income of \$91,196.16 multiplied by</u>	548
<u>not more than \$99,495.72</u>	<u>12.596% plus 4.377% of the amount of</u>	549
<u>income in excess of \$91,196.16</u>		550
—		551

<u>More than \$99,495.72 but</u>	<u>Income of \$99,495.72 multiplied by</u>	552
<u>not more than \$108,267.96</u>	<u>11.910% plus 2.057% of the amount of</u>	553
	<u>income in excess of \$99,495.72</u>	554
-		555
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	556
<u>not more than \$121,158.48</u>	<u>11.112% plus 7.636% of the amount of</u>	557
	<u>income in excess of \$108,267.96</u>	558
-		559
<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	560
<u>not more than \$133,213.56</u>	<u>10.742% plus 8.458% of the amount of</u>	561
	<u>income in excess of \$121,158.48</u>	562
-		563
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	564
<u>not more than \$145,268.76</u>	<u>10.535% plus 5.620% of the amount of</u>	565
	<u>income in excess of \$133,213.56</u>	566
-		567
<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	568
<u>not more than \$161,342.28</u>	<u>10.127% plus 6.293% of the amount of</u>	569
	<u>income in excess of \$145,268.76</u>	570
-		571
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	572
<u>not more than \$177,417.24</u>	<u>9.745% plus 5.562% of the amount of</u>	573

<u>income in excess of \$161,342.28</u>	574	
—	575	
<u>More than \$177,417.24 but</u>	<u>Income of \$177,417.24 multiplied by</u>	576
<u>not more than \$193,489.32</u>	<u>9.366% plus 7.068% of the amount of</u>	577
<u>income in excess of \$177,417.24</u>		578
—		579
<u>More than \$193,489.32 but</u>	<u>Income of \$193,489.32 multiplied by</u>	580
<u>not more than \$219,296.76</u>	<u>9.175% plus 2.815% of the amount of</u>	581
<u>income in excess of \$193,489.32</u>		582
—		583
<u>More than \$219,296.76 but</u>	<u>Income of \$219,296.76 multiplied by</u>	584
<u>not more than \$258,292.92</u>	<u>8.427% plus 4.394% of the amount of</u>	585
<u>income in excess of \$219,296.76</u>		586
—		587
<u>More than \$258,292.92 but</u>	<u>Income of \$258,292.92 multiplied by</u>	588
<u>not more than \$336,467.04</u>	<u>7.818% plus 3.761% of the amount of</u>	589
<u>income in excess of \$258,292.92</u>		590
—		591
<u>(b) For two children:</u>		592
<u>GUIDELINE INCOME</u>	<u>BASIC OBLIGATION</u>	593
—		594
<u>\$11,510.40 or less</u>	<u>29.209% of the amount of income</u>	595

	596
<u>More than \$11,510.40 but not Income of \$11,510.40 multiplied by</u>	597
<u>more than \$39,044.16 29.209% plus 24.327% of the amount of</u>	598
<u>income in excess of \$11,510.40</u>	599
—	600
<u>More than \$39,044.16 but not Income of \$39,044.16 multiplied by</u>	601
<u>more than \$49,984.92 25.776% plus 21.938% of the amount of</u>	602
<u>income in excess of \$39,044.16</u>	603
—	604
<u>More than \$49,984.92 but not Income of \$49,984.92 multiplied by</u>	605
<u>more than \$58,239.48 24.928% plus 15.953% of the amount of</u>	606
<u>income in excess of \$49,984.92</u>	607
—	608
<u>More than \$58,239.48 but not Income of \$58,239.48 multiplied by</u>	609
<u>more than \$66,433.56 23.656% plus 9.625% of the amount of</u>	610
<u>income in excess of \$58,239.48</u>	611
—	612
<u>More than \$66,433.56 but not Income of \$66,433.56 multiplied by</u>	613
<u>more than \$78,814.80 21.926% plus 8.545% of the amount of</u>	614
<u>income in excess of \$66,433.56</u>	615
—	616
<u>More than \$78,814.80 but not Income of \$78,814.80 multiplied by</u>	617

<u>more than \$91,196.16</u>	<u>19.824% plus 12.507% of the amount of</u>	618
	<u>income in excess of \$78,814.80</u>	619
—		620
<u>More than \$91,196.16 but not</u>	<u>Income of \$91,196.16 multiplied by</u>	621
<u>more than \$99,495.72</u>	<u>18.830% plus 5.263% of the amount of</u>	622
	<u>income in excess of \$91,196.16</u>	623
—		624
<u>More than \$99,495.72 but not</u>	<u>Income of \$99,495.72 multiplied by</u>	625
<u>more than \$108,267.96</u>	<u>17.699% plus 2.955% of the amount of</u>	626
	<u>income in excess of \$99,495.72</u>	627
—		628
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	629
<u>not more than \$121,158.48</u>	<u>16.504% plus 11.607% of the amount of</u>	630
	<u>income in excess of \$108,267.96</u>	631
—		632
<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	633
<u>not more than \$133,213.56</u>	<u>15.983% plus 12.776% of the amount of</u>	634
	<u>income in excess of \$121,158.48</u>	635
—		636
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	637
<u>not more than \$145,268.76</u>	<u>15.693% plus 7.608% of the amount of</u>	638
	<u>income in excess of \$133,213.56</u>	639

—		640
<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	641
<u>not more than \$161,342.28</u>	<u>15.022% plus 9.323% of the amount of</u>	642
	<u>income in excess of \$145,268.76</u>	643
—		644
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	645
<u>not more than \$177,417.24</u>	<u>14.454% plus 9.180% of the amount of</u>	646
	<u>income in excess of \$161,342.28</u>	647
—		648
<u>More than \$177,417.24 but</u>	<u>Income of \$177,417.24 multiplied by</u>	649
<u>not more than \$193,489.32</u>	<u>13.976% plus 9.536% of the amount of</u>	650
	<u>income in excess of \$177,417.24</u>	651
—		652
<u>More than \$193,489.32 but</u>	<u>Income of \$193,489.32 multiplied by</u>	653
<u>not more than \$219,296.76</u>	<u>13.607% plus 4.327% of the amount of</u>	654
	<u>income in excess of \$193,489.32</u>	655
—		656
<u>More than \$219,296.76 but</u>	<u>Income of \$219,296.76 multiplied by</u>	657
<u>not more than \$258,292.92</u>	<u>12.515% plus 5.952% of the amount of</u>	658
	<u>income in excess of \$219,296.76</u>	659
—		660
<u>More than \$258,292.92 but</u>	<u>Income of \$258,292.92 multiplied by</u>	661

<u>not more than \$336,467.04</u>	<u>11.524% plus 6.081% of the amount of</u>	662
	<u>income in excess of \$258,292.92</u>	663
-		664
<u>(c) For three children:</u>		665
<u>GUIDELINE INCOME</u>	<u>BASIC OBLIGATION</u>	666
-		667
<u>\$11,510.40 or less</u>	<u>35.410% of the amount of income</u>	668
-		669
<u>More than \$11,510.40 but</u>	<u>Income of \$11,510.40 multiplied by</u>	670
<u>not more than \$39,044.16</u>	<u>35.410% plus 29.128% of the amount of</u>	671
	<u>income in excess of \$11,510.40</u>	672
-		673
<u>More than \$39,044.16 but</u>	<u>Income of \$39,044.16 multiplied by</u>	674
<u>not more than \$49,984.92</u>	<u>30.980% plus 25.763% of the amount of</u>	675
	<u>income in excess of \$39,044.16</u>	676
-		677
<u>More than \$49,984.92 but</u>	<u>Income of \$49,984.92 multiplied by</u>	678
<u>not more than \$58,239.48</u>	<u>29.838% plus 18.202% of the amount of</u>	679
	<u>income in excess of \$49,984.92</u>	680
-		681
<u>More than \$58,239.48 but</u>	<u>Income of \$58,239.48 multiplied by</u>	682
<u>not more than \$66,433.56</u>	<u>28.189% plus 10.034% of the amount of</u>	683

<u>income in excess of \$58,239.48</u>	684	
—	685	
<u>More than \$66,433.56 but</u>	<u>Income of \$66,433.56 multiplied by</u>	686
<u>not more than \$78,814.80</u>	<u>25.950% plus 9.747% of the amount of</u>	687
<u>income in excess of \$66,433.56</u>		688
—		689
<u>More than \$78,814.80 but</u>	<u>Income of \$78,814.80 multiplied by</u>	690
<u>not more than \$91,196.16</u>	<u>23.404% plus 15.193% of the amount of</u>	691
<u>income in excess of \$78,814.80</u>		692
—		693
<u>More than \$91,196.16 but</u>	<u>Income of \$91,196.16 multiplied by</u>	694
<u>not more than \$99,495.72</u>	<u>22.290% plus 4.632% of the amount of</u>	695
<u>income in excess of \$91,196.16</u>		696
—		697
<u>More than \$99,495.72 but</u>	<u>Income of \$99,495.72 multiplied by</u>	698
<u>not more than \$108,267.96</u>	<u>20.817% plus 3.351% of the amount of</u>	699
<u>income in excess of \$99,495.72</u>		700
—		701
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	702
<u>not more than \$121,158.48</u>	<u>19.401% plus 13.987% of the amount of</u>	703
<u>income in excess of \$108,267.96</u>		704
—		705

<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	706
<u>not more than \$133,213.56</u>	<u>18.825% plus 15.296% of the amount of</u>	707
	<u>income in excess of \$121,158.48</u>	708
-		709
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	710
<u>not more than \$145,268.76</u>	<u>18.506% plus 8.018% of the amount of</u>	711
	<u>income in excess of \$133,213.56</u>	712
-		713
<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	714
<u>not more than \$161,342.28</u>	<u>17.636% plus 10.937% of the amount of</u>	715
	<u>income in excess of \$145,268.76</u>	716
-		717
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	718
<u>not more than \$177,417.24</u>	<u>16.968% plus 11.954% of the amount of</u>	719
	<u>income in excess of \$161,342.28</u>	720
-		721
<u>More than \$177,417.24 but</u>	<u>Income of \$177,417.24 multiplied by</u>	722
<u>not more than \$193,489.32</u>	<u>16.541% plus 10.010% of the amount of</u>	723
	<u>income in excess of \$177,417.24</u>	724
-		725
<u>More than \$193,489.32 but</u>	<u>Income of \$193,489.32 multiplied by</u>	726
<u>not more than \$219,296.76</u>	<u>15.974% plus 5.274% of the amount of</u>	727

<u>income in excess of \$193,489.32</u>	728
—	729
<u>More than \$219,296.76 but</u> <u>Income of \$219,296.76 multiplied by</u>	730
<u>not more than \$258,292.92</u> <u>14.715% plus 6.280% of the amount of</u>	731
<u>income in excess of \$219,296.76</u>	732
—	733
<u>More than \$258,292.92 but</u> <u>Income of \$258,292.92 multiplied by</u>	734
<u>not more than \$336,467.04</u> <u>13.441% plus 7.776% of the amount of</u>	735
<u>income in excess of \$258,292.92</u>	736
—	737
<u>(d) For four children:</u>	738
<u>GUIDELINE INCOME</u> <u>BASIC OBLIGATION</u>	739
—	740
<u>\$11,510.40 or less</u> <u>39.553% of the amount of income</u>	741
—	742
<u>More than \$11,510.40 but</u> <u>Income of \$11,510.40 multiplied by</u>	743
<u>not more than \$39,044.16</u> <u>39.553% plus 32.536% of the amount of</u>	744
<u>income in excess of \$11,510.40</u>	745
—	746
<u>More than \$39,044.16 but</u> <u>Income of \$39,044.16 multiplied by</u>	747
<u>not more than \$49,984.92</u> <u>34.605% plus 28.778% of the amount of</u>	748
<u>income in excess of \$39,044.16</u>	749

—		750
<u>More than \$49,984.92 but</u>	<u>Income of \$49,984.92 multiplied by</u>	751
<u>not more than \$58,239.48</u>	<u>33.329% plus 20.331% of the amount of</u>	752
	<u>income in excess of \$49,984.92</u>	753
—		754
<u>More than \$58,239.48 but</u>	<u>Income of \$58,239.48 multiplied by</u>	755
<u>not more than \$66,433.56</u>	<u>31.487% plus 11.208% of the amount of</u>	756
	<u>income in excess of \$58,239.48</u>	757
—		758
<u>More than \$66,433.56 but</u>	<u>Income of \$66,433.56 multiplied by</u>	759
<u>not more than \$78,814.80</u>	<u>28.986% plus 10.887% of the amount of</u>	760
	<u>income in excess of \$66,433.56</u>	761
—		762
<u>More than \$78,814.80 but</u>	<u>Income of \$78,814.80 multiplied by</u>	763
<u>not more than \$91,196.16</u>	<u>26.143% plus 16.971% of the amount of</u>	764
	<u>income in excess of \$78,814.80</u>	765
—		766
<u>More than \$91,196.16 but</u>	<u>Income of \$91,196.16 multiplied by</u>	767
<u>not more than \$99,495.72</u>	<u>24.897% plus 5.174% of the amount of</u>	768
	<u>income in excess of \$91,196.16</u>	769
—		770
<u>More than \$99,495.72 but</u>	<u>Income of \$99,495.72 multiplied by</u>	771

<u>not more than \$108,267.96</u>	<u>23.252% plus 3.743% of the amount of</u>	772
	<u>income in excess of \$99,495.72</u>	773
—		774
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	775
<u>not more than \$121,158.48</u>	<u>21.671% plus 15.623% of the amount of</u>	776
	<u>income in excess of \$108,267.96</u>	777
—		778
<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	779
<u>not more than \$133,213.56</u>	<u>21.028% plus 17.086% of the amount of</u>	780
	<u>income in excess of \$121,158.48</u>	781
—		782
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	783
<u>not more than \$145,268.76</u>	<u>20.671% plus 8.957% of the amount of</u>	784
	<u>income in excess of \$133,213.56</u>	785
—		786
<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	787
<u>not more than \$161,342.28</u>	<u>19.699% plus 12.217% of the amount of</u>	788
	<u>income in excess of \$145,268.76</u>	789
—		790
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	791
<u>not more than \$177,417.24</u>	<u>18.954% plus 13.353% of the amount of</u>	792
	<u>income in excess of \$161,342.28</u>	793

-		794
<u>More than \$177,417.24 but</u>	<u>Income of \$177,417.24 multiplied by</u>	795
<u>not more than \$193,489.32</u>	<u>18.446% plus 11.181% of the amount of</u>	796
	<u>income in excess of \$177,417.24</u>	797
-		798
<u>More than \$193,489.32 but</u>	<u>Income of \$193,489.32 multiplied by</u>	799
<u>not more than \$219,296.76</u>	<u>17.843% plus 5.891% of the amount of</u>	800
	<u>income in excess of \$193,489.32</u>	801
-		802
<u>More than \$219,296.76 but</u>	<u>Income of \$219,296.76 multiplied by</u>	803
<u>not more than \$258,292.92</u>	<u>16.436% plus 7.015% of the amount of</u>	804
	<u>income in excess of \$219,296.76</u>	805
-		806
<u>More than \$258,292.92 but</u>	<u>Income of \$258,292.92 multiplied by</u>	807
<u>not more than \$336,467.04</u>	<u>15.014% plus 8.686% of the amount of</u>	808
	<u>income in excess of \$258,292.92</u>	809
-		810
<u>(e) For five children:</u>		811
<u>GUIDELINE INCOME</u>	<u>BASIC OBLIGATION</u>	812
-		813
<u>\$11,510.40 or less</u>	<u>43.508% of the amount of income</u>	814
-		815

<u>More than \$11,510.40 but</u>	<u>Income of \$11,510.40 multiplied by</u>	816
<u>not more than \$39,044.16</u>	<u>43.508% plus 35.790% of the amount of</u>	817
	<u>income in excess of \$11,510.40</u>	818
-		819
<u>More than \$39,044.16 but</u>	<u>Income of \$39,044.16 multiplied by</u>	820
<u>not more than \$49,984.92</u>	<u>38.065% plus 31.656% of the amount of</u>	821
	<u>income in excess of \$39,044.16</u>	822
-		823
<u>More than \$49,984.92 but</u>	<u>Income of \$49,984.92 multiplied by</u>	824
<u>not more than \$58,239.48</u>	<u>36.662% plus 22.365% of the amount of</u>	825
	<u>income in excess of \$49,984.92</u>	826
-		827
<u>More than \$58,239.48 but</u>	<u>Income of \$58,239.48 multiplied by</u>	828
<u>not more than \$66,433.56</u>	<u>34.636% plus 12.329% of the amount of</u>	829
	<u>income in excess of \$58,239.48</u>	830
-		831
<u>More than \$66,433.56 but</u>	<u>Income of \$66,433.56 multiplied by</u>	832
<u>not more than \$78,814.80</u>	<u>31.884% plus 11.976% of the amount of</u>	833
	<u>income in excess of \$66,433.56</u>	834
-		835
<u>More than \$78,814.80 but</u>	<u>Income of \$78,814.80 multiplied by</u>	836
<u>not more than \$91,196.16</u>	<u>28.757% plus 18.668% of the amount of</u>	837

<u>income in excess of \$78,814.80</u>	838	
—	839	
<u>More than \$91,196.16 but</u>	<u>Income of \$91,196.16 multiplied by</u>	840
<u>not more than \$99,495.72</u>	<u>27.387% plus 5.692% of the amount of</u>	841
<u>income in excess of \$91,196.16</u>		842
—		843
<u>More than \$99,495.72 but</u>	<u>Income of \$99,495.72 multiplied by</u>	844
<u>not more than \$108,267.96</u>	<u>25.577% plus 4.117% of the amount of</u>	845
<u>income in excess of \$99,495.72</u>		846
—		847
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	848
<u>not more than \$121,158.48</u>	<u>23.839% plus 17.186% of the amount of</u>	849
<u>income in excess of \$108,267.96</u>		850
—		851
<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	852
<u>not more than \$133,213.56</u>	<u>23.131% plus 18.794% of the amount of</u>	853
<u>income in excess of \$121,158.48</u>		854
—		855
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	856
<u>not more than \$145,268.76</u>	<u>22.738% plus 9.852% of the amount</u>	857
<u>income in excess of \$133,213.56</u>		858
—		859

<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	860
<u>not more than \$161,342.28</u>	<u>21.669% plus 13.438% of the amount of</u>	861
	<u>income in excess of \$145,268.76</u>	862
-		863
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	864
<u>not more than \$177,417.24</u>	<u>20.849% plus 14.688% of the amount of</u>	865
	<u>income in excess of \$161,342.28</u>	866
-		867
<u>More than \$177,417.24 but</u>	<u>Income of \$177,417.24 multiplied by</u>	868
<u>not more than \$193,489.32</u>	<u>20.291% plus 12.299% of the amount of</u>	869
	<u>income in excess of \$177,417.24</u>	870
-		871
<u>More than \$193,489.32 but</u>	<u>Income of \$193,489.32 multiplied by</u>	872
<u>not more than \$219,296.76</u>	<u>19.627% plus 6.480% of the amount of</u>	873
	<u>income in excess of \$193,489.32</u>	874
-		875
<u>More than \$219,296.76 but</u>	<u>Income of \$219,296.76 multiplied by</u>	876
<u>not more than \$258,292.92</u>	<u>18.080% plus 7.716% of the amount of</u>	877
	<u>income in excess of \$219,296.76</u>	878
-		879
<u>More than \$258,292.92 but</u>	<u>Income of \$258,292.92 multiplied by</u>	880
<u>not more than \$336,467.04</u>	<u>16.515% plus 9.555% of the amount of</u>	881

	<u>income in excess of \$258,292.92</u>	882
-		883
<u>(f) For six children:</u>		884
<u>GUIDELINE INCOME</u>	<u>BASIC OBLIGATION</u>	885
-		886
<u>\$11,510.40 or less</u>	<u>47.293% of the amount of income</u>	887
-		888
<u>More than \$11,510.40 but</u>	<u>Income of \$11,510.40 multiplied by</u>	889
<u>not more than \$39,044.16</u>	<u>47.293% plus 38.904% of the amount of</u>	890
	<u>income in excess of \$11,510.40</u>	891
-		892
<u>More than \$39,044.16 but</u>	<u>Income of \$39,044.16 multiplied by</u>	893
<u>not more than \$49,984.92</u>	<u>41.377% plus 34.410% of the amount of</u>	894
	<u>income in excess of \$39,044.16</u>	895
-		896
<u>More than \$49,984.92 but</u>	<u>Income of \$49,984.92 multiplied by</u>	897
<u>not more than \$58,239.48</u>	<u>39.852% plus 24.310% of the amount of</u>	898
	<u>income in excess of \$49,984.92</u>	899
-		900
<u>More than \$58,239.48 but</u>	<u>Income of \$58,239.48 multiplied by</u>	901
<u>not more than \$66,433.56</u>	<u>37.649% plus 13.402% of the amount of</u>	902
	<u>income in excess of \$58,239.48</u>	903

—		904
<u>More than \$66,433.56 but</u>	<u>Income of \$66,433.56 multiplied by</u>	905
<u>not more than \$78,814.80</u>	<u>34.658% plus 13.018% of the amount of</u>	906
	<u>income in excess of \$66,433.56</u>	907
—		908
<u>More than \$78,814.80 but</u>	<u>Income of \$78,814.80 multiplied by</u>	909
<u>not more than \$91,196.16</u>	<u>31.259% plus 20.292% of the amount of</u>	910
	<u>income in excess of \$78,814.80</u>	911
—		912
<u>More than \$91,196.16 but</u>	<u>Income of \$91,196.16 multiplied by</u>	913
<u>not more than \$99,495.72</u>	<u>29.770% plus 6.187% of the amount of</u>	914
	<u>income in excess of \$91,196.16</u>	915
—		916
<u>More than \$99,495.72 but</u>	<u>Income of \$99,495.72 multiplied by</u>	917
<u>not more than \$108,267.96</u>	<u>27.803% plus 4.475% of the amount of</u>	918
	<u>income in excess of \$99,495.72</u>	919
—		920
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	921
<u>not more than \$121,158.48</u>	<u>25.913% plus 18.681% of the amount of</u>	922
	<u>income in excess of \$108,267.96</u>	923
—		924
<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	925

<u>not more than \$133,213.56</u>	<u>25.143% plus 20.430% of the amount of</u>	926
	<u>income in excess of \$121,158.48</u>	927
—		928
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	929
<u>not more than \$145,268.76</u>	<u>24.717% plus 10.709% of the amount of</u>	930
	<u>income in excess of \$133,213.56</u>	931
—		932
<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	933
<u>not more than \$161,342.28</u>	<u>23.554% plus 14.608% of the amount of</u>	934
	<u>income in excess of \$145,268.76</u>	935
—		936
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	937
<u>not more than \$177,417.24</u>	<u>22.663% plus 15.966% of the amount of</u>	938
	<u>income in excess of \$161,342.28</u>	939
—		940
<u>More than \$177,417.24 but</u>	<u>Income of \$177,417.24 multiplied by</u>	941
<u>not more than \$193,489.32</u>	<u>22.056% plus 13.369% of the amount of</u>	942
	<u>income in excess of \$177,417.24</u>	943
—		944
<u>More than \$193,489.32 but</u>	<u>Income of \$193,489.32 multiplied by</u>	945
<u>not more than \$219,296.76</u>	<u>21.334% plus 7.044% of the amount of</u>	946
	<u>income in excess of \$193,489.32</u>	947

—	948	
<u>More than \$219,296.76 but</u>	<u>Income of \$219,296.76 multiplied by</u>	949
<u>not more than \$258,292.92</u>	<u>19.653% plus 8.387% of the amount of</u>	950
	<u>income in excess of \$219,296.76</u>	951
—	952	
<u>More than \$258,292.92 but</u>	<u>Income of \$258,292.92 multiplied by</u>	953
<u>not more than \$336,467.04</u>	<u>17.952% plus 10.386% of the amount of</u>	954
	<u>income in excess of \$258,292.92</u>	955
<u>(2) The basic child support schedule shall incorporate a</u>		956
<u>self-sufficiency reserve based on one hundred sixteen per cent</u>		957
<u>of the federal poverty level amount for a single person as</u>		958
<u>reported by the United States department of health and human</u>		959
<u>services in calendar year 2016. In order to incorporate the</u>		960
<u>self-sufficiency reserve, the department shall apply the</u>		961
<u>calculation described in division (B) (1) of this section to</u>		962
<u>develop an unadjusted schedule and then apply the following</u>		963
<u>steps to incorporate the self-sufficiency reserve:</u>		964
<u>(a) For a guideline income of eight thousand four hundred</u>		965
<u>dollars or less, the schedule amount shall be the minimum order</u>		966
<u>amount as provided in section 3119.06 of the Revised Code.</u>		967
<u>(b) For a guideline income greater than eight thousand</u>		968
<u>four hundred dollars but not greater than one hundred sixteen</u>		969
<u>per cent of the federal poverty level for a single person, the</u>		970
<u>schedule amount shall be the product of the following formula:</u>		971
<u>sliding scale multiplier X (guideline income - \$8,400) +</u>		972
<u>annual minimum support amount under section 3119.06 of the</u>		973
<u>Revised Code</u>		974

<u>(c) For a guideline income greater than one hundred</u>	975
<u>sixteen per cent of the federal poverty level for a single</u>	976
<u>person, the schedule amount shall be the lesser of the</u>	977
<u>following:</u>	978
<u>(i) The higher resulting product of the following</u>	979
<u>formulas:</u>	980
<u>(guideline income - 116% of federal poverty level) X 0.3</u>	981
<u>sliding scale multiplier X (guideline income - \$8,400) +</u>	982
<u>annual minimum support amount under section 3119.06 of the</u>	983
<u>Revised Code</u>	984
<u>(ii) The unadjusted schedule amount created in accordance</u>	985
<u>with division (B)(1) of this section.</u>	986
<u>(d) The sliding scale multipliers required for the</u>	987
<u>formulas in divisions (B)(2)(b) and (c) of this section are as</u>	988
<u>follows:</u>	989
<u>(i) For one child: five per cent;</u>	990
<u>(ii) For two children: ten per cent;</u>	991
<u>(iii) For three children: twelve per cent;</u>	992
<u>(iv) For four children: thirteen per cent;</u>	993
<u>(v) For five children: fourteen per cent;</u>	994
<u>(vi) For six or more children: fifteen per cent.</u>	995
<u>(C) Every four years after the effective date of this</u>	996
<u>section, the department shall update the basic child support</u>	997
<u>schedule and self-sufficiency reserve to reflect United States</u>	998
<u>department of labor changes in the CPI-U and for changes in the</u>	999
<u>federal poverty level amount for a single person as reported by</u>	1000
<u>the United States department of health and human services.</u>	1001

(1) When updating the basic child support schedule for the 1002
most recent CPI-U, the department of job and family services 1003
shall update the figures in the guideline income column for the 1004
percentage difference between the most recent CPI-U and the 1005
March 2016 CPI-U. 1006

(2) When updating the self-sufficiency reserve 1007
incorporated into the basic child support schedule, the 1008
department shall set the self-sufficiency reserve based on one 1009
hundred sixteen per cent of the federal poverty level for a 1010
single person as reported by the United States department of 1011
health and human services in the most recent calendar year. 1012

Sec. 3119.022. The director of job and family services 1013
shall adopt rules pursuant to Chapter 119. of the Revised Code 1014
governing the creation of child support guideline worksheets and 1015
instructions that incorporate the requirements of Chapter 3119. 1016
of the Revised Code for the calculation of child support and 1017
cash medical support obligations. In addition, the department 1018
shall: 1019

(A) Adopt standard worksheet forms that shall be used in 1020
all courts and child support enforcement agencies when 1021
calculating child support and cash medical support obligations; 1022
and 1023

(B) Adopt a standard instruction manual to provide 1024
guidance and assistance to persons calculating support 1025
obligations. 1026

The guideline worksheet and instruction manual may be 1027
revised as needed, but shall be revised at least once every five 1028
years. 1029

Sec. 3119.023. (A) At least once every four years, the 1030

department of job and family services shall review the basic 1031
child support schedule issued by the department pursuant to 1032
section 3119.021 of the Revised Code to determine whether child 1033
support orders issued in accordance with that schedule and the 1034
worksheets created under rules adopted under section 3119.022 of 1035
the Revised Code adequately provide for the needs of children 1036
who are subject to the child support orders. The department may 1037
consider the adequacy and appropriateness of the current 1038
schedule, whether there are substantial and permanent changes in 1039
household consumption and savings patterns, particularly those 1040
resulting in substantial and permanent changes in the per cent 1041
of total household expenditures on children, and whether there 1042
have been substantial and permanent changes to the federal and 1043
state income tax code other than inflationary adjustments to 1044
such things as the exemption amount and income tax brackets, and 1045
other factors when conducting its review. The review is in 1046
addition to, and independent of, any schedule update completed 1047
as set forth in section 3119.021 of the Revised Code. The 1048
department shall prepare a report of its review and include 1049
recommendations for statutory changes, and submit a copy of the 1050
report to both houses of the general assembly. 1051

(B) For each review, the department shall establish a 1052
child support guideline advisory council to assist the 1053
department in the completion of its reviews and reports. Each 1054
council shall be composed of: 1055

(1) Obligors; 1056

(2) Obligees; 1057

(3) Judges of courts of common pleas who have jurisdiction 1058
over domestic relations and juvenile court cases that involve 1059
the determination of child support; 1060

(4) Attorneys whose practice includes a significant number of domestic relations or juvenile court cases that involve the determination of child support; 1061
1062
1063

(5) Representatives of child support enforcement agencies; 1064

(6) Other persons interested in the welfare of children; 1065

(7) Three members of the senate appointed by the president of the senate, not more than two of whom are members of the same political party; and 1066
1067
1068

(8) Three members of the house of representatives appointed by the speaker of the house, not more than two of whom are members of the same political party. 1069
1070
1071

(C) The department shall consider input from the council prior to the completion of any report under this section. The department shall submit its report on or before the first day of March of every fourth year after 2015. 1072
1073
1074
1075

(D) The advisory council shall cease to exist at the time that the department submits its review to the general assembly under this section. 1076
1077
1078

(E) Any expenses incurred by an advisory council shall be paid by the department. 1079
1080

Sec. 3119.04. ~~(A) If the combined gross income of both parents is less than six thousand six hundred dollars per year, the court or child support enforcement agency shall determine the amount of the obligor's child support obligation on a case-by-case basis using the schedule as a guideline. The court or agency shall review the obligor's gross income and living expenses to determine the maximum amount of child support that it reasonably can order without denying the obligor the means-~~ 1081
1082
1083
1084
1085
1086
1087
1088

~~for self support at a minimum subsistence level and shall order~~ 1089
~~a specific amount of child support, unless the obligor proves to~~ 1090
~~the court or agency that the obligor is totally unable to pay~~ 1091
~~child support, and the court or agency determines that it would~~ 1092
~~be unjust or inappropriate to order the payment of child support~~ 1093
~~and enters its determination and supporting findings of fact in~~ 1094
~~the journal.~~ 1095

~~(B)~~ If the combined ~~gross annual~~ income of both parents is 1096
greater than ~~one hundred fifty thousand dollars per year~~ the 1097
maximum annual income listed on the basic child support schedule 1098
established pursuant to section 3119.021 of the Revised Code, 1099
the court, with respect to a court child support order, or the 1100
child support enforcement agency, with respect to an 1101
administrative child support order, shall determine the amount 1102
of the obligor's child support obligation on a case-by-case 1103
basis and shall consider the needs and the standard of living of 1104
the children who are the subject of the child support order and 1105
of the parents. The court or agency shall compute a basic 1106
combined child support obligation that is no less than the 1107
obligation that would have been computed under the basic child 1108
support schedule and applicable worksheet for a combined ~~gross~~ 1109
~~annual income of one hundred fifty thousand dollars equal to the~~ 1110
maximum annual income listed on the basic child support schedule 1111
established pursuant to section 3119.021 of the Revised Code, 1112
unless the court or agency determines that it would be unjust or 1113
inappropriate and ~~would therefore not be~~ in the best interest of 1114
the child, obligor, or obligee to order that amount. If the 1115
court or agency makes such a determination, it shall enter in 1116
the journal the figure, determination, and findings. If the 1117
combined annual income of both parents falls below the \$8,400 1118
floor of the basic child support schedule in accordance with 1119

section 3119.021 of the Revised Code, the court, with respect to 1120
a court child support order, or the child support enforcement 1121
agency, with respect to an administrative child support order, 1122
shall apply the minimum support amount in accordance with 1123
section 3119.06 of the Revised Code. 1124

Sec. 3119.05. When a court computes the amount of child 1125
support required to be paid under a court child support order or 1126
a child support enforcement agency computes the amount of child 1127
support to be paid pursuant to an administrative child support 1128
order, all of the following apply: 1129

(A) The parents' current and past income and personal 1130
earnings shall be verified by electronic means or with suitable 1131
documents, including, but not limited to, paystubs, employer 1132
statements, receipts and expense vouchers related to self- 1133
generated income, tax returns, and all supporting documentation 1134
and schedules for the tax returns. 1135

(B) The annual amount of any ~~pre-existing child support~~ 1136
~~obligation of a parent under a child support order and the~~ 1137
~~amount of any court-ordered spousal support actually paid,~~ 1138
excluding any ordered payment on arrears, shall be deducted from 1139
the ~~gross~~ annual income of that parent to the extent that 1140
payment ~~under the child support order or that payment of the~~ 1141
that court-ordered spousal support is verified by supporting 1142
documentation. 1143

(C) ~~If other minor children who were born to the parent~~ 1144
~~and a person other than the other parent who is involved in the~~ 1145
~~immediate child support determination live with the parent, the~~ 1146
~~court or agency shall deduct an amount from that parent's gross~~ 1147
~~income that equals the number of such minor children times the~~ 1148
~~federal income tax exemption for such children less child~~ 1149

~~support received for them for the year, not exceeding the~~ 1150
~~federal income tax exemption. The court or agency shall adjust~~ 1151
~~the amount of child support paid by a parent to give credit for~~ 1152
~~children not included in the current calculation. When~~ 1153
~~calculating the adjusted amount, the court or agency shall use~~ 1154
~~the schedule and do the following:~~ 1155

(1) Determine the amount of child support that each parent 1156
would be ordered to pay for all children for whom the parent has 1157
the legal duty to support, according to each parent's annual 1158
income. If the number of children subject to the order is 1159
greater than six, multiply the amount for three children in 1160
accordance with division (C) (4) of this section to determine the 1161
amount of child support. 1162

(2) Compute a child support credit amount for each 1163
parent's children who are not subject to this order by dividing 1164
the amount determined in division (C) (1) of this section by the 1165
total number of children whom the parent is obligated to support 1166
and multiplying that number by the number of the parent's 1167
children who are not subject to this order. 1168

(3) Determine the adjusted income of the parents by 1169
subtracting the credit for minor children not subject to this 1170
order computed under division (C) (2) of this section, from the 1171
annual income of each parent for the children each has a duty to 1172
support that are not subject to this order. 1173

(4) If the number of children is greater than six, 1174
multiply the amount for three children by: 1175

(a) 1.440 for seven children; 1176

(b) 1.540 for eight children; 1177

(c) 1.638 for nine children; 1178

<u>(d) 1.734 for ten children;</u>	1179
<u>(e) 1.827 for eleven children;</u>	1180
<u>(f) 1.919 for twelve children;</u>	1181
<u>(g) 2.008 for thirteen children;</u>	1182
<u>(h) 2.096 for fourteen children;</u>	1183
<u>(i) 2.182 for more than fourteen children.</u>	1184
(D) When the court or agency calculates the gross-annual income of a parent, it shall include the lesser of the following as income from overtime and bonuses:	1185 1186 1187
(1) The yearly average of all overtime, commissions, and bonuses received during the three years immediately prior to the time when the person's child support obligation is being computed;	1188 1189 1190 1191
(2) The total overtime, commissions, and bonuses received during the year immediately prior to the time when the person's child support obligation is being computed.	1192 1193 1194
(E) When the court or agency calculates the gross-annual income of a parent, it shall not include any income earned by the spouse of that parent.	1195 1196 1197
(F) The court shall issue a separate order for extraordinary medical or dental expenses, including, but not limited to, <u>medical support order for extraordinary medical</u> <u>expenses, including orthodontia, dental, optical, and</u> <u>psychological, appropriate services.</u>	1198 1199 1200 1201 1202
<u>If the court makes an order for payment of private</u> education, and other <u>appropriate</u> expenses, and it shall do so by <u>issuing a separate order.</u>	1203 1204 1205

The court may consider ~~the~~ these expenses in adjusting a 1206
child support order. 1207

(G) When a court or agency calculates the amount of child 1208
support to be paid pursuant to a court child support order or an 1209
administrative child support order, if ~~the~~ following shall 1210
apply: 1211

(1) The court or agency shall apply the basic child 1212
support schedule to the parents' combined annual incomes and to 1213
each parent's individual income. 1214

(2) If the combined ~~gross~~ annual income of both parents or 1215
the individual annual income of a parent is an amount that is 1216
between two amounts set forth in the first column of the 1217
schedule, the court or agency may use the basic child support 1218
obligation that corresponds to the higher of the two amounts in 1219
the first column of the schedule, use the basic child support 1220
obligation that corresponds to the lower of the two amounts in 1221
the first column of the schedule, or calculate a basic child 1222
support obligation that is between those two amounts and 1223
corresponds proportionally to the parents' actual combined ~~gross~~ 1224
annual income or the individual parent's annual income. 1225

(3) If the annual individual income of either or both of 1226
the parents is within the self-sufficiency reserve in the basic 1227
child support schedule, the court or agency shall do both of the 1228
following: 1229

(a) Calculate the basic child support obligation for the 1230
parents using the schedule amount applicable to the combined 1231
annual income and the schedule amount applicable to the income 1232
in the self-sufficiency reserve; 1233

(b) Determine the lesser of the following amounts to be 1234

the applicable basic child support obligation: 1235

(i) The amount that results from using the combined annual 1236
income of the parents not in the self-sufficiency reserve of the 1237
schedule; or 1238

(ii) The amount that results from using the individual 1239
parent's annual income within the self-sufficiency reserve of 1240
the schedule. 1241

(H) When the court or agency calculates ~~gross~~annual 1242
income, the court or agency, when appropriate, may average 1243
income over a reasonable period of years. 1244

(I) Unless it would be unjust or inappropriate and 1245
therefore not in the best interests of the child, a court or 1246
agency shall not determine a parent to be voluntarily unemployed 1247
or underemployed and shall not impute income to that parent if 1248
~~either~~any of the following conditions exist: 1249

(1) The parent is receiving recurring monetary income from 1250
means-tested public assistance benefits, including cash 1251
assistance payments under the Ohio works first program 1252
established under Chapter 5107. of the Revised Code, general 1253
assistance under former Chapter 5113. of the Revised Code, 1254
supplemental security income, or means-tested veterans' 1255
benefits; 1256

(2) The parent is approved for social security disability 1257
insurance benefits because of a mental or physical disability, 1258
or the court or agency determines that the parent is unable to 1259
work based on medical documentation that includes a physician's 1260
diagnosis and a physician's opinion regarding the parent's 1261
mental or physical disability and inability to work. 1262

(3) The parent has proven that the parent has made 1263

continuous and diligent efforts without success to find and 1264
accept employment, including temporary employment, part-time 1265
employment, or employment at less than the parent's previous 1266
salary or wage. 1267

(4) The parent is complying with court-ordered family 1268
reunification efforts in a child abuse, neglect, or dependency 1269
proceeding, to the extent that compliance with those efforts 1270
limits the parent's ability to earn income. 1271

(5) The parent is incarcerated or institutionalized for a 1272
period of twelve months or more with no other available assets, 1273
unless the parent is incarcerated for an offense relating to the 1274
abuse or neglect of a child who is the subject of the support 1275
order or an offense under Title XXIX of the Revised Code ~~when~~ 1276
against the obligee or a child who is the subject of the support 1277
order ~~is a victim of the offense.~~ 1278

(J) When a court or agency requires a parent to pay an 1279
amount for that parent's failure to support a child for a period 1280
of time prior to the date the court modifies or issues a court 1281
child support order or an agency modifies or issues an 1282
administrative child support order for the current support of 1283
the child, the court or agency shall calculate that amount using 1284
the basic child support schedule, worksheets, and child support 1285
laws in effect, and the incomes of the parents as they existed, 1286
for that prior period of time. 1287

(K) A court or agency may disregard a parent's additional 1288
income from overtime or additional employment when the court or 1289
agency finds that the additional income was generated primarily 1290
to support a new or additional family member or members, or 1291
under other appropriate circumstances. 1292

(L) If both parents involved in the immediate child support determination have a prior order for support relative to a minor child or children born to both parents, the court or agency shall collect information about the existing order or orders and consider those together with the current calculation for support to ensure that the total of all orders for all children of the parties does not exceed the amount that would have been ordered if all children were addressed in a single judicial or administrative proceeding.

(M) A support obligation of a parent with annual income subject to the self-sufficiency reserve of the basic child support schedule shall not exceed the support obligation that would result from application of the schedule without the reserve.

(N) Any non-means tested benefit received by the child or children subject to the order resulting from the claims of either parent shall be deducted from that parent's annual child support obligation after all other adjustments have been made. If that non-means tested benefit exceeds the child support obligation of the parent from whose claim the benefit is realized, the child support obligation for that parent shall be zero.

(O) As part of the child support calculation, the parents shall be ordered to share the costs of child care. Subject to the limitations in this division, a child support obligor shall pay an amount equal to the obligor's income share of the child care cost incurred for the child or children subject to the order.

(1) The child care cost used in the calculation:

(a) Shall be for child care determined to be necessary to 1322
allow a parent to work, or for activities related to employment 1323
training; 1324

(b) Shall be verifiable by credible evidence as determined 1325
by a court or child support enforcement agency; 1326

(c) Shall exclude any reimbursed or subsidized child care 1327
cost, including any state or federal tax credit for child care 1328
available to the parent or caretaker, whether or not claimed; 1329

(d) Shall not exceed the maximum statewide average cost 1330
estimate issued by the department of job and family services, 1331
using the data collected and reported as required in section 1332
5104.04 of the Revised Code. 1333

(2) When the annual income of the obligor is subject to 1334
the self-sufficiency reserve of the basic support schedule, the 1335
share of the child care cost paid by the obligor shall be equal 1336
to the lower of the obligor's income share of the child care 1337
cost, or fifty per cent of the child care cost. 1338

Sec. 3119.051. (A) Except as otherwise provided in this 1339
section, a court or child support enforcement agency calculating 1340
the amount to be paid under a child support order shall reduce 1341
by ten per cent the amount of the annual individual support 1342
obligation for the parent or parents when a court has issued or 1343
is issuing a court-ordered parenting time order that equals or 1344
exceeds ninety overnights per year. This reduction may be in 1345
addition to the other deviations and reductions. 1346

(B) At the request of the obligee, a court may eliminate a 1347
previously granted adjustment established under division (A) of 1348
this section if the obligor, without just cause, has failed to 1349
exercise court-ordered parenting time. 1350

Sec. 3119.06. Except as otherwise provided in this 1351
section, in any action in which a court or a child support 1352
enforcement agency issues or modifies a child support order or 1353
in any other proceeding in which a court or agency determines 1354
the amount of child support to be paid pursuant to a child 1355
support order, the court or agency shall issue a minimum child 1356
support order requiring the obligor to pay a minimum of ~~fifty-~~ 1357
~~eighty~~ dollars a month for all the children subject to that 1358
order. The court or agency, in its discretion and in appropriate 1359
circumstances, may issue a minimum child support order ~~requiring-~~ 1360
~~the obligor to pay of less than fifty-eighty~~ dollars a month or 1361
issue an order not requiring the obligor to pay ~~an any child~~ 1362
support amount for support. The circumstances under which a 1363
court or agency may issue such an order include the 1364
nonresidential parent's medically verified or documented 1365
physical or mental disability or institutionalization in a 1366
facility for persons with a mental illness or any other 1367
circumstances considered appropriate by the court or agency. 1368

If a court or agency issues a minimum child support ~~order-~~ 1369
obligation pursuant to this section and the obligor under the 1370
support order is the recipient of ~~need-based means-tested~~ public 1371
assistance, as described in division (C)(12)(a) of section 1372
3119.01 of the Revised Code, any unpaid amounts of support due 1373
under the support order shall accrue as arrearages from month to 1374
month, and the obligor's current obligation to pay the support 1375
due under the support order is suspended during any period of 1376
time that the obligor is receiving ~~need-based means-tested~~ 1377
public assistance and is complying with any seek work orders 1378
issued pursuant to section 3121.03 of the Revised Code. The 1379
court, obligee, and child support enforcement agency shall not 1380
enforce the obligation of the obligor to pay the amount of 1381

support due under the support order while the obligor is 1382
receiving ~~need-based-means-tested~~ public assistance and is 1383
complying with any seek work orders issued pursuant to section 1384
3121.03 of the Revised Code. 1385

Sec. 3119.22. The court may order an amount of child 1386
support that deviates from the amount of child support that 1387
would otherwise result from the use of the basic child support 1388
schedule and the applicable worksheet, ~~through the line~~ 1389
~~establishing the actual annual obligation,~~ if, after considering 1390
the factors and criteria set forth in section 3119.23 of the 1391
Revised Code, the court determines that the amount calculated 1392
pursuant to the basic child support schedule and the applicable 1393
worksheet, ~~through the line establishing the actual annual~~ 1394
~~obligation,~~ would be unjust or inappropriate and ~~would therefore~~ 1395
not be in the best interest of the child. 1396

If it deviates, the court must enter in the journal the 1397
amount of child support calculated pursuant to the basic child 1398
support schedule and the applicable worksheet, ~~through the line~~ 1399
~~establishing the actual annual obligation,~~ its determination 1400
that ~~that the~~ amount would be unjust or inappropriate and ~~would~~ 1401
~~therefore~~ not be in the best interest of the child, and findings 1402
of fact supporting that determination. 1403

Sec. 3119.23. The court may consider any of the following 1404
factors in determining whether to grant a deviation pursuant to 1405
section 3119.22 of the Revised Code: 1406

(A) Special and unusual needs of the child or children, 1407
including needs arising from the physical or psychological 1408
condition of the child or children; 1409

(B) ~~Extraordinary obligations for minor children or~~ 1410

~~obligations for handicapped children who are not stepchildren—~~ 1411
~~and who are not offspring from the marriage or relationship that—~~ 1412
~~is the basis of the immediate child support determination;~~ 1413

~~(C)~~ Other court-ordered payments; 1414

~~(D)~~ (C) Extended parenting time or extraordinary costs 1415
associated with parenting time, ~~provided that this division does—~~ 1416
~~not authorize and shall not be construed as authorizing any—~~ 1417
~~deviation from the schedule and the applicable worksheet,—~~ 1418
~~through the line establishing the actual annual obligation, or—~~ 1419
~~any escrowing, impoundment, or withholding of child support—~~ 1420
~~because of a denial of or interference with a right of parenting—~~ 1421
~~time granted by court order including extraordinary travel~~ 1422
~~expenses when exchanging the child or children for parenting~~ 1423
~~time;~~ 1424

~~(E)~~ ~~The obligor obtaining additional employment after a—~~ 1425
~~child support order is issued in order to support a second—~~ 1426
~~family;~~ 1427

~~(F)~~ (D) The financial resources and the earning ability of 1428
the child or children; 1429

~~(G)~~ ~~Disparity~~ (E) The relative financial resources, 1430
including the disparity in income between parties or households,— 1431
other assets, and the needs of each parent; 1432

~~(H)~~ (F) The obligee's income, if the obligee's annual 1433
income is equal to or less than one hundred per cent of the 1434
federal poverty level; 1435

(G) Benefits that either parent receives from remarriage 1436
or sharing living expenses with another person; 1437

~~(I)~~ (H) The amount of federal, state, and local taxes 1438

actually paid or estimated to be paid by a parent or both of the parents;	1439 1440
(J) <u>(I)</u> Significant in-kind contributions from a parent, including, but not limited to, direct payment for lessons, sports equipment, schooling, or clothing;	1441 1442 1443
(K) The relative financial resources, other assets and resources, and needs of each parent;	1444 1445
(L) <u>(J)</u> <u>Extraordinary work-related expenses incurred by either parent;</u>	1446 1447
<u>(K)</u> The standard of living and circumstances of each parent and the standard of living the child would have enjoyed had the marriage continued or had the parents been married;	1448 1449 1450
(M) The physical and emotional condition and needs of the child;	1451 1452
(N) <u>(L)</u> The need and capacity of the child for an education and the educational opportunities that would have been available to the child had the circumstances requiring a court- child support order for support not arisen;	1453 1454 1455 1456
(O) <u>(M)</u> The responsibility of each parent for the support of others, <u>including support of a child or children with disabilities who are not subject to the support order;</u>	1457 1458 1459
<u>(N)</u> <u>Post-secondary educational expenses paid for by a parent for the parent's own child or children, regardless of whether the child or children are emancipated;</u>	1460 1461 1462
<u>(O)</u> <u>Costs incurred or reasonably anticipated to be incurred by the parents in compliance with court-ordered reunification efforts in child abuse, neglect, or dependency cases;</u>	1463 1464 1465 1466

(P) Extraordinary child care costs required for the child 1467
or children that exceed the maximum statewide average cost 1468
estimate provided in division (O) (1) (d) of section 3119.05 of 1469
the Revised Code including extraordinary costs associated with 1470
caring for a child or children with specialized physical, 1471
psychological, or educational needs; 1472

(Q) Any other relevant factor. 1473

~~The court may accept an agreement of the parents that~~ 1474
~~assigns a monetary value to any of the factors and criteria~~ 1475
~~listed in this section that are applicable to their situation.~~ 1476

If the court grants a deviation based on division ~~(P)~~ (Q) 1477
of this section, it shall specifically state in the order the 1478
facts that are the basis for the deviation. 1479

Sec. 3119.231. In determining whether to grant a deviation 1480
pursuant to section 3119.22 of the Revised Code for the reason 1481
set forth in division (C) of section 3119.23 of the Revised 1482
Code, the court shall recognize that expenses for the children 1483
are incurred in both households and shall apply the following 1484
deviation: 1485

If court-ordered parenting time is equal to or exceeds one 1486
hundred forty-seven overnights per year, the court shall 1487
consider a substantial deviation. If the court does not grant a 1488
substantial deviation from that amount, it shall specify in the 1489
order the facts that are the basis for the court's decision. 1490

Sec. 3119.24. (A) (1) A court that issues a shared 1491
parenting order in accordance with section 3109.04 of the 1492
Revised Code shall order an amount of child support to be paid 1493
under the child support order that is calculated in accordance 1494
with the schedule and with the worksheet ~~set forth in section~~ 1495

~~3119.022 of the Revised Code, through the line establishing the~~ 1496
~~actual annual obligation, except that, if that amount would be~~ 1497
~~unjust or inappropriate to the children or either parent and~~ 1498
~~would therefore not be~~ in the best interest of the child because 1499
of the extraordinary circumstances of the parents or because of 1500
any other factors or criteria set forth in section 3119.23 of 1501
the Revised Code, the court may deviate from that amount. 1502

(2) The court shall consider extraordinary circumstances 1503
and other factors or criteria if it deviates from the amount 1504
described in division (A) (1) of this section and shall enter in 1505
the journal the amount described in division (A) (1) of this 1506
section its determination that the amount would be unjust or 1507
inappropriate and ~~would therefore not be~~ in the best interest of 1508
the child, and findings of fact supporting its determination. 1509

(B) For the purposes of this section, "extraordinary 1510
circumstances of the parents" includes all of the following: 1511

~~(1) The amount of time the children spend with each~~ 1512
~~parent;~~ 1513

~~(2) The ability of each parent to maintain adequate~~ 1514
housing for the children; 1515

~~(3) (2) Each parent's expenses, including child care~~ 1516
expenses, school tuition, medical expenses, dental expenses, and 1517
any other expenses the court considers relevant; 1518

~~(4) (3) Any other circumstances the court considers~~ 1519
relevant. 1520

Sec. 3119.29. ~~(A) As used in this section and sections~~ 1521
3119.30 to 3119.56 of the Revised Code: 1522

~~(1) "Cash medical support" means an amount ordered to be~~ 1523

~~paid in a child support order toward the cost of health insurance provided by a public entity, another parent, or person with whom the child resides, through employment or otherwise, or for other medical cost not covered by insurance.~~ 1524
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~~(2) "Federal poverty line" has the same meaning as defined in section 5104.01 of the Revised Code.~~ 1528
1529

~~(3) (A) "Family coverage" means the health insurance plan that provides coverage for the children who are the subject of a child support order.~~ 1530
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1532

~~(B) "Health care" means such medical support that includes coverage under a health insurance plan, payment of costs of premiums, copayments, and deductibles, or payment for medical expenses incurred on behalf of the child.~~ 1533
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~~(4) (C) "Health insurance coverage" means accessible private health insurance that provides primary care services within thirty miles from the residence of the child subject to the child support order.~~ 1537
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~~(5) (D) "Health plan administrator" means any entity authorized under Title XXXIX of the Revised Code to engage in the business of insurance in this state, any health insuring corporation, any legal entity that is self-insured and provides benefits to its employees or members, and the administrator of any such entity or corporation.~~ 1541
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~~(6) (E) "National medical support notice" means a form required by the "Child Support Performance and Incentive Act of 1998," P.L. 105-200, 112 Stat. 659, 42 U.S.C. 666(a)(19), as amended, and jointly developed and promulgated by the secretary of health and human services and the secretary of labor in federal regulations adopted under that act as modified by the~~ 1547
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department of job and family services under section 3119.291 of 1553
the Revised Code. 1554

~~(7)~~ (F) "Person required to provide health insurance 1555
coverage" means the obligor, obligee, or both, required by the 1556
court under a court child support order or by the child support 1557
enforcement agency under an administrative child support order 1558
to provide health insurance coverage pursuant to section 3119.30 1559
of the Revised Code. 1560

~~(8)~~ Subject to division (B) of this section, ~~"reasonable~~ 1561
(G) "Reasonable cost" means that the contributing cost of 1562
private family health insurance to the person ~~responsible for~~ 1563
~~the required to provide health care of insurance coverage for~~ 1564
the children who are the subject to ~~of~~ the child support order 1565
~~that~~ does not exceed an amount equal to five per cent of the 1566
annual ~~gross~~ income of that person. For purposes of this 1567
division, the cost of health insurance is an amount equal to the 1568
difference in cost between self-only and family coverage. 1569

~~(9)~~ "Title XIX" has the same meaning as in section 5165.01- 1570
of the Revised Code. 1571

~~(B)~~ If ~~However, if~~ the United States secretary of health 1572
and human services issues a regulation ~~defining that redefines~~ 1573
"reasonable cost" or a similar term or phrase ~~relevant to the~~ 1574
~~provisions in child support orders, or clarifies the elements~~ 1575
of cost used when determining reasonable cost relating to the 1576
provision of health care for children ~~subject to the orders in a~~ 1577
child support order, and if that definition is those changes are 1578
substantively different ~~from the meaning of "reasonable cost" as~~ 1579
~~defined in division (A) of this section, "reasonable cost" as~~ 1580
~~used in this section~~ than the definitions and terms used in this 1581
section, those terms shall have the meaning as defined by the 1582

United States secretary of health and human services. 1583

Sec. 3119.30. (A) In any action or proceeding in which a 1584
child support order is issued or modified, the court, with 1585
respect to court child support orders, and the child support 1586
enforcement agency, with respect to administrative child support 1587
orders, shall determine the person or persons responsible for 1588
the health care of the children subject to the child support 1589
order and shall include provisions for the health care of the 1590
children in the child support order. The order shall specify 1591
that the obligor and obligee are both liable for the health care 1592
~~of expenses for~~ the children who are not covered by private 1593
health insurance ~~or cash medical support as calculated in~~ 1594
~~accordance with section 3119.022 or 3119.023 of the Revised~~ 1595
~~Code, as applicable~~according to a formula established by each 1596
court, with respect to a court child support order, or each 1597
child support enforcement agency, with respect to an 1598
administrative child support order. 1599

(B) ~~Based on information provided to the court or to the~~ 1600
~~child support enforcement agency under section 3119.31 of the~~ 1601
~~Revised Code, the order shall include one of the following:~~The 1602
child support obligee is rebuttably presumed to be the 1603
appropriate parent to provide health insurance coverage for the 1604
children subject to the child support order. The order shall 1605
specify that the obligee must provide the health insurance 1606
coverage unless rebutted pursuant to division (B)(1) of this 1607
section. 1608

(1) ~~A requirement that both the obligor and the obligee~~ 1609
~~obtain private~~The court or child support enforcement agency may 1610
consider the following factors to rebut the presumption when 1611
determining if the child support obligor is the appropriate 1612

~~parent to provide health insurance coverage for the children if~~ 1613
~~coverage is available for the children at a reasonable cost to~~ 1614
~~both the obligor and the obligee and dual coverage would provide~~ 1615
~~for coordination of medical benefits without unnecessary~~ 1616
~~duplication of coverage.;~~ 1617

(a) The obligor already has health insurance coverage for 1618
the child that is reasonable in cost; 1619

(b) The obligor already has health insurance coverage in 1620
place for the child that is not reasonable in cost, but the 1621
obligor wishes to be named the health insurance obligor and 1622
provide coverage under division (A) (2) (a) of section 3119.302 of 1623
the Revised Code; 1624

(c) The obligor can obtain coverage for the child that is 1625
reasonable in cost through an employer or other source. For 1626
employer-based coverage, the court or child support enforcement 1627
agency shall consider the length of time the obligor has worked 1628
with the employer and the stability of the insurance. 1629

(d) The obligee is a non-parent individual or agency that 1630
has no duty to provide medical support. 1631

~~(2) A requirement that the obligee obtain If private~~ 1632
~~health insurance coverage for the children if coverage is~~ 1633
~~available through any group policy, contract, or plan available~~ 1634
~~to the obligee and is available at a more reasonable cost than~~ 1635
~~coverage is available to the obligor;~~ 1636

~~(3) A requirement that the obligor is not available at a~~ 1637
~~reasonable cost to the obligor or the obligee at the time the~~ 1638
~~court or agency issues the order, the order shall include a~~ 1639
~~requirement that the obligee obtain private health insurance~~ 1640
~~coverage for the children if coverage is available through any~~ 1641

~~group policy, contract, or plan available to the obligor at a
more reasonable cost than coverage is available to the obligee,~~ 1642
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~~(4) If health insurance coverage for the children is not
available at a reasonable cost to the obligor or the obligee at
the time the court or child enforcement agency issues the order,
a requirement that the obligor or the obligee immediately not
later than thirty days after it becomes available to the obligee
at a reasonable cost, and to inform the child support
enforcement agency ~~that when private health insurance coverage~~ 1644
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for the children has become available to either the obligor or
obligee. The child support enforcement agency shall determine if
the private health insurance coverage is available at a
reasonable cost and if coverage is reasonable, division (B) (2)
or (3) shall apply, as applicable been obtained.~~ 1650
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(3) If private health insurance becomes available to the 1656
obligor at a reasonable cost, the obligor shall inform the child 1657
support enforcement agency and may seek a modification of health 1658
insurance coverage from the court with respect to a court child 1659
support order, or from the agency with respect to an 1660
administrative support order. 1661

(C) When a child support order is issued or modified, ~~and~~ 1662
~~the obligor's gross income is one hundred fifty per cent or more~~ 1663
~~of the federal poverty level for an individual, the order shall~~ 1664
include the amount of a cash medical support to be paid by the 1665
obligor that is either five per cent of the obligor's adjusted 1666
gross income or the obligor's share of the United States 1667
department of agriculture estimated annual health care 1668
expenditure per child as determined in accordance with federal 1669
law and regulation, whichever is the lower amount. The amount of 1670
cash medical support paid by the obligor shall be paid during 1671

~~any period after the court or child support enforcement agency~~ 1672
~~issues or modifies the order in which the children are not~~ 1673
~~covered by private health insurance amount consistent with~~ 1674
~~division (B) of section 3119.302 of the Revised Code for each~~ 1675
~~child subject to the order. The cash medical support amount~~ 1676
~~shall be ordered based on the number of children subject to the~~ 1677
~~order and split between the parties using the parents' income~~ 1678
~~share.~~ 1679

(D) Any cash medical support paid pursuant to division (C) 1680
of this section shall be paid through the department of job and 1681
family services by the obligor to either the obligee if the 1682
children are not Medicaid recipients, or to the ~~office~~ 1683
department of child support to defray the cost of Medicaid 1684
~~expenditures if the children are when a Medicaid recipients. The~~ 1685
assignment is in effect for any child under the support 1686
~~enforcement agency administering the court or administrative~~ 1687
~~order shall amend the amount of monthly child support obligation~~ 1688
~~to reflect the amount paid when private health insurance is not~~ 1689
~~provided, as calculated in the current order pursuant to section~~ 1690
~~3119.022 or 3119.023 of the Revised Code, as applicable.~~ 1691

~~The child support enforcement agency shall give the~~ 1692
~~obligor notice in accordance with Chapter 3121. of the Revised~~ 1693
~~Code and provide the obligor an opportunity to be heard if the~~ 1694
~~obligor believes there is a mistake of fact regarding the~~ 1695
~~availability of private health insurance at a reasonable cost as~~ 1696
~~determined under division (B) of this section.~~ 1697

(E) ~~The obligor shall begin payment of any cash medical~~ 1698
~~support on the first day of the month immediately following the~~ 1699
~~month in which private health insurance coverage is unavailable~~ 1700
~~or terminates and shall cease payment on the last day of the~~ 1701

~~month immediately preceding the month in which private health-~~ 1702
~~insurance coverage begins or resumes. During the period when-~~ 1703
~~cash medical support is required to be paid, the obligor or-~~ 1704
~~obligee must immediately inform the child support enforcement-~~ 1705
~~agency that health insurance coverage for the children has-~~ 1706
~~become available.~~ cost of providing health insurance for a child 1707
subject to an order shall be defrayed by a credit against that 1708
parent's annual income when calculating support as required 1709
under section 3119.02 of the Revised Code using the basic child 1710
support schedule and applicable worksheet. The credit shall be 1711
equal to the total actual out-of-pocket cost for health 1712
insurance premiums for the coverage. Any credit given will be 1713
less any subsidy, including a premium tax credit or cost-sharing 1714
reduction received by the parent providing coverage. 1715

Sec. 3119.302. (A) When the court, with respect to a court 1716
child support order, or the child support enforcement agency, 1717
with respect to an administrative child support order, 1718
determines the person or persons responsible for the health care 1719
of the children subject to the order pursuant to section 3119.30 1720
of the Revised Code, all of the following apply: 1721

(1) The court or agency shall consider any private health 1722
insurance in which the obligor, obligee, or children, are 1723
enrolled at the time the court or agency issues the order. 1724

(2) If the ~~contributing~~ cost of private ~~family~~ health 1725
insurance to either parent exceeds ~~five per cent of that~~ 1726
~~parent's annual gross income~~ a reasonable cost, that parent 1727
shall not be ordered to provide private health insurance for the 1728
child except as follows: 1729

(a) ~~When both parents agree that one, or both, of the~~ 1730
~~parents obtain or maintain the private health insurance that~~ 1731

~~exceeds five per cent of the annual gross income of the parent— 1732
obtaining or maintaining the private health insurance; 1733~~

~~(b) When either the parent requests to obtain or maintain 1734
the private health insurance that exceeds five per cent of that 1735
parent's annual gross income a reasonable cost; 1736~~

~~(e) (b) When the court determines that it is in the best 1737
interest of the children for a parent to obtain and maintain 1738
private health insurance that exceeds five per cent of that 1739
parent's annual gross income a reasonable cost and the cost will 1740
not impose an undue financial burden on either parent. If the 1741
court makes such a determination, the court must include the 1742
facts and circumstances of the determination in the child 1743
support order. 1744~~

(3) If private health insurance is available at a 1745
reasonable cost to either parent through a group policy, 1746
contract, or plan, and the court determines that it is not in 1747
the best interest of the children to utilize the available 1748
private health insurance, the court shall state the facts and 1749
circumstances of the determination in the child support order. 1750
~~The court determination under this division shall not limit any 1751
obligation to provide cash medical support pursuant to section 1752
3119.30 of the Revised Code. 1753~~

(4) Notwithstanding division ~~(A) (4) (C)~~ of section 3119.29 1754
of the Revised Code, the court or agency may ~~allow private 1755
health insurance do either of the following: 1756~~

(a) Permit primary care services to be farther than thirty 1757
miles if residents in part or all of the immediate geographic 1758
area customarily travel farther distances ~~or if; 1759~~

(b) Require primary care services ~~are be accessible only 1760~~

by public transportation if public transportation is the 1761
obligee's only source of transportation. 1762

~~The~~ If the court or agency makes either accessibility 1763
determination, it shall include this accessibility determination 1764
in the child support order. 1765

(B) The director of job and family services shall ~~create~~ 1766
~~and annually periodically update a table to be used to determine~~ 1767
the amount of the cash medical support obligation to be paid 1768
pursuant to division (C) of section 3119.30 of the Revised Code. 1769
~~The table updates shall incorporate potential combined gross~~ 1770
~~incomes of the parties, in a manner determined by the director,~~ 1771
~~and the be made in consideration of the medical expenditure~~ 1772
panel survey, conducted by the United States department of 1773
~~agriculture estimated annual health care expenditure per child~~ 1774
~~as determined in accordance with federal law and regulation~~ 1775
health and human services for health care research and quality. 1776
The amount shall be based on the most recent survey year data 1777
available and shall be calculated by multiplying the total 1778
amount expended for health services for children by the 1779
percentage that is out-of-pocket divided by the number of 1780
individuals less than eighteen years of age that have any 1781
private insurance. 1782

Sec. 3119.303. A cash medical support order shall be 1783
administered, reviewed, modified, and enforced in the same 1784
manner as the underlying child support order. 1785

Sec. 3119.31. In any action or proceeding in which a court 1786
or child support enforcement agency is determining the person 1787
responsible for the health care of the children who are or will 1788
be the subject of a child support order, each party shall 1789
provide to the court or child support enforcement agency a list 1790

of any group health insurance policies, contracts, or plans 1791
available to the party and the cost for self-only and family 1792
coverage under the available policies, contracts, or plans. 1793

Sec. 3119.32. A child support order shall contain all of 1794
the following: 1795

(A) (1) If the obligor, obligee, or both obligor and 1796
obligee, are required under section 3119.30 of the Revised Code 1797
to provide private health insurance coverage for the children, a 1798
requirement ~~pursuant to section 3119.30 of the Revised Code~~ that 1799
whoever is required to provide private health insurance coverage 1800
provide to the other, not later than thirty days after the 1801
issuance of the order, information regarding the benefits, 1802
limitations, and exclusions of the coverage, copies of any 1803
insurance forms necessary to receive reimbursement, payment, or 1804
other benefits under the coverage, and a copy of any necessary 1805
insurance cards; 1806

(2) If the obligor, obligee, or both obligor and obligee, 1807
are required under section 3119.30 of the Revised Code to 1808
provide private health insurance coverage for the children, a 1809
requirement that whoever is required to provide private health 1810
insurance coverage provide to the child support enforcement 1811
agency, not later than thirty days after the issuance of the 1812
order, documentation that verifies that coverage is being 1813
provided as ordered. 1814

(B) A statement setting forth the name, and address, ~~and~~ 1815
~~telephone number~~ of the individual who is to be reimbursed for 1816
~~out-of-pocket medical expenses, optical, hospital, dental, or~~ 1817
~~prescription expenses paid for each child and a statement that~~ 1818
~~the health plan administrator that provides the private health~~ 1819
~~insurance coverage for the children may continue making payment~~ 1820

~~for medical, optical, hospital, dental, or prescription services~~ 1821
~~directly to any health care provider in accordance with the~~ 1822
~~applicable private health insurance policy, contract, or plan.~~ 1823

(C) A requirement that a person required to provide 1824
private health insurance coverage for the children designate the 1825
children as covered dependents under any private health 1826
insurance policy, contract, or plan for which the person 1827
contracts. 1828

(D) A requirement that the obligor, the obligee, or both 1829
of them under a formula established by the court, with respect 1830
to a court child support order, or the child support enforcement 1831
agency, with respect to an administrative child support order, 1832
pay ~~co-payment or deductible costs required under the private~~ 1833
~~health insurance policy, contract, or plan that covers~~ 1834
extraordinary medical expenses for the children. 1835

(E) A notice that the employer of the person required to 1836
obtain private health insurance coverage through that employer 1837
is required to release to the other parent, any person subject 1838
to an order issued under section 3109.19 of the Revised Code, or 1839
the child support enforcement agency on written request any 1840
necessary information on the private health insurance coverage, 1841
including the name and address of the health plan administrator 1842
and any policy, contract, or plan number, and to otherwise 1843
comply with this section and any order or notice issued under 1844
this section. 1845

(F) A statement setting forth the full name and date of 1846
birth of each child who is the subject of the child support 1847
order. 1848

~~(G) A requirement that the obligor and the obligee comply~~ 1849

~~with any requirement described in section 3119.30 of the Revised Code and divisions (A) and (C) of this section that is contained in an order issued in compliance with this section no later than thirty days after the issuance of the order;~~

~~(H) A notice that states the following: "If the person required to obtain private health care insurance coverage for the children subject to this child support order obtains new employment, the agency shall comply with the requirements of section 3119.34 of the Revised Code, which may result in the issuance of a notice requiring the new employer to take whatever action is necessary to enroll the children in private health care insurance coverage provided by the new employer, when insurance is not being provided by any other source."~~

~~(I) A statement that, upon receipt of notice by the child support enforcement agency that private health insurance coverage is not available at a reasonable cost, cash medical support shall be paid in the amount as determined by the child support computation worksheets in section 3119.022 or 3119.023 of the Revised Code, as applicable. The child support enforcement agency may change the financial obligations of the parties to pay child support in accordance with the terms of the court or administrative order and cash medical support without a hearing or additional notice to the parties.~~

Sec. 3119.61. The child support enforcement agency shall review an administrative child support order on the date established pursuant to section 3119.60 of the Revised Code for formally beginning the review of the order. If the agency determines that a modification is necessary and in the best interest of the child subject to the order, the agency shall calculate the amount the obligor shall pay in accordance with

the basic child support schedule established pursuant to section 1880
3119.021 of the Revised Code. The agency may not grant a 1881
deviation pursuant to section 3119.23 of the Revised Code from 1882
the guidelines ~~set forth in~~ established pursuant to section 1883
3119.021 of the Revised Code. If the agency can set the child 1884
support amount the obligor is to pay without granting such a 1885
deviation from the guidelines, the agency shall do the 1886
following: 1887

(A) Give the obligor and obligee notice of the revised 1888
amount of child support to be paid under the administrative 1889
child support order, of their right to request an administrative 1890
hearing on the revised child support amount, of the procedures 1891
and time deadlines for requesting the hearing, and that the 1892
agency will modify the administrative child support order to 1893
include the revised child support amount unless the obligor or 1894
obligee requests an administrative hearing on the revised amount 1895
no later than thirty days after receipt of the notice under this 1896
division; 1897

(B) If neither the obligor nor obligee timely requests an 1898
administrative hearing on the revised amount of child support, 1899
modify the administrative child support order to include the 1900
revised child support amount; 1901

(C) If the obligor or obligee timely requests an 1902
administrative hearing on the revised amount of child support, 1903
do all of the following: 1904

(1) Schedule a hearing on the issue; 1905

(2) Give the obligor and obligee notice of the date, time, 1906
and location of the hearing; 1907

(3) Conduct the hearing in accordance with the rules 1908

adopted under section 3119.76 of the Revised Code; 1909

(4) Redetermine at the hearing a revised amount of child 1910
support to be paid under the administrative child support order; 1911

(5) Modify the order to include the revised amount of 1912
child support; 1913

(6) Give notice to the obligor and obligee of the amount 1914
of child support to be paid under the order and that the obligor 1915
and obligee may object to the modified order by initiating an 1916
action under section 2151.231 of the Revised Code in the 1917
juvenile court or other court with jurisdiction under section 1918
2101.022 or 2301.03 of the Revised Code of the county in which 1919
the mother, the father, the child, or the guardian or custodian 1920
of the child reside. 1921

Except as otherwise provided in section 3119.772 of the 1922
Revised Code, if the agency modifies an existing administrative 1923
child support order, the modification shall relate back to the 1924
first day of the month following the date certain on which the 1925
review began under section 3119.60 of the Revised Code. 1926

If the agency cannot set the amount of child support the 1927
obligor will pay under the administrative child support order 1928
without granting a deviation pursuant to section 3119.23 of the 1929
Revised Code, the agency shall bring an action under section 1930
2151.231 of the Revised Code on behalf of the person who 1931
requested that the agency review the existing administrative 1932
order or, if no one requested the review, on behalf of the 1933
obligee, in the juvenile court or other court with jurisdiction 1934
under section 2101.022 or 2301.03 of the Revised Code of the 1935
county in which the agency is located requesting that the court 1936
issue a child support order. 1937

Sec. 3119.63. The child support enforcement agency shall 1938
review a court child support order on the date established 1939
pursuant to section 3119.60 of the Revised Code for formally 1940
beginning the review of the order and shall do all of the 1941
following: 1942

(A) Calculate a revised amount of child support to be paid 1943
under the court child support order; 1944

(B) If the court child support order under review contains 1945
a deviation granted under sections 3119.06, 3119.22, 3119.23, 1946
3119.231, and 3119.24 of the Revised Code, apply the deviation 1947
from the existing order to the revised amount of child support, 1948
provided that the agency can determine the monetary or 1949
percentage value of the deviation with respect to the court 1950
child support order. If the agency cannot determine the monetary 1951
or percentage value of the deviation, the agency shall not apply 1952
the deviation to the revised amount of child support. 1953

(C) Give the obligor and obligee notice of the revised 1954
amount of child support, of their right to request an 1955
administrative hearing on the revised amount, of the procedures 1956
and time deadlines for requesting the hearing, and that the 1957
revised amount of child support will be submitted to the court 1958
for inclusion in a revised court child support order unless the 1959
obligor or obligee requests an administrative hearing on the 1960
proposed change within fourteen days after receipt of the notice 1961
under this division; 1962

~~(C)~~ (D) Give the obligor and obligee notice that if the 1963
court child support order contains a deviation granted under 1964
section 3119.06, 3119.22, 3119.23, or 3119.24 of the Revised 1965
Code, a parenting time adjustment granted under section 3119.051 1966
of the Revised Code, or if the obligor or obligee intends to 1967

request a deviation from the child support amount to be paid 1968
under the court child support order, the obligor and obligee 1969
have a right to request a court hearing on the revised amount of 1970
child support without first requesting an administrative hearing 1971
and that the obligor or obligee, in order to exercise this 1972
right, must make the request for a court hearing no later than 1973
fourteen days after receipt of the notice; 1974

~~(D)~~ (E) If neither the obligor nor the obligee timely 1975
requests, pursuant to division (C) or (D) of this section, an 1976
administrative or court hearing on the revised amount of child 1977
support, submit the revised amount of child support to the court 1978
for inclusion in a revised court child support order; 1979

~~(E)~~ (F) If the obligor or the obligee timely requests an 1980
administrative hearing on the revised child support amount, 1981
schedule a hearing on the issue, give the obligor and obligee 1982
notice of the date, time, and location of the hearing, conduct 1983
the hearing in accordance with the rules adopted under section 1984
3119.76 of the Revised Code, redetermine at the hearing a 1985
revised amount of child support to be paid under the court child 1986
support order, and give notice to the obligor and obligee of the 1987
revised amount of child support, that they may request a court 1988
hearing on the revised amount, and that the agency will submit 1989
the revised amount of child support to the court for inclusion 1990
in a revised court child support order, if neither the obligor 1991
nor the obligee requests a court hearing on the revised amount 1992
of child support; 1993

~~(F)~~ (G) If neither the obligor nor the obligee requests, 1994
pursuant to division ~~(E)~~ (F) of this section, a court hearing on 1995
the revised amount of child support, submit the revised amount 1996
of child support to the court for inclusion in a revised court 1997

child support order. 1998

Sec. 3119.76. The director of job and family services 1999
shall adopt rules pursuant to Chapter 119. of the Revised Code 2000
establishing a procedure for determining when existing child 2001
support orders should be reviewed to determine whether it is 2002
necessary and in the best interest of the children who are the 2003
subject of the child support order to change the child support 2004
order. The rules shall include, but are not limited to, all of 2005
the following: 2006

(A) Any procedures necessary to comply with section 666(a) 2007
(10) of Title 42 of the U.S. Code, "Family Support Act of 1988," 2008
102 Stat. 2346, 42 U.S.C. 666(a)(10), as amended, and any 2009
regulations adopted pursuant to, or to enforce, that section; 2010

(B) Procedures for determining what child support orders 2011
are to be subject to review upon the request of either the 2012
obligor or the obligee or periodically by the child support 2013
enforcement agency administering the child support order; 2014

(C) Procedures for the child support enforcement agency to 2015
periodically review and to review, upon the request of the 2016
obligor or the obligee, any child support order that is subject 2017
to review to determine whether the amount of child support paid 2018
under the child support order should be adjusted in accordance 2019
with the basic child support schedule ~~set forth in established~~ 2020
pursuant to section 3119.021 of the Revised Code or whether the 2021
provisions for the child's health care needs under the child 2022
support order should be modified in accordance with sections 2023
3119.29 to 3119.56 of the Revised Code; 2024

(D) Procedures for giving obligors and obligees notice of 2025
their right to request a review of a child support order that is 2026

determined to be subject to review, notice of any proposed 2027
revision of the amount of child support to be paid under the 2028
child support order, notice of the procedures for requesting a 2029
hearing on any proposed revision of the amount of child support 2030
to be paid under a child support order, notice of any 2031
administrative hearing to be held on a proposed revision of the 2032
amount of child support to be paid under a child support order, 2033
at least forty-five days' prior notice of any review of their 2034
child support order, and notice that a failure to comply with 2035
any request for documents or information to be used in the 2036
review of a child support order is contempt of court; 2037

(E) Procedures for obtaining the necessary documents and 2038
information necessary to review child support orders and for 2039
holding administrative hearings on a proposed revision of the 2040
amount of child support to be paid under a child support order; 2041

(F) Procedures for adjusting child support orders in 2042
accordance with the basic child support schedule ~~set forth in~~ 2043
created pursuant to section 3119.021 of the Revised Code and the 2044
applicable worksheet ~~in-created under rules adopted under~~ 2045
section 3119.022 ~~or 3119.023~~ of the Revised Code, ~~through the~~ 2046
~~line establishing the actual annual obligation;~~ 2047

(G) Procedures for adjusting the provisions of the child 2048
support order governing the health care needs of the child 2049
pursuant to sections 3119.29 to 3119.56 of the Revised Code. 2050

Sec. 3119.79. (A) If an obligor or obligee under a child 2051
support order requests that the court modify the amount of child 2052
support required to be paid pursuant to the child support order, 2053
the court shall recalculate the amount of support that would be 2054
required to be paid under the child support order in accordance 2055
with the schedule and the applicable worksheet ~~through the line~~ 2056

~~establishing the actual annual obligation.~~ If that amount as 2057
recalculated is more than ten per cent greater than or more than 2058
ten per cent less than the amount of child support required to 2059
be paid pursuant to the existing child support order, the 2060
deviation from the recalculated amount that would be required to 2061
be paid under the schedule and the applicable worksheet shall be 2062
considered by the court as a change of circumstance substantial 2063
enough to require a modification of the child support amount. 2064

~~(B) In determining the recalculated support amount that~~ 2065
~~would be required to be paid under the child support order for~~ 2066
~~purposes of determining whether that recalculated amount is more~~ 2067
~~than ten per cent greater than or more than ten per cent less~~ 2068
~~than the amount of child support required to be paid pursuant to~~ 2069
~~the existing child support order, the court shall consider, in~~ 2070
~~addition to all other factors required by law to be considered,~~ 2071
~~the cost of health insurance the obligor, the obligee, or both~~ 2072
~~the obligor and the obligee have been ordered to obtain for the~~ 2073
~~children specified in the order. Additionally, if an obligor or~~ 2074
~~obligee under a child support order requests that the court~~ 2075
~~modify the support amount required to be paid pursuant to the~~ 2076
~~child support order and if~~ If the court determines that the 2077
~~amount of support does not adequately meet the medical needs of~~ 2078
~~the child~~ are not being met because of inadequate health 2079
insurance coverage, the inadequate coverage shall be considered 2080
by the court as a change of circumstance that is substantial 2081
enough to require a modification of the ~~amount of the~~ child 2082
support order. 2083

(C) If the court determines that the amount of child 2084
support required to be paid under the child support order should 2085
be changed due to a substantial change of circumstances that was 2086
not contemplated at the time of the issuance of the original 2087

child support order or the last modification of the child 2088
support order, the court shall modify the amount of child 2089
support required to be paid under the child support order to 2090
comply with the schedule and the applicable worksheet ~~through~~ 2091
~~the line establishing the actual annual obligation,~~ unless the 2092
court determines that ~~the amount~~ those amounts calculated 2093
pursuant to the basic child support schedule and pursuant to the 2094
applicable worksheet would be unjust or inappropriate and ~~would~~ 2095
therefore not be in the best interest of the child and enters in 2096
the journal the figure, determination, and findings specified in 2097
section 3119.22 of the Revised Code. 2098

Sec. 3119.89. (A) Upon receipt of a notice pursuant to 2099
section 3119.87 of the Revised Code, the child support 2100
enforcement agency administering a child support order, within 2101
twenty days after receipt of the notice, shall complete an 2102
investigation. The agency administering a child support order 2103
may conduct an investigation upon its own initiative if it 2104
otherwise has reason to believe that there may be a reason for 2105
which the order should terminate. The agency's investigation 2106
shall determine the following: 2107

(1) Whether any reason exists for which the order should 2108
terminate; 2109

(2) Whether there are other children subject to the order; 2110

(3) Whether the obligor owes any arrearages under the 2111
order; 2112

(4) Whether the agency believes it is necessary to 2113
continue withholding or deduction pursuant to a notice or order 2114
described in section 3121.03 of the Revised Code for the other 2115
children or arrearages; 2116

(5) Whether child support amounts paid pursuant to the 2117
order being investigated should be impounded because 2118
continuation of receipt and disbursement would lead to an 2119
overpayment by the obligor. 2120

(B) If the agency, pursuant to the investigation under 2121
division (A) of this section, determines that other children are 2122
subject to the child support order and that it is necessary to 2123
continue withholding or deduction for the other children, the 2124
agency shall divide the child support amount due annually and 2125
per month under the order by the number of children who are the 2126
subject of the order and subtract the amount due for the child 2127
for whom the order should be terminated from the total child 2128
support amount due annually and per month. The resulting annual 2129
and per month child support amount shall be included in the 2130
results of the agency's investigation as the recommended child 2131
support amount due annually and monthly under a revised child 2132
support order. If arrearage amounts are owed, those amounts may 2133
be included as part of the recommended child support amount. The 2134
investigation under division (A) of this section shall not 2135
include a review pursuant to sections 3119.60 to 3119.76 of the 2136
Revised Code of any other children subject to the child support 2137
order. 2138

Sec. 3121.36. The termination of a court support order or 2139
administrative child support order does not abate the power of 2140
any court or child support enforcement agency to collect any 2141
overdue and unpaid support or arrearage owed under the 2142
terminated support order or the power of the court to punish any 2143
person for a failure to comply with, or to pay any support as 2144
ordered in, the terminated support order. The termination does 2145
not abate the authority of the court or agency to issue any 2146
notice described in section 3121.03 of the Revised Code or to 2147

issue any applicable order as described in division (C) or (D) 2148
of section 3121.03 of the Revised Code to collect any overdue 2149
and unpaid support or arrearage owed under the terminated 2150
support order. If a notice is issued pursuant to section 3121.03 2151
of the Revised Code to collect the overdue and unpaid support or 2152
arrearage, the amount withheld or deducted from the obligor's 2153
personal earnings, income, or accounts shall be rebuttably 2154
presumed to be at least equal to the amount that was withheld or 2155
deducted under the terminated child support order. A court or 2156
agency administering the child support order may consider 2157
evidence of household expenditures, income variables, 2158
extraordinary health care issues, and other reasons for 2159
deviation from the presumed amount. 2160

Sec. 3123.14. If a child support order is terminated for 2161
any reason, the obligor under the child support order is or was 2162
at any time in default under the support order and, after the 2163
termination of the order, the obligor owes an arrearage under 2164
the order, the obligee may make application to the child support 2165
enforcement agency that administered the child support order 2166
prior to its termination or had authority to administer the 2167
child support order to maintain any action or proceeding on 2168
behalf of the obligee to obtain a judgment, execution of a 2169
judgment through any available procedure, an order, or other 2170
relief. If a withholding or deduction notice is issued pursuant 2171
to section 3121.03 of the Revised Code to collect an arrearage, 2172
the amount withheld or deducted from the obligor's personal 2173
earnings, income, or accounts shall be rebuttably presumed to be 2174
at least equal to the amount that was withheld or deducted under 2175
the terminated child support order. A court or agency 2176
administering the child support order may consider evidence of 2177
household expenditures, income variables, extraordinary health 2178

<u>care issues, and other reasons for deviation from the presumed</u>	2179
<u>amount.</u>	2180
Section 2. That existing sections 3119.01, 3119.02,	2181
3119.021, 3119.04, 3119.05, 3119.06, 3119.22, 3119.23, 3119.24,	2182
3119.29, 3119.30, 3119.302, 3119.31, 3119.32, 3119.61, 3119.63,	2183
3119.76, 3119.79, 3119.89, 3121.36, and 3123.14 and section	2184
3119.022, 3119.023, and 3119.024 of the Revised Code are hereby	2185
repealed.	2186
Section 3. Sections 1 and 2 of this act take effect six	2187
months after the effective date of this act. During that six-	2188
month period, the Ohio department of job and family services	2189
shall perform necessary automated system changes and may	2190
organize and oversee the statewide training of local child	2191
support enforcement agencies, lawyers who practice in child	2192
support, and judges who preside over child support cases.	2193