

As Introduced

131st General Assembly

Regular Session

2015-2016

S. B. No. 262

Senator Jones

Cosponsors: Senators Hottinger, Patton, Seitz, Eklund, Lehner

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 and 3119.231, and to repeal sections 7
3119.022, 3119.023, and 3119.024 of the Revised 8
Code to make changes to the laws governing child 9
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 and 15
3119.231 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) "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.

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

~~(2)~~(4) "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.

~~(3)~~(5) "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.

(6) "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.

~~(4)~~(7) "CPI-U" means the consumer price index for all
urban consumers, published by the United States department of
labor, bureau of labor statistics.

(8) "Extraordinary medical expenses" means any uninsured
medical expenses incurred for a child during a calendar year
that exceed ~~one hundred dollars~~the cash medical support amount
owed during that year.

~~(5)~~(9) "Federal poverty level" has the same meaning as in
section 5121.30 of the Revised Code.

(10) "Income" means either of the following:

(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)~~ (11) "Income share" means the amount a parent must 80
pay, which is derived from a comparison of a parent's individual 81
annual gross income to the total combined annual gross income of 82
both parents. 83

(12) "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)~~ (13) "Gross income" means, except as excluded in 89
division (C) ~~(7)~~ (13) 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 received for children who were not born 129
or adopted during the marriage at issue; 130

(d) Amounts paid for mandatory deductions from wages such 131
as union dues but not taxes, social security, or retirement in 132
lieu of social security; 133

(e) Nonrecurring or unsustainable income or cash flow items;	134 135
(f) Adoption assistance and foster care maintenance payments made pursuant to Title IV-E of the "Social Security Act," 94 Stat. 501, 42 U.S.C.A. 670 (1980), as amended.	136 137 138
(8) <u>(14)</u> "Nonrecurring or unsustainable income or cash flow item" means an income or cash flow item the parent receives in any year or for any number of years not to exceed three years that the parent does not expect to continue to receive on a regular basis. "Nonrecurring or unsustainable income or cash flow item" does not include a lottery prize award that is not paid in a lump sum or any other item of income or cash flow that the parent receives or expects to receive for each year for a period of more than three years or that the parent receives and invests or otherwise uses to produce income or cash flow for a period of more than three years.	139 140 141 142 143 144 145 146 147 148 149
(9) <u>(15)</u> "Ordinary medical expenses" includes co-payment and deductibles, and uninsured medical-related costs for the children of the order.	150 151 152
<u>(16)</u> (a) "Ordinary and necessary expenses incurred in generating gross receipts" means actual cash items expended by the parent or the parent's business and includes depreciation expenses of business equipment as shown on the books of a business entity.	153 154 155 156 157
(b) Except as specifically included in "ordinary and necessary expenses incurred in generating gross receipts" by division (C) (9) <u>(16)</u> (a) of this section, "ordinary and necessary expenses incurred in generating gross receipts" does not include depreciation expenses and other noncash items that are allowed	158 159 160 161 162

as deductions on any federal tax return of the parent or the 163
parent's business. 164

~~(10)~~(17) "Personal earnings" means compensation paid or 165
payable for personal services, however denominated, and includes 166
wages, salary, commissions, bonuses, draws against commissions, 167
profit sharing, vacation pay, or any other compensation. 168

~~(11)~~(18) "Potential income" means both of the following 169
for a parent who the court pursuant to a court support order, or 170
a child support enforcement agency pursuant to an administrative 171
child support order, determines is voluntarily unemployed or 172
voluntarily underemployed: 173

(a) Imputed income that the court or agency determines the 174
parent would have earned if fully employed as determined from 175
the following criteria: 176

(i) The parent's prior employment experience; 177

(ii) The parent's education; 178

(iii) The parent's physical and mental disabilities, if 179
any; 180

(iv) The availability of employment in the geographic area 181
in which the parent resides; 182

(v) The prevailing wage and salary levels in the 183
geographic area in which the parent resides; 184

(vi) The parent's special skills and training; 185

(vii) Whether there is evidence that the parent has the 186
ability to earn the imputed income; 187

(viii) The age and special needs of the child for whom 188
child support is being calculated under this section; 189

(ix) The parent's increased earning capacity because of experience;	190 191
(x) The parent's decreased earning capacity because of a felony conviction;	192 193
(xi) Any other relevant factor.	194
(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.	195 196 197 198 199 200
(12) <u>(19)</u> "Schedule" means the basic child support schedule set forth in <u>created pursuant to</u> section 3119.021 of the Revised Code.	201 202 203
(13) <u>(20)</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.	204 205 206 207 208 209 210 211 212 213 214
(14) <u>(21)</u> "Self-sufficiency reserve" means the minimal <u>amount necessary for an obligor to adequately subsist upon, as determined under section 3119.021 of the Revised Code.</u>	215 216 217
<u>(22)</u> "Split parental rights and responsibilities" means a	218

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

~~(15)~~ (23) "Worksheet" means the applicable worksheet 223
created in rules adopted under section 3119.022 of the Revised 224
Code that is used to calculate a parent's child support 225
~~obligation as set forth in sections 3119.022 and 3119.023 of the~~ 226
~~Revised Code.~~ 227

Sec. 3119.02. In any action in which a court child support 228
order is issued or modified, in any other proceeding in which 229
the court determines the amount of child support that will be 230
ordered to be paid pursuant to a child support order, or when a 231
child support enforcement agency determines the amount of child 232
support that will be ordered to be paid pursuant to an 233
administrative child support order, issues a new administrative 234
child support order, or issues a modified administrative child 235
support order, the court or agency shall calculate the amount of 236
the obligor's child support obligation in accordance with the 237
basic child support schedule, the applicable worksheet, and the 238
other provisions of ~~sections 3119.02 to 3119.24~~ Chapter 3119. of 239
the Revised Code. The court or agency shall specify the support 240
obligation as a monthly amount due and shall order the support 241
obligation to be paid in periodic increments as it determines to 242
be in the best interest of the children. In performing its 243
duties under this section, the court or agency is not required 244
to accept any calculations in a worksheet prepared by any party 245
to the action or proceeding. 246

Sec. 3119.021. (A) The director of the department of job 247
and family services shall create, by rule adopted in accordance 248

with Chapter 119. of the Revised Code, a following basic child 249
support schedule shall to be used by all courts and child 250
support enforcement agencies when calculating the amount of 251
child support to be paid pursuant to a child support order, 252
unless the combined gross income of the parents is less than 253
sixty six hundred dollars the minimum annual gross income 254
derived from division (B) of this section or more than one 255
hundred fifty thousand dollars:the maximum annual gross income 256
derived from division (B) of this section. 257

(B) (1) The basic child support schedule shall consist of a 258
table, depicting the payments required for additional children 259
subject to the order, in relation to the annual gross income of 260
the parent or parents. The table shall begin at an annual gross 261
income of \$8,400 and increase at \$600 increments to a maximum 262
annual gross income of \$300,000. The child support obligation 263
amount shall be contained at each intersection of the income row 264
with the column containing the number of children subject to the 265
order. The department shall derive the child support obligation 266
amounts for the basic child support schedule table it creates by 267
multiplying the guidelines income amount at \$600 increments by 268
the basic obligation percentages listed for each income range, 269
for each child, as indicated below: 270

(a) For one child: 272

GUIDELINES INCOME BASIC OBLIGATION 275

\$11,510.40 or less 19.193% of the amount of income 277

More than \$11,510.40, but Income of \$11,510.40 multiplied by 279

<u>not more than \$39,044.16</u>	<u>19.193% plus 16.047% of the amount of</u>	280
	<u>income in excess of \$11,510.40</u>	281
		282
<u>More than \$39,044.16 but</u>	<u>Income of \$39,044.16 multiplied by</u>	283
<u>not more than \$49,984.92</u>	<u>16.974% plus 14.788% of the amount of</u>	284
	<u>income in excess of \$39,044.16</u>	285
		286
<u>More than \$49,984.92 but</u>	<u>Income of \$49,984.92 multiplied by</u>	287
<u>not more than \$58,239.48</u>	<u>16.496% plus 11.039% of the amount of</u>	288
	<u>income in excess of \$49,984.92</u>	289
		290
<u>More than \$58,239.48 but</u>	<u>Income of \$58,239.48 multiplied by</u>	291
<u>not more than \$66,433.56</u>	<u>15.722% plus 7.167% of the amount of</u>	292
	<u>income in excess of \$58,239.48</u>	293
		294
<u>More than \$66,433.56 but</u>	<u>Income of \$66,433.56 multiplied by</u>	295
<u>not more than \$78,814.80</u>	<u>14.667% plus 5.915% of the amount of</u>	296
	<u>income in excess of \$66,433.56</u>	297
		298
<u>More than \$78,814.80 but</u>	<u>Income of \$78,814.80 multiplied by</u>	299
<u>not more than \$91,196.16</u>	<u>13.292% plus 8.162% of the amount of</u>	300
	<u>income in excess of \$78,814.80</u>	301
		302
<u>More than \$91,196.16 but</u>	<u>Income of \$91,196.16 multiplied by</u>	303
<u>not more than \$99,495.72</u>	<u>12.596% plus 4.377% of the amount of</u>	304
	<u>income in excess of \$91,196.16</u>	305
		306
<u>More than \$99,495.72 but</u>	<u>Income of \$99,495.72 multiplied by</u>	307
<u>not more than \$108,267.96</u>	<u>11.910% plus 2.057% of the amount of</u>	308
	<u>income in excess of \$99,495.72</u>	309
		310
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	311

<u>not more than \$121,158.48</u>	<u>11.112% plus 7.636% of the amount of</u>	312
	<u>income in excess of \$108,267.96</u>	313
		314
<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	315
<u>not more than \$133,213.56</u>	<u>10.742% plus 8.458% of the amount of</u>	316
	<u>income in excess of \$121,158.48</u>	317
		318
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	319
<u>not more than \$145,268.76</u>	<u>10.535% plus 5.620% of the amount of</u>	320
	<u>income in excess of \$133,213.56</u>	321
		322
<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	323
<u>not more than \$161,342.28</u>	<u>10.127% plus 6.293% of the amount of</u>	324
	<u>income in excess of \$145,268.76</u>	325
		326
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	327
<u>not more than \$177,417.24</u>	<u>9.745% plus 5.562% of the amount of</u>	328
	<u>income in excess of \$161,342.28</u>	329
		330
<u>More than \$177,417.24 but</u>	<u>Income of \$177,417.24 multiplied by</u>	331
<u>not more than \$193,489.32</u>	<u>9.366% plus 7.068% of the amount of</u>	332
	<u>income in excess of \$177,417.24</u>	333
		334
<u>More than \$193,489.32 but</u>	<u>Income of \$193,489.32 multiplied by</u>	335
<u>not more than \$219,296.76</u>	<u>13.607% plus 4.327% of the amount of</u>	336
	<u>income in excess of \$193,489.32</u>	337
		338
<u>More than \$219,296.76 but</u>	<u>Income of \$219,296.76 multiplied by</u>	339
<u>not more than \$258,292.92</u>	<u>8.427% plus 4.394% of the amount of</u>	340
	<u>income in excess of \$219,296.76</u>	341
		342
<u>More than \$258,292.92 but</u>	<u>Income of \$258,292.92 multiplied by</u>	343

<u>not more than \$336,467.04</u>	<u>7.818% plus 3.761% of the amount of</u>	344
	<u>income in excess of \$258,292.92</u>	345
		346
<u>(b) For two children:</u>		347
<u>GUIDELINES INCOME</u>	<u>BASIC OBLIGATION</u>	348
		349
<u>\$11,510.40 or less</u>	<u>29.209% of the amount of income</u>	350
		351
<u>More than \$11,510.40 but not</u>	<u>Income of \$11,510.40 multiplied by</u>	352
<u>more than \$39,044.16</u>	<u>29.209% plus 24.327% of the amount of</u>	353
	<u>income in excess of \$11,510.40</u>	354
		355
<u>More than \$39,044.16 but not</u>	<u>Income of \$39,044.16 multiplied by</u>	356
<u>more than \$49,984.92</u>	<u>25.776% plus 21.938% of the amount of</u>	357
	<u>income in excess of \$39,044.16</u>	358
		359
<u>More than \$49,984.92 but not</u>	<u>Income of \$49,984.92 multiplied by</u>	360
<u>more than \$58,239.48</u>	<u>24.928% plus 15.953% of the amount of</u>	361
	<u>income in excess of \$49,984.92</u>	362
		363
<u>More than \$58,239.48 but not</u>	<u>Income of \$58,239.48 multiplied by</u>	364
<u>more than \$66,433.56</u>	<u>23.656% plus 9.625% of the amount of</u>	365
	<u>income in excess of \$58,239.48</u>	366
		367
<u>More than \$66,433.56 but not</u>	<u>Income of \$66,433.56 multiplied by</u>	368
<u>more than \$78,814.80</u>	<u>21.926% plus 8.545% of the amount of</u>	369
	<u>income in excess of \$66,433.56</u>	370
		371
<u>More than \$78,814.80 but not</u>	<u>Income of \$78,814.80 multiplied by</u>	372
<u>more than \$91,196.16</u>	<u>19.824% plus 12.507% of the amount of</u>	373
	<u>income in excess of \$78,814.80</u>	374
		375

<u>More than \$91,196.16 but not</u>	<u>Income of \$91,196.16 multiplied by</u>	376
<u>more than \$99,495.72</u>	<u>18.830% plus 5.263% of the amount of</u>	377
	<u>income in excess of \$91,196.16</u>	378
		379
<u>More than \$99,495.72 but not</u>	<u>Income of \$99,495.72 multiplied by</u>	380
<u>more than \$108,267.96</u>	<u>17.699% plus 2.955% of the amount of</u>	381
	<u>income in excess of \$99,495.72</u>	382
		383
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	384
<u>not more than \$121,158.48</u>	<u>16.504% plus 11.607% of the amount of</u>	385
	<u>income in excess of \$108,267.96</u>	386
		387
<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	388
<u>not more than \$133,213.56</u>	<u>15.983% plus 12.776% of the amount of</u>	389
	<u>income in excess of \$121,158.48</u>	390
		391
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	392
<u>not more than \$145,268.76</u>	<u>15.693% plus 7.608% of the amount of</u>	393
	<u>income in excess of \$133,213.56</u>	394
		395
<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	396
<u>not more than \$161,342.28</u>	<u>15.022% plus 9.323% of the amount of</u>	397
	<u>income in excess of \$145,268.76</u>	398
		399
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	400
<u>not more than \$177,417.24</u>	<u>14.454% plus 9.180% of the amount of</u>	401
	<u>income in excess of \$161,342.28</u>	402
		403
<u>More than \$177,417.24 but</u>	<u>Income of \$177,417.24 multiplied by</u>	404
<u>not more than \$193,489.32</u>	<u>13.976% plus 9.536% of the amount of</u>	405
	<u>income in excess of \$177,417.24</u>	406
		407

<u>More than \$193,489.32 but</u>	<u>Income of \$193,489.32 multiplied by</u>	408
<u>not more than \$219,296.76</u>	<u>13.607% plus 4.327% of the amount of</u>	409
	<u>income in excess of \$193,489.32</u>	410
		411
<u>More than \$219,296.76 but</u>	<u>Income of \$219,296.76 multiplied by</u>	412
<u>not more than \$258,292.92</u>	<u>12.515% plus 5.952% of the amount of</u>	413
	<u>income in excess of \$219,296.76</u>	414
		415
<u>More than \$258,292.92 but</u>	<u>Income of \$258,292.92 multiplied by</u>	416
<u>not more than \$336,467.04</u>	<u>11.524% plus 6.081% of the amount of</u>	417
	<u>income in excess of \$258,292.92</u>	418
		419
<u>(c) For three children:</u>		420
<u>GUIDELINES INCOME</u>	<u>BASIC OBLIGATION</u>	421
		422
<u>\$11,510.40 or less</u>	<u>35.410% of the amount of income</u>	423
		424
<u>More than \$11,510.40 but</u>	<u>Income of \$11,510.40 multiplied by</u>	425
<u>not more than \$39,044.16</u>	<u>35.410% plus 29.128% of the amount of</u>	426
	<u>income in excess of \$11,510.40</u>	427
		428
<u>More than \$39,044.16 but</u>	<u>Income of \$39,044.16 multiplied by</u>	429
<u>not more than \$49,984.92</u>	<u>30.980% plus 25.763% of the amount of</u>	430
	<u>income in excess of \$39,044.16</u>	431
		432
<u>More than \$49,984.92 but</u>	<u>Income of \$49,984.92 multiplied by</u>	433
<u>not more than \$58,239.48</u>	<u>29.838% plus 18.202% of the amount of</u>	434
	<u>income in excess of \$49,984.92</u>	435
		436
<u>More than \$58,239.48 but</u>	<u>Income of \$58,239.48 multiplied by</u>	437
<u>not more than \$66,433.56</u>	<u>28.189% plus 10.034% of the amount of</u>	438
	<u>income in excess of \$58,239.48</u>	439

		440
<u>More than \$66,433.56 but</u>	<u>Income of \$66,433.56 multiplied by</u>	441
<u>not more than \$78,814.80</u>	<u>25.950% plus 9.747% of the amount of</u>	442
	<u>income in excess of \$66,433.56</u>	443
		444
<u>More than \$78,814.80 but</u>	<u>Income of \$78,814.80 multiplied by</u>	445
<u>not more than \$91,196.16</u>	<u>23.404% plus 15.193% of the amount of</u>	446
	<u>income in excess of \$78,814.80</u>	447
		448
<u>More than \$91,196.16 but</u>	<u>Income of \$91,196.16 multiplied by</u>	449
<u>not more than \$99,495.72</u>	<u>22.290% plus 4.632% of the amount of</u>	450
	<u>income in excess of \$91,196.16</u>	451
		452
<u>More than \$99,495.72 but</u>	<u>Income of \$99,495.72 multiplied by</u>	453
<u>not more than \$108,267.96</u>	<u>20.817% plus 3.351% of the amount of</u>	454
	<u>income in excess of \$99,495.72</u>	455
		456
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	457
<u>not more than \$121,158.48</u>	<u>19.401% plus 13.987% of the amount of</u>	458
	<u>income in excess of \$108,267.96</u>	459
		460
<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	461
<u>not more than \$133,213.56</u>	<u>18.825% plus 15.296% of the amount of</u>	462
	<u>income in excess of \$121,158.48</u>	463
		464
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	465
<u>not more than \$145,268.76</u>	<u>18.506% plus 8.018% of the amount of</u>	466
	<u>income in excess of \$133,213.56</u>	467
		468
<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	469
<u>not more than \$161,342.28</u>	<u>17.636% plus 10.937% of the amount of</u>	470
	<u>income in excess of \$145,268.76</u>	471

		472
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	473
<u>not more than \$177,417.24</u>	<u>16.968% plus 11.954% of the amount of</u>	474
	<u>income in excess of \$161,342.28</u>	475
		476
<u>More than \$177,417.24 but</u>	<u>Income of \$177,417.24 multiplied by</u>	477
<u>not more than \$193,489.32</u>	<u>16.541% plus 10.010% of the amount of</u>	478
	<u>income in excess of \$177,417.24</u>	479
		480
<u>More than \$193,489.32 but</u>	<u>Income of \$193,489.32 multiplied by</u>	481
<u>not more than \$219,296.76</u>	<u>15.974% plus 5.274% of the amount of</u>	482
	<u>income in excess of \$193,489.32</u>	483
		484
<u>More than \$219,296.76 but</u>	<u>Income of \$219,296.76 multiplied by</u>	485
<u>not more than \$258,292.92</u>	<u>14.715% plus 6.280% of the amount of</u>	486
	<u>income in excess of \$219,296.76</u>	487
		488
<u>More than \$258,292.92 but</u>	<u>Income of \$258,292.92 multiplied by</u>	489
<u>not more than \$336,467.04</u>	<u>13.441% plus 7.776% of the amount of</u>	490
	<u>income in excess of \$258,292.92</u>	491
		492
<u>(d) For four children:</u>		493
<u>GUIDELINES INCOME</u>	<u>BASIC OBLIGATION</u>	494
		495
<u>\$11,510.40 or less</u>	<u>39.553% of the amount of income</u>	496
		497
<u>More than \$11,510.40 but</u>	<u>Income of \$11,510.40 multiplied by</u>	498
<u>not more than \$39,044.16</u>	<u>39.553% plus 32.536% of the amount of</u>	499
	<u>income in excess of \$11,510.40</u>	500
		501
<u>More than \$39,044.16 but</u>	<u>Income of \$39,044.16 multiplied by</u>	502
<u>not more than \$49,984.92</u>	<u>34.605% plus 28.778% of the amount of</u>	503

<u>income in excess of \$39,044.16</u>	504	
	505	
<u>More than \$49,984.92 but</u>	<u>Income of \$49,984.92 multiplied by</u>	506
<u>not more than \$58,239.48</u>	<u>33.329% plus 20.331% of the amount of</u>	507
	<u>income in excess of \$49,984.92</u>	508
		509
<u>More than \$58,239.48 but</u>	<u>Income of \$58,239.48 multiplied by</u>	510
<u>not more than \$66,433.56</u>	<u>31.487% plus 11.208% of the amount of</u>	511
	<u>income in excess of \$58,239.48</u>	512
		513
<u>More than \$66,433.56 but</u>	<u>Income of \$66,433.56 multiplied by</u>	514
<u>not more than \$78,814.80</u>	<u>28.986% plus 10.887% of the amount of</u>	515
	<u>income in excess of \$66,433.56</u>	516
		517
<u>More than \$78,814.80 but</u>	<u>Income of \$78,814.80 multiplied by</u>	518
<u>not more than \$91,196.16</u>	<u>26.143% plus 16.971% of the amount of</u>	519
	<u>income in excess of \$78,814.80</u>	520
		521
<u>More than \$91,196.16 but</u>	<u>Income of \$91,196.16 multiplied by</u>	522
<u>not more than \$99,495.72</u>	<u>24.897% plus 5.174% of the amount of</u>	523
	<u>income in excess of \$91,196.16</u>	524
		525
<u>More than \$99,495.72 but</u>	<u>Income of \$99,495.72 multiplied by</u>	526
<u>not more than \$108,267.96</u>	<u>23.252% plus 3.743% of the amount of</u>	527
	<u>income in excess of \$99,495.72</u>	528
		529
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	530
<u>not more than \$121,158.48</u>	<u>21.671% plus 15.623% of the amount of</u>	531
	<u>income in excess of \$108,267.96</u>	532
		533
<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	534
<u>not more than \$133,213.56</u>	<u>21.028% plus 17.086% of the amount of</u>	535

<u>income in excess of \$121,158.48</u>	536	
	537	
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	538
<u>not more than \$145,268.76</u>	<u>20.671% plus 8.957% of the amount of</u>	539
	<u>income in excess of \$133,213.56</u>	540
		541
<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	542
<u>not more than \$161,342.28</u>	<u>19.699% plus 12.217% of the amount of</u>	543
	<u>income in excess of \$145,268.76</u>	544
		545
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	546
<u>not more than \$177,417.24</u>	<u>18.954% plus 13.353% of the amount of</u>	547
	<u>income in excess of \$161,342.28</u>	548
		549
<u>More than \$177,417.24 but</u>	<u>Income of \$177,417.24 multiplied by</u>	550
<u>not more than \$193,489.32</u>	<u>18.446% plus 11.181% of the amount of</u>	551
	<u>income in excess of \$177,417.24</u>	552
		553
<u>More than \$193,489.32 but</u>	<u>Income of \$193,489.32 multiplied by</u>	554
<u>not more than \$219,296.76</u>	<u>17.843% plus 5.891% of the amount of</u>	555
	<u>income in excess of \$193,489.32</u>	556
		557
<u>More than \$219,296.76 but</u>	<u>Income of \$219,296.76 multiplied by</u>	558
<u>not more than \$258,292.92</u>	<u>16.436% plus 7.015% of the amount of</u>	559
	<u>income in excess of \$219,296.76</u>	560
		561
<u>More than \$258,292.92 but</u>	<u>Income of \$258,292.92 multiplied by</u>	562
<u>not more than \$336,467.04</u>	<u>15.014% plus 8.686% of the amount of</u>	563
	<u>income in excess of \$258,292.92</u>	564
		565
<u>(e) For five children:</u>		566
<u>GUIDELINES INCOME</u>	<u>BASIC OBLIGATION</u>	567

		568
<u>\$11,510.40 or less</u>	<u>43.508% of the amount of income</u>	569
		570
<u>More than \$11,510.40 but</u>	<u>Income of \$11,510.40 multiplied by</u>	571
<u>not more than \$39,044.16</u>	<u>43.508% plus 35.790% of the amount of</u>	572
	<u>income in excess of \$11,510.40</u>	573
		574
<u>More than \$39,044.16 but</u>	<u>Income of \$39,044.16 multiplied by</u>	575
<u>not more than \$49,984.92</u>	<u>38.065% plus 31.656% of the amount of</u>	576
	<u>income in excess of \$39,044.16</u>	577
		578
<u>More than \$49,984.92 but</u>	<u>Income of \$49,984.92 multiplied by</u>	579
<u>not more than \$58,239.48</u>	<u>36.662% plus 22.365% of the amount of</u>	580
	<u>income in excess of \$49,984.92</u>	581
		582
<u>More than \$58,239.48 but</u>	<u>Income of \$58,239.48 multiplied by</u>	583
<u>not more than \$66,433.56</u>	<u>34.636% plus 12.329% of the amount of</u>	584
	<u>income in excess of \$58,239.48</u>	585
		586
<u>More than \$66,433.56 but</u>	<u>Income of \$66,433.56 multiplied by</u>	587
<u>not more than \$78,814.80</u>	<u>31.884% plus 11.976% of the amount of</u>	588
	<u>income in excess of \$66,433.56</u>	589
		590
<u>More than \$78,814.80 but</u>	<u>Income of \$78,814.80 multiplied by</u>	591
<u>not more than \$91,196.16</u>	<u>28.757% plus 18.668% of the amount of</u>	592
	<u>income in excess of \$78,814.80</u>	593
		594
<u>More than \$91,196.16 but</u>	<u>Income of \$91,196.16 multiplied by</u>	595
<u>not more than \$99,495.72</u>	<u>27.387% plus 5.692% of the amount of</u>	596
	<u>income in excess of \$91,196.16</u>	597
		598
<u>More than \$99,495.72 but</u>	<u>Income of \$99,495.72 multiplied by</u>	599

<u>not more than \$108,267.96</u>	<u>25.577% plus 4.117% of the amount of</u>	600
	<u>income in excess of \$99,495.72</u>	601
		602
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	603
<u>not more than \$121,158.48</u>	<u>23.839% plus 17.186% of the amount of</u>	604
	<u>income in excess of \$108,267.96</u>	605
		606
<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	607
<u>not more than \$133,213.56</u>	<u>23.131% plus 18.794% of the amount of</u>	608
	<u>income in excess of \$121,158.48</u>	609
		610
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	611
<u>not more than \$145,268.76</u>	<u>22.738% plus 9.852% of the amount</u>	612
	<u>income in excess of \$133,213.56</u>	613
		614
<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	615
<u>not more than \$161,342.28</u>	<u>21.669% plus 13.438% of the amount of</u>	616
	<u>income in excess of \$145,268.76</u>	617
		618
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	619
<u>not more than \$177,417.24</u>	<u>20.849% plus 14.688% of the amount of</u>	620
	<u>income in excess of \$161,342.28</u>	621
		622
<u>More than \$177,417.24 but</u>	<u>Income of \$177,417.24 multiplied by</u>	623
<u>not more than \$193,489.32</u>	<u>20.291% plus 12.299% of the amount of</u>	624
	<u>income in excess of \$177,417.24</u>	625
		626
<u>More than \$193,489.32 but</u>	<u>Income of \$193,489.32 multiplied by</u>	627
<u>not more than \$219,296.76</u>	<u>19.627% plus 6.480% of the amount of</u>	628
	<u>income in excess of \$193,489.32</u>	629
		630
<u>More than \$219,296.76 but</u>	<u>Income of \$219,296.76 multiplied by</u>	631

<u>not more than \$258,292.92</u>	<u>18.080% plus 7.716% of the amount of</u>	632
	<u>income in excess of \$219,296.76</u>	633
		634
<u>More than \$258,292.92 but</u>	<u>Income of \$258,292.92 multiplied by</u>	635
<u>not more than \$336,467.04</u>	<u>16.515% plus 9.555% of the amount of</u>	636
	<u>income in excess of \$258,292.92</u>	637
		638
<u>(f) For six children</u>		639
<u>GUIDELINES INCOME</u>	<u>BASIC OBLIGATION</u>	640
		641
<u>\$11,510.40 or less</u>	<u>47.293% of the amount of income</u>	642
		643
<u>More than \$11,510.40 but</u>	<u>Income of \$11,510.40 multiplied by</u>	644
<u>not more than \$39,044.16</u>	<u>47.293% plus 38.904% of the amount of</u>	645
	<u>income in excess of \$11,510.40</u>	646
		647
<u>More than \$39,044.16 but</u>	<u>Income of \$39,044.16 multiplied by</u>	648
<u>not more than \$49,984.92</u>	<u>41.377% plus 34.410% of the amount of</u>	649
	<u>income in excess of \$39,044.16</u>	650
		651
<u>More than \$49,984.92 but</u>	<u>Income of \$49,984.92 multiplied by</u>	652
<u>not more than \$58,239.48</u>	<u>39.852% plus 24.310% of the amount of</u>	653
	<u>income in excess of \$49,984.92</u>	654
		655
<u>More than \$58,239.48 but</u>	<u>Income of \$58,239.48 multiplied by</u>	656
<u>not more than \$66,433.56</u>	<u>37.649% plus 13.402% of the amount of</u>	657
	<u>income in excess of \$58,239.48</u>	658
		659
<u>More than \$66,433.56 but</u>	<u>Income of \$66,433.56 multiplied by</u>	660
<u>not more than \$78,814.80</u>	<u>34.658% plus 13.018% of the amount of</u>	661
	<u>income in excess of \$66,433.56</u>	662
		663

<u>More than \$78,814.80 but</u>	<u>Income of \$78,814.80 multiplied by</u>	664
<u>not more than \$91,196.16</u>	<u>31.259% plus 20.292% of the amount of</u>	665
	<u>income in excess of \$78,814.80</u>	666
		667
<u>More than \$91,196.16 but</u>	<u>Income of \$91,196.16 multiplied by</u>	668
<u>not more than \$99,495.72</u>	<u>29.770% plus 6.187% of the amount of</u>	669
	<u>income in excess of \$91,196.16</u>	670
		671
<u>More than \$99,495.72 but</u>	<u>Income of \$99,495.72 multiplied by</u>	672
<u>not more than \$108,267.96</u>	<u>27.803% plus 4.475% of the amount of</u>	673
	<u>income in excess of \$99,495.72</u>	674
		675
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	676
<u>not more than \$121,158.48</u>	<u>25.913% plus 18.681% of the amount of</u>	677
	<u>income in excess of \$108,267.96</u>	678
		679
<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	680
<u>not more than \$133,213.56</u>	<u>25.143% plus 20.430% of the amount of</u>	681
	<u>income in excess of \$121,158.48</u>	682
		683
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	684
<u>not more than \$145,268.76</u>	<u>24.717% plus 10.709% of the amount of</u>	685
	<u>income in excess of \$133,213.56</u>	686
		687
<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	688
<u>not more than \$161,342.28</u>	<u>23.554% plus 14.608% of the amount of</u>	689
	<u>income in excess of \$145,268.76</u>	690
		691
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	692
<u>not more than \$177,417.24</u>	<u>22.663% plus 15.966% of the amount of</u>	693
	<u>income in excess of \$161,342.28</u>	694
		695

More than \$177,417.24 but Income of \$177,417.24 multiplied by 696
not more than \$193,489.32 22.056% plus 13.369% of the amount of 697
income in excess of \$177,417.24 698

More than \$193,489.32 but Income of \$193,489.32 multiplied by 700
not more than \$219,296.76 21.334% plus 7.044% of the amount of 701
income in excess of \$193,489.32 702

More than \$219,296.76 but Income of \$219,296.76 multiplied by 704
not more than \$258,292.92 19.653% plus 8.387% of the amount of 705
income in excess of \$219,296.76 706

More than \$258,292.92 but Income of \$258,292.92 multiplied by 708
not more than \$336,467.04 17.952% plus 10.386% of the amount of 709
income in excess of \$258,292.92 710

(2) The basic child support schedule shall incorporate a 711
self-sufficiency reserve based on one hundred sixteen per cent 712
of the poverty income guidelines amount for a single person as 713
reported by the United States department of health and human 714
services in calendar year 2015. The department shall first 715
perform the calculation described in division (B)(1) of this 716
section to develop an unadjusted schedule, then use the 717
following to account for the self-sufficiency reserve: 718

(a) For gross annual incomes less than one hundred sixteen 719
per cent of the poverty incomes guidelines for a single person, 720
the schedule amount shall be the minimum order amount as 721
provided in section 3119.06 of the Revised Code. 722

(b) For gross annual incomes at least one hundred sixteen 723
per cent of the poverty income guidelines for a single person, 724
the amount shall be the lesser of either of the following, but 725

shall not be less than the minimum order amount as provided in 726
section 3119.06 of the Revised Code: 727

(i) The unadjusted amount from the calculation within 728
division (B)(1) of this section; 729

(ii) Thirty per cent of the difference between the gross 730
annual income of the schedule, less one one hundred sixteen per 731
cent of the poverty income guidelines for a single person. 732

(C) Every four years after the effective date of this 733
section, the department shall update the basic child support 734
schedule and self-sufficiency reserve to reflect United States 735
department of labor changes in the CPI-U and for changes in the 736
poverty income guidelines amount for a single person as reported 737
by the United States department of health and human services. 738

(1) When updating the basic child support schedule for the 739
most recent CPI-U, the department of job and family services 740
shall update the figures in the guidelines income column for the 741
percentage difference between the most recent CPI-U and the 742
March 2015 CPI-U. 743

(2) When updating the self-sufficiency reserve 744
incorporated into the basic child support schedule, the 745
department shall set the self-sufficiency reserve based on one 746
hundred sixteen per cent of the poverty income guidelines for a 747
single person as reported by the United States department of 748
health and human services in the most recent calendar year. 749

750

751

Basic Child Support Schedule 752

Combined 753

24600	4570	6639	7836	8658	9386	10042	786
25200	4668	6780	8000	8839	9582	10251	787
25800	4767	6920	8163	9020	9778	10461	788
26400	4865	7061	8327	9200	9974	10670	789
27000	4963	7202	8490	9381	10170	10880	790
27600	5054	7332	8642	9548	10351	11074	791
28200	5135	7448	8776	9697	10512	11246	792
28800	5216	7564	8911	9845	10673	11418	793
29400	5297	7678	9045	9995	10833	11592	794
30000	5377	7792	9179	10143	10994	11764	795
30600	5456	7907	9313	10291	11154	11936	796
31200	5535	8022	9447	10439	11315	12107	797
31800	5615	8136	9581	10587	11476	12279	798
32400	5694	8251	9715	10736	11636	12451	799
33000	5774	8366	9849	10884	11797	12623	800
33600	5853	8480	9983	11032	11957	12794	801
34200	5933	8595	10117	11180	12118	12966	802
34800	6012	8709	10251	11328	12279	13138	803
35400	6091	8824	10385	11476	12439	13310	804
36600	6250	9053	10653	11772	12761	13653	805
37200	6330	9168	10787	11920	12921	13825	806
37800	6406	9275	10913	12058	13071	13988	807
38400	6447	9335	10984	12137	13156	14079	808
39000	6489	9395	11055	12215	13242	14170	809
39600	6530	9455	11126	12294	13328	14261	810
40200	6571	9515	11197	12373	13413	14353	811
40800	6613	9575	11268	12451	13499	14444	812
41400	6653	9634	11338	12529	13583	14534	813
42000	6694	9693	11409	12607	13667	14624	814
42600	6735	9752	11479	12684	13752	14714	815
43200	6776	9811	11549	12762	13836	14804	816
43800	6817	9871	11619	12840	13921	14894	817

44400	6857	9930	11690	12917	14005	14985	818
45000	6898	9989	11760	12995	14090	15075	819
45600	6939	10049	11830	13073	14174	15165	820
46200	6978	10103	11897	13146	14251	15250	821
46800	7013	10150	11949	13203	14313	15316	822
47400	7048	10197	12000	13260	14375	15382	823
48000	7083	10245	12052	13317	14437	15448	824
48600	7117	10292	12103	13374	14498	15514	825
49200	7152	10339	12155	13432	14560	15580	826
49800	7187	10386	12206	13489	14622	15646	827
50400	7222	10433	12258	13546	14684	15712	828
51000	7257	10481	12309	13603	14745	15778	829
51600	7291	10528	12360	13660	14807	15844	830
52200	7326	10575	12412	13717	14869	15910	831
52800	7361	10622	12463	13774	14931	15976	832
53400	7396	10669	12515	13832	14992	16042	833
54000	7431	10717	12566	13889	15054	16108	834
54600	7468	10765	12622	13946	15120	16178	835
55200	7524	10845	12716	14050	15232	16298	836
55800	7582	10929	12814	14159	15350	16425	837
56400	7643	11016	12918	14273	15474	16558	838
57000	7704	11104	13021	14388	15598	16691	839
57600	7765	11192	13125	14502	15722	16824	840
58200	7825	11277	13225	14613	15842	16953	841
58800	7883	11361	13324	14723	15961	17079	842
59400	7941	11445	13423	14832	16079	17206	843
60000	8000	11529	13522	14941	16197	17333	844
60600	8058	11612	13620	15050	16315	17460	845
61200	8116	11696	13719	15160	16433	17587	846
61800	8175	11780	13818	15269	16552	17714	847
62400	8233	11864	13917	15378	16670	17840	848
63000	8288	11945	14011	15481	16783	17958	849

63600	8344	12024	14102	15582	16893	18075	850
64200	8399	12103	14194	15683	17002	18193	851
64800	8454	12183	14285	15784	17111	18310	852
65400	8510	12262	14376	15885	17220	18427	853
66000	8565	12341	14468	15986	17330	18544	854
66600	8620	12421	14559	16087	17439	18661	855
67200	8676	12500	14650	16188	17548	18778	856
67800	8731	12579	14741	16289	17657	18895	857
68400	8786	12659	14833	16390	17767	19012	858
69000	8842	12738	14924	16491	17876	19129	859
69600	8897	12817	15015	16592	17985	19246	860
70200	8953	12897	15107	16693	18094	19363	861
70800	9008	12974	15196	16791	18201	19476	862
71400	9060	13047	15281	16885	18302	19585	863
72000	9111	13120	15366	16979	18404	19694	864
72600	9163	13194	15451	17073	18506	19803	865
73200	9214	13267	15536	17167	18608	19912	866
73800	9266	13340	15621	17261	18709	20021	867
74400	9318	13413	15706	17355	18811	20130	868
75000	9369	13487	15791	17449	18913	20239	869
75600	9421	13560	15876	17543	19015	20347	870
76200	9473	13633	15961	17636	19116	20456	871
76800	9524	13707	16046	17730	19218	20565	872
77400	9576	13780	16131	17824	19320	20674	873
78000	9627	13853	16216	17918	19422	20783	874
78600	9679	13927	16300	18012	19523	20892	875
79200	9731	14000	16385	18106	19625	21001	876
79800	9782	14073	16470	18200	19727	21109	877
80400	9834	14147	16555	18294	19829	21218	878
81000	9885	14220	16640	18387	19930	21326	879
81600	9936	14292	16723	18480	20030	21434	880
82200	9987	14364	16807	18573	20131	21541	881

82800	10038	14439	16891	18665	20235	21651	882
83400	10090	14514	16979	18762	20340	21763	883
84000	10142	14589	17066	18859	20444	21875	884
84600	10194	14663	17154	18956	20549	21987	885
85200	10246	14738	17241	19052	20653	22099	886
85800	10298	14813	17329	19149	20758	22211	887
86400	10350	14887	17417	19246	20863	22323	888
87000	10403	14962	17504	19343	20967	22435	889
87600	10455	15037	17592	19440	21072	22547	890
88200	10507	15111	17679	19537	21176	22659	891
88800	10559	15186	17767	19633	21281	22771	892
89400	10611	15261	17855	19730	21386	22883	893
90000	10663	15335	17942	19827	21490	22995	894
90600	10715	15410	18030	19924	21595	23107	895
91200	10767	15485	18118	20021	21700	23219	896
91800	10819	15559	18205	20118	21804	23331	897
92400	10872	15634	18293	20215	21909	23443	898
93000	10924	15709	18380	20311	22013	23555	899
93600	10976	15783	18468	20408	22118	23667	900
94200	11028	15858	18556	20505	22223	23779	901
94800	11080	15933	18643	20602	22327	23891	902
95400	11132	16007	18731	20699	22432	24003	903
96000	11184	16082	18818	20796	22536	24115	904
96600	11236	16157	18906	20892	22641	24227	905
97200	11289	16231	18994	20989	22746	24339	906
97800	11341	16306	19081	21086	22850	24451	907
98400	11393	16381	19169	21183	22955	24563	908
99000	11446	16450	19255	21279	23062	24676	909
99600	11491	16516	19334	21366	23156	24777	910
100200	11536	16583	19413	21453	23250	24878	911
100800	11581	16649	19491	21539	23345	24978	912
101400	11625	16714	19569	21625	23437	25077	913

102000	11670	16779	19646	21710	23530	25177	914
102600	11714	16844	19724	21796	23623	25276	915
103200	11759	16909	19801	21881	23715	25375	916
103800	11803	16974	19879	21967	23808	25475	917
104400	11847	17039	19956	22052	23901	25574	918
105000	11892	17104	20034	22138	23994	25673	919
105600	11934	17167	20108	22220	24083	25769	920
106200	11979	17232	20186	22305	24176	25868	921
106800	12023	17297	20263	22391	24269	25968	922
107400	12068	17362	20341	22476	24361	26067	923
108000	12110	17425	20415	22559	24451	26162	924
108600	12155	17490	20493	22644	24543	26262	925
109200	12199	17555	20570	22730	24636	26361	926
109800	12243	17620	20648	22815	24729	26460	927
110400	12286	17683	20722	22897	24818	26556	928
111000	12331	17748	20800	22983	24911	26655	929
111600	12375	17813	20877	23068	25004	26755	930
112200	12419	17878	20955	23154	25096	26854	931
112800	12462	17941	21029	23236	25186	26949	932
113400	12506	18006	21107	23322	25278	27049	933
114000	12551	18071	21184	23407	25371	27148	934
114600	12595	18136	21262	23493	25464	27247	935
115200	12640	18202	21339	23578	25557	27347	936
115800	12682	18264	21414	23660	25646	27442	937
116400	12727	18329	21491	23746	25739	27542	938
117000	12771	18394	21569	23831	25832	27641	939
117600	12815	18460	21646	23917	25924	27740	940
118200	12858	18522	21721	23999	26013	27836	941
118800	12902	18587	21798	24084	26106	27935	942
119400	12947	18652	21876	24170	26199	28034	943
120000	12991	18718	21953	24256	26292	28134	944
120600	13034	18780	22028	24338	26381	28229	945

121200	13078	18845	22105	24423	26474	28329	946
121800	13123	18910	22183	24509	26567	28428	947
122400	13167	18976	22260	24594	26659	28527	948
123000	13210	19038	22335	24676	26749	28623	949
123600	13254	19103	22412	24762	26841	28722	950
124200	13299	19168	22490	24847	26934	28821	951
124800	13343	19234	22567	24933	27027	28921	952
125400	13386	19296	22642	25015	27116	29016	953
126000	13430	19361	22719	25101	27209	29115	954
126600	13474	19426	22797	25186	27302	29215	955
127200	13519	19492	22874	25272	27395	29314	956
127800	13561	19554	22949	25354	27484	29410	957
128400	13606	19619	23026	25439	27576	29509	958
129000	13650	19684	23104	25525	27669	29608	959
129600	13695	19750	23181	25610	27762	29708	960
130200	13739	19815	23259	25696	27855	29807	961
130800	13783	19879	23335	25780	27946	29905	962
131400	13828	19945	23414	25868	28041	30007	963
132000	13874	20012	23494	25955	28136	30108	964
132600	13919	20079	23573	26043	28231	30210	965
133200	13963	20143	23649	26127	28323	30308	966
133800	14008	20210	23729	26215	28418	30410	967
134400	14054	20276	23808	26302	28513	30511	968
135000	14099	20343	23887	26390	28608	30613	969
135600	14143	20407	23964	26474	28699	30711	970
136200	14188	20474	24043	26561	28794	30813	971
136800	14234	20541	24123	26649	28889	30914	972
137400	14279	20607	24202	26737	28984	31016	973
138000	14323	20671	24278	26821	29075	31114	974
138600	14368	20738	24358	26908	29170	31215	975
139200	14414	20805	24437	26996	29265	31317	976
139800	14459	20872	24516	27083	29361	31419	977

140400	14503	20936	24593	27168	29452	31517	978
141000	14549	21002	24672	27255	29547	31618	979
141600	14594	21069	24751	27343	29642	31720	980
142200	14639	21136	24831	27430	29737	31822	981
142800	14683	21200	24907	27515	29828	31920	982
143400	14729	21267	24986	27602	29923	32021	983
144000	14774	21333	25066	27690	30018	32123	984
144600	14820	21400	25145	27777	30113	32225	985
145200	14865	21467	25225	27865	30208	32327	986
145800	14909	21531	25301	27949	30300	32424	987
146400	14963	21596	25377	28041	30396	32526	988
147000	15006	21659	25452	28124	30486	32622	989
147600	15049	21722	25527	28207	30576	32718	990
148200	15090	21782	25599	28286	30662	32810	991
148800	15133	21845	25674	28369	30752	32907	992
149400	15176	21908	25749	28452	30842	33003	993
150000	15218	21971	25823	28534	30931	33099	994

Sec. 3119.022. The director of job and family services 995
shall adopt rules pursuant to Chapter 119. of the Revised Code 996
governing the creation of child support guidelines worksheets 997
and instructions that incorporate the requirements of Chapter 998
3119. of the Revised Code for the calculation of child support 999
and medical support obligations. In addition, the department 1000
shall: 1001

(A) Adopt standard worksheet forms that shall be used in 1002
all courts and child support enforcement agencies when 1003
calculating child support and medical support obligations; and 1004

(B) Adopt a standard instruction manual to provide 1005
guidance and assistance to persons calculating support 1006
obligations. 1007

The director shall revise the worksheets and instruction manual at least once every five years consistent with any determinations made under any review conducted under section 3119.023 of the Revised Code. 1008
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Sec. 3119.023. (A) At least once every four years, the department of job and family services shall review the basic child support schedule issued by the department pursuant to section 3119.021 of the Revised Code to determine whether child support orders issued in accordance with that schedule and the worksheets created under rules adopted under section 3119.022 of the Revised Code adequately provide for the needs of children who are subject to the child support orders. The department may consider the adequacy and appropriateness of the current schedule, whether there are substantial and permanent changes in household consumption and savings patterns, particularly those resulting in substantial and permanent changes in the per cent of total household expenditures devoted to children, and whether there have been substantial and permanent changes to the federal and state income tax code other than inflationary adjustments to such things as the exemption amount and income tax brackets, and other factors when conducting its review. The review is in addition to, and independent of, any schedule update completed as set forth in section 3119.021 of the Revised Code. The department shall prepare a report of its review and include recommendations for statutory changes, and submit a copy of the report to both houses of the general assembly. 1012
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(B) For each review, the department shall establish a child support guideline advisory council to assist the department in the completion of its reviews and reports. Each council shall be composed of: 1034
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<u>(1) Obligors;</u>	1038
<u>(2) Obligees;</u>	1039
<u>(3) Judges of courts of common pleas who have jurisdiction over domestic relations and juvenile court cases that involve the determination of child support;</u>	1040 1041 1042
<u>(4) Attorneys whose practice includes a significant number of domestic relations or juvenile court cases that involve the determination of child support;</u>	1043 1044 1045
<u>(5) Representatives of child support enforcement agencies;</u>	1046
<u>(6) Other persons interested in the welfare of children;</u>	1047
<u>(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</u>	1048 1049 1050
<u>(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.</u>	1051 1052 1053
<u>(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.</u>	1054 1055 1056 1057
<u>(D) The advisory council shall cease to exist at the time that the department submits its review to the general assembly under this section.</u>	1058 1059 1060
<u>(E) Any expenses incurred by an advisory council shall be paid by the department.</u>	1061 1062
Sec. 3119.04. (A) If the combined gross income of both parents is less than six thousand six hundred dollars per year,	1063 1064

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

~~(B)~~ If the combined annual gross income of both parents is greater than ~~one hundred fifty thousand dollars per year~~ the maximum gross income listed on the basic child support schedule established pursuant to section 3119.021 of the Revised Code, the court, with respect to a court child support order, or the child support enforcement agency, with respect to an administrative child support order, shall determine the amount of the obligor's child support obligation on a case-by-case basis and shall consider the needs and the standard of living of the children who are the subject of the child support order and of the parents. The court or agency shall compute a basic combined child support obligation that is no less than the obligation that would have been computed under the basic child support schedule and applicable worksheet for a combined gross income ~~of one hundred fifty thousand dollars~~ equal to the maximum annual gross income listed on the basic child support schedule established pursuant to section 3119.021 of the Revised Code, unless the court or agency determines that it would be unjust or

inappropriate and ~~would therefore~~ not be in the best interest of 1096
the child, obligor, or obligee to order that amount. If the 1097
court or agency makes such a determination, it shall enter in 1098
the journal the figure, determination, and findings. 1099

Sec. 3119.05. When a court computes the amount of child 1100
support required to be paid under a court child support order or 1101
a child support enforcement agency computes the amount of child 1102
support to be paid pursuant to an administrative child support 1103
order, all of the following apply: 1104

(A) The parents' current and past income and personal 1105
earnings shall be verified by electronic means or with suitable 1106
documents, including, but not limited to, paystubs, employer 1107
statements, receipts and expense vouchers related to self- 1108
generated income, tax returns, and all supporting documentation 1109
and schedules for the tax returns. 1110

(B) The annual amount of any ~~pre-existing child support~~ 1111
~~obligation of a parent under a child support order and the~~ 1112
~~amount of any court-ordered spousal support actually paid,~~ 1113
excluding any ordered payment on arrears, shall be deducted from 1114
the gross income of that parent to the extent that payment ~~under~~ 1115
~~the child support order or that payment~~ of the court-ordered 1116
spousal support is verified by supporting documentation. 1117

(C) ~~If other minor children who were born to the parent~~ 1118
~~and a person other than the other parent who is involved in the~~ 1119
~~immediate child support determination live with the parent, the~~ 1120
~~court or agency shall deduct an amount from that parent's gross~~ 1121
~~income that equals the number of such minor children times the~~ 1122
~~federal income tax exemption for such children less child~~ 1123
~~support received for them for the year, not exceeding the~~ 1124
federal income tax exemption. The court or agency shall adjust 1125

the amount of child support to be paid by a parent who has 1126
children in more than one household. When calculating the 1127
adjusted amount, the court or agency shall use the schedule and 1128
do the following: 1129

(1) Determine the amount of child support that each parent 1130
would be ordered to pay for all children for whom the parent has 1131
the legal duty to support, according to each parent's annual 1132
gross income. If the number of children is greater than six, 1133
multiply the amount for three children by: 1134

(a) 1.440 for seven children; 1135

(b) 1.540 for eight children; 1136

(c) 1.638 for nine children; 1137

(d) 1.734 for ten children; 1138

(e) 1.827 for eleven children; 1139

(f) 1.919 for twelve children; 1140

(g) 2.008 for thirteen children; 1141

(h) 2.096 for fourteen children; 1142

(i) 2.182 for more than fourteen children. 1143

(2) Compute a child support credit amount for each 1144
parent's children who are not subject to this order by dividing 1145
the amount determined in division (C)(1) of this section by the 1146
total number of children whom the parent is obligated to support 1147
and multiplying that number by the number of the parent's 1148
children who are not subject to this order. 1149

(3) Determine the adjusted income of the parents by 1150
subtracting the credit for minor children not subject to this 1151
order computed under division (C)(2) of this section, from the 1152

gross income of each parent for the children each has a duty to 1153
support that are not subject to this order. 1154

(D) When the court or agency calculates the gross income 1155
of a parent, it shall include the lesser of the following as 1156
income from overtime and bonuses: 1157

(1) The yearly average of all overtime, commissions, and 1158
bonuses received during the three years immediately prior to the 1159
time when the person's child support obligation is being 1160
computed; 1161

(2) The total overtime, commissions, and bonuses received 1162
during the year immediately prior to the time when the person's 1163
child support obligation is being computed. 1164

(E) When the court or agency calculates the gross income 1165
of a parent, it shall not include any income earned by the 1166
spouse of that parent. 1167

(F) (1) The court shall issue a separate orders for 1168
extraordinary medical expenses and educational expenses. A 1169
medical support order for extraordinary medical or dental 1170
expenses, including shall include, but is not limited to, 1171
orthodontia, dental, optical, and psychological services. 1172

If the court makes an order for payment of, appropriate 1173
private education, and other expenses, it shall do so by issuing 1174
a separate order. 1175

(2) The court may make separate orders for appropriate 1176
expenses. 1177

(3) The court and may consider the expenses in division 1178
(F) of this section in adjusting a child support order. 1179

(G) When a court or agency calculates the amount of child 1180

support to be paid pursuant to a court child support order or an 1181
administrative child support order, if the ~~combined~~ gross income 1182
of ~~both the parent or~~ parents is an amount that is between two 1183
amounts set forth in the ~~first column of the~~ schedule, the court 1184
or agency may use the basic child support obligation that 1185
corresponds to the higher of the two amounts ~~in the first column~~ 1186
of the schedule, use the basic child support obligation that 1187
corresponds to the lower of the two amounts ~~in the first column~~ 1188
of the schedule, or calculate a basic child support obligation 1189
that is between those two amounts and corresponds proportionally 1190
to the ~~parents'~~ actual ~~combined~~ gross income. 1191

(H) When the court or agency calculates gross income, the 1192
court or agency, when appropriate, may average income over a 1193
reasonable period of years. 1194

(I) Unless it would be unjust or inappropriate and 1195
therefore not in the best interests of the child, a court or 1196
agency shall not determine a parent to be voluntarily unemployed 1197
or underemployed and shall not impute income to that parent if 1198
~~either~~ any of the following conditions exist: 1199

(1) The parent is receiving recurring monetary income from 1200
means-tested public assistance benefits, including cash 1201
assistance payments under the Ohio works first program 1202
established under Chapter 5107. of the Revised Code, financial 1203
assistance under the disability financial assistance program 1204
established under Chapter 5115. of the Revised Code, general 1205
assistance under former Chapter 5113. of the Revised Code, 1206
supplemental security income, or means-tested veterans' 1207
benefits; 1208

(2) The parent is approved for social security disability 1209
insurance benefits because of a mental or physical disability, 1210

or the court or agency determines that the parent is unable to 1211
work based on medical documentation that includes a physician's 1212
diagnosis and a physician's opinion regarding the parent's 1213
mental or physical disability and inability to work. 1214

(3) The parent has proven that the parent has made 1215
continuous and diligent efforts without success to find and 1216
accept employment, including temporary employment, part-time 1217
employment, or employment at less than the parent's previous 1218
salary or wage. 1219

(4) The parent is complying with court-ordered family 1220
reunification efforts in a child abuse, neglect, or dependency 1221
proceeding, to the extent that compliance with those efforts 1222
limits the parent's ability to earn income. 1223

(5) The parent is incarcerated or institutionalized for a 1224
period of twelve months or more with no other available assets, 1225
unless the parent is incarcerated for an offense relating to the 1226
abuse or neglect of a child who is the subject of the support 1227
order or an offense under Title XXIX of the Revised Code ~~when~~ 1228
against the obligee or a child who is the subject of the support 1229
order ~~is a victim of the offense.~~ 1230

(J) When a court or agency requires a parent to pay an 1231
amount for that parent's failure to support a child for a period 1232
of time prior to the date the court modifies or issues a court 1233
child support order or an agency modifies or issues an 1234
administrative child support order for the current support of 1235
the child, the court or agency shall calculate that amount using 1236
the basic child support schedule, worksheets, and child support 1237
laws in effect, and the incomes of the parents as they existed, 1238
for that prior period of time. 1239

(K) A court or agency may disregard a parent's additional 1240
income from overtime or additional employment when the court or 1241
agency finds that the additional income was generated primarily 1242
to support a new or additional family member or members, or 1243
under other appropriate circumstances. 1244

(L) If both parents involved in the immediate child 1245
support determination have a prior order for support relative to 1246
a minor child or children born to both parents, the court or 1247
agency shall collect information about the existing order or 1248
orders and consider those together with the current calculation 1249
for support to ensure that the total of all orders for all 1250
children of the parties does not exceed the amount that would 1251
have been ordered if all children were addressed in a single 1252
judicial or administrative proceeding. 1253

(M) A support obligation may exceed the support obligation 1254
for a parent based on the income share of that parent, if 1255
permitted in the basic child support schedule. 1256

(N) Any non-means tested benefit received by the child or 1257
children subject of the case resulting from the claims of either 1258
parent shall be deducted from that parent's annual child support 1259
obligation after all other adjustments have been made. If that 1260
non-means tested benefit exceeds the child support obligation of 1261
the parent from whose claim the benefit is realized, the child 1262
support obligation for that parent shall be zero. 1263

(O) As part of the child support calculation, the parents 1264
shall be ordered to share the costs of child care. Subject to 1265
the limitations in this division, a child support obligor shall 1266
pay an amount equal to the obligor's income share of the child 1267
care cost incurred for the child or children subject to the 1268
order. 1269

- (1) The child care cost used in the calculation: 1270
- (a) Shall be for child care determined to be necessary to 1271
allow a parent to work, or for activities related to employment 1272
training; 1273
- (b) Shall be verifiable by credible evidence as determined 1274
by a court or child support enforcement agency; 1275
- (c) Shall exclude any reimbursed or subsidized child care 1276
cost, including any state or federal tax credit for child care 1277
available to the parent or caretaker, whether or not claimed; 1278
- (d) Shall not exceed the maximum state-wide average cost 1279
estimate issued by the department of job and family services, 1280
using the data collected and reported as required in section 1281
5104.04 of the Revised Code. 1282
- (2) The schedule may establish a threshold for an 1283
obligor's individual annual gross income, at which the share of 1284
the child care cost paid by the obligor shall be equal to the 1285
lower of the obligor's income share of the child care cost, or 1286
fifty per cent of the child care cost. 1287
- Sec. 3119.051.** (A) Except as otherwise provided in this 1288
section, a court or child support enforcement agency calculating 1289
the amount to be paid under a child support order shall reduce 1290
by ten per cent the amount of the annual individual support 1291
obligation for the parent or parents when a court has issued or 1292
is issuing a court-ordered parenting time order that equals or 1293
exceeds the standard parenting time order of the court issuing 1294
the support order. This reduction may be in addition to the 1295
other deviations and reductions. 1296
- (B) At the request of the obligee, a court may conduct a 1297
review of a child support order in accordance with rules adopted 1298

pursuant to section 3119.76 of the Revised Code and eliminate a 1299
previously granted adjustment established under division (A) of 1300
this section if the obligor, without just cause, has failed to 1301
exercise court-ordered parenting time. 1302

Sec. 3119.06. Except as otherwise provided in this 1303
section, in any action in which a court or a child support 1304
enforcement agency issues or modifies a child support order or 1305
in any other proceeding in which a court or agency determines 1306
the amount of child support to be paid pursuant to a child 1307
support order, the court or agency shall issue a minimum child 1308
support order requiring the obligor to pay a minimum of ~~fifty-~~ 1309
~~eighty~~ dollars a month for all the children subject to that 1310
order. The court or agency, in its discretion and in appropriate 1311
circumstances, may issue a minimum child support order ~~requiring~~ 1312
~~the obligor to pay of less than fifty-eighty~~ dollars a month or 1313
issue an order not requiring the obligor to pay ~~an any child~~ 1314
support amount for support. The circumstances under which a 1315
court or agency may issue such an order include the 1316
nonresidential parent's medically verified or documented 1317
physical or mental disability or institutionalization in a 1318
facility for persons with a mental illness or any other 1319
circumstances considered appropriate by the court or agency. 1320

If a court or agency issues a minimum child support ~~order~~ 1321
obligation pursuant to this section and the obligor under the 1322
support order is the recipient of ~~need-based means-tested~~ public 1323
assistance, any unpaid amounts of support due under the support 1324
order shall accrue as arrearages from month to month, and the 1325
obligor's current obligation to pay the support due under the 1326
support order is suspended during any period of time that the 1327
obligor is receiving ~~need-based~~ means-tested public assistance 1328
and is complying with any seek work orders issued pursuant to 1329

section 3121.03 of the Revised Code. The court, obligee, and 1330
child support enforcement agency shall not enforce the 1331
obligation of the obligor to pay the amount of support due under 1332
the support order while the obligor is receiving ~~need-based-~~ 1333
means-tested public assistance and is complying with any seek 1334
work orders issued pursuant to section 3121.03 of the Revised 1335
Code. 1336

Sec. 3119.22. The court may order an amount of child 1337
support that deviates from the amount of child support that 1338
would otherwise result from the use of the basic child support 1339
schedule and the applicable worksheet, ~~through the line-~~ 1340
~~establishing the actual annual obligation,~~ if, after considering 1341
the factors and criteria set forth in section 3119.23 of the 1342
Revised Code, the court determines that the amount calculated 1343
pursuant to the basic child support schedule and the applicable 1344
worksheet, ~~through the line establishing the actual annual-~~ 1345
~~obligation,~~ would be unjust or inappropriate and ~~would~~ therefore 1346
not be in the best interest of the child. 1347

If it deviates, the court must enter in the journal the 1348
amount of child support calculated pursuant to the basic child 1349
support schedule and the applicable worksheet, ~~through the line-~~ 1350
~~establishing the actual annual obligation,~~ its determination 1351
that ~~that the~~ amount would be unjust or inappropriate and ~~would~~ 1352
therefore not ~~be~~ in the best interest of the child, and findings 1353
of fact supporting that determination. 1354

Sec. 3119.23. The court may consider any of the following 1355
factors in determining whether to grant a deviation pursuant to 1356
section 3119.22 of the Revised Code: 1357

(A) Special and unusual needs of the child or children, 1358
including needs arising from the physical or psychological 1359

<u>condition of the child or children;</u>	1360
(B) Extraordinary obligations for minor children or	1361
obligations for handicapped children who are not stepchildren	1362
and who are not offspring from the marriage or relationship that	1363
is the basis of the immediate child support determination;	1364
(C) Other court-ordered payments;	1365
(D) (C) Extended parenting time or extraordinary costs	1366
associated with parenting time, provided that this division does	1367
not authorize and shall not be construed as authorizing any	1368
deviation from the schedule and the applicable worksheet,	1369
through the line establishing the actual annual obligation, or	1370
any escrowing, impoundment, or withholding of child support	1371
because of a denial of or interference with a right of parenting	1372
time granted by court order including extraordinary travel	1373
expenses when exchanging the child or children for parenting	1374
time;	1375
(E) The obligor obtaining additional employment after a	1376
child support order is issued in order to support a second	1377
family;	1378
(F) (D) The financial resources and the earning ability of	1379
the child or children;	1380
(G) Disparity (E) The relative financial resources,	1381
including the disparity in income between parties or households,	1382
other assets, and the needs of each parent;	1383
(H) (F) The obligee's income, if the obligee's gross	1384
income is equal to or less than one hundred per cent of the	1385
federal poverty level;	1386
<u>(G) Benefits that either parent receives from remarriage</u>	1387

or sharing living expenses with another person;	1388
(I) <u>(H)</u> The amount of federal, state, and local taxes	1389
actually paid or estimated to be paid by a parent or both of the	1390
parents;	1391
(J) <u>(I)</u> Significant in-kind contributions from a parent,	1392
including, but not limited to, direct payment for lessons,	1393
sports equipment, schooling, or clothing;	1394
(K) <u>The relative financial resources, other assets and</u>	1395
<u>resources, and needs of each parent;</u>	1396
(L) <u>(J)</u> Extraordinary work-related expenses incurred by	1397
<u>either parent;</u>	1398
<u>(K)</u> The standard of living and circumstances of each	1399
parent and the standard of living the child would have enjoyed	1400
had the marriage continued or had the parents been married;	1401
(M) <u>The physical and emotional condition and needs of the</u>	1402
<u>child;</u>	1403
(N) <u>(L)</u> The need and capacity of the child for an	1404
<u>education and the educational opportunities that would have been</u>	1405
<u>available to the child had the circumstances requiring a court-</u>	1406
<u>child support order for support not arisen;</u>	1407
(O) <u>(M)</u> The responsibility of each parent for the support	1408
of others, <u>including support of a child or children with</u>	1409
<u>disabilities who are not subject to the support order;</u>	1410
<u>(N)</u> Post-secondary educational expenses paid for by a	1411
<u>parent for the parent's own child or children, regardless of</u>	1412
<u>whether the child or children are emancipated;</u>	1413
<u>(O)</u> Costs incurred or reasonably anticipated to be	1414

incurred by the parents in compliance with court-ordered 1415
reunification efforts in child abuse, neglect, or dependency 1416
cases; 1417

(P) Extraordinary child care costs required for the child 1418
or children that exceed the maximum state-wide credit provided 1419
in division (C) (2) of section 3119.05 of the Revised Code 1420
including extraordinary costs associated with caring for a child 1421
or children with specialized physical, psychological, or 1422
educational conditions; 1423

~~(P)~~(Q) Any other relevant factor. 1424

~~The court may accept an agreement of the parents that~~ 1425
~~assigns a monetary value to any of the factors and criteria~~ 1426
~~listed in this section that are applicable to their situation.~~ 1427

If the court grants a deviation based on division ~~(P)~~(Q) 1428
of this section, it shall specifically state in the order the 1429
facts that are the basis for the deviation. 1430

Sec. 3119.231. In determining whether to grant a deviation 1431
pursuant to section 3119.22 of the Revised Code for any of the 1432
reasons set forth in section 3119.23 of the Revised Code except 1433
extraordinary travel expenses, the court shall recognize that 1434
expenses for the children are incurred in both households and 1435
shall apply the following criteria: 1436

(A) If court-ordered parenting time is equal to or less 1437
than one hundred thirty overnights per year, the court shall not 1438
grant a deviation. 1439

(B) If court-ordered parenting time exceeds one hundred 1440
thirty overnights per year but is less than one hundred forty- 1441
seven overnights per year, the court may consider a deviation. 1442

(C) If court-ordered parenting time is equal to or exceeds 1443
one hundred forty-seven overnights per year, the court shall 1444
consider a substantial deviation. If the court does not grant a 1445
substantial deviation from that amount, it shall specify in the 1446
order the facts that are the basis for the court's decision. 1447

Sec. 3119.24. (A) (1) A court that issues a shared 1448
parenting order in accordance with section 3109.04 of the 1449
Revised Code shall order an amount of child support to be paid 1450
under the child support order that is calculated in accordance 1451
with the schedule and with the worksheet ~~set forth in section~~ 1452
~~3119.022 of the Revised Code, through the line establishing the~~ 1453
~~actual annual obligation,~~ except that, if that amount would be 1454
unjust or inappropriate to the children or either parent and 1455
~~would therefore not be~~ in the best interest of the child because 1456
of the extraordinary circumstances of the parents or because of 1457
any other factors or criteria set forth in section 3119.23 of 1458
the Revised Code, the court may deviate from that amount. 1459

(2) The court shall consider extraordinary circumstances 1460
and other factors or criteria if it deviates from the amount 1461
described in division (A) (1) of this section and shall enter in 1462
the journal the amount described in division (A) (1) of this 1463
section its determination that the amount would be unjust or 1464
inappropriate and ~~would therefore not be~~ in the best interest of 1465
the child, and findings of fact supporting its determination. 1466

(B) For the purposes of this section, "extraordinary 1467
circumstances of the parents" includes all of the following: 1468

(1) ~~The amount of time the children spend with each~~ 1469
~~parent;~~ 1470

~~(2) The ability of each parent to maintain adequate~~ 1471

housing for the children; 1472

~~(3)~~ (2) Each parent's expenses, including child care 1473
expenses, school tuition, medical expenses, dental expenses, and 1474
any other expenses the court considers relevant; 1475

~~(4)~~ (3) Any other circumstances the court considers 1476
relevant. 1477

Sec. 3119.29. ~~(A)~~ As used in this section and sections 1478
3119.30 to 3119.56 of the Revised Code: 1479

~~(1)~~ "~~Cash medical support~~" means an amount ordered to be 1480
paid in a child support order toward the cost of health 1481
insurance provided by a public entity, another parent, or person 1482
with whom the child resides, through employment or otherwise, or 1483
for other medical cost not covered by insurance. 1484

~~(2)~~ "~~Federal poverty line~~" has the same meaning as defined 1485
in section 5104.01 of the Revised Code. 1486

~~(3)~~ (A) "Family coverage" means the health insurance plan 1487
that provides coverage for the children who are the subject of a 1488
child support order. 1489

(B) "Health care" means such medical support that includes 1490
coverage under a health insurance plan, payment of costs of 1491
premiums, copayments, and deductibles, or payment for medical 1492
expenses incurred on behalf of the child. 1493

~~(4)~~ (C) "Health insurance coverage" means accessible 1494
private health insurance that provides primary care services 1495
within thirty miles from the residence of the child subject to 1496
the child support order. 1497

~~(5)~~ (D) "Health plan administrator" means any entity 1498
authorized under Title XXXIX of the Revised Code to engage in 1499

the business of insurance in this state, any health insuring 1500
corporation, any legal entity that is self-insured and provides 1501
benefits to its employees or members, and the administrator of 1502
any such entity or corporation. 1503

~~(6)~~ (E) "National medical support notice" means a form 1504
required by the "Child Support Performance and Incentive Act of 1505
1998," P.L. 105-200, 112 Stat. 659, 42 U.S.C. 666(a)(19), as 1506
amended, and jointly developed and promulgated by the secretary 1507
of health and human services and the secretary of labor in 1508
federal regulations adopted under that act as modified by the 1509
department of job and family services under section 3119.291 of 1510
the Revised Code. 1511

~~(7)~~ (F) "Person required to provide health insurance 1512
coverage" means the obligor, obligee, or both, required by the 1513
court under a court child support order or by the child support 1514
enforcement agency under an administrative child support order 1515
to provide health insurance coverage pursuant to section 3119.30 1516
of the Revised Code. 1517

~~(8)~~ Subject to division (B) of this section, "reasonable 1518
(G) "Reasonable cost" means that the contributing cost of 1519
private family health insurance to the person responsible for 1520
the required to provide health care of insurance coverage for 1521
the children who are the subject to of the child support order 1522
that does not exceed an amount equal to five per cent of the 1523
annual gross income of that person. For purposes of this 1524
division, the cost of health insurance is an amount equal to the 1525
difference in cost between self-only and family coverage. 1526

~~(9)~~ "Title XIX" has the same meaning as in section 5165.01 1527
of the Revised Code. 1528

~~(B) If However, if the United States secretary of health 1529
and human services issues a regulation defining that redefines 1530
"reasonable cost" or a similar term or phrase, or clarifies the 1531
elements of cost used when determining reasonable cost relevant 1532
to the provisions in child support orders relating to the 1533
provision of health care for children subject to the orders in a 1534
child support order, and if that definition is those changes are 1535
substantively different from the meaning of "reasonable cost" as 1536
defined in division (A) of this section, "reasonable cost" as 1537
used in this section than the definitions and terms used in this 1538
section, those terms shall have the meaning as defined by the 1539
United States secretary of health and human services. 1540~~

1541
Sec. 3119.30. (A) In any action or proceeding in which a 1542
child support order is issued or modified, the court, with 1543
respect to court child support orders, and the child support 1544
enforcement agency, with respect to administrative child support 1545
orders, shall determine the person or persons responsible for 1546
the health care of the children subject to the child support 1547
order and shall include provisions for the health care of the 1548
children in the child support order. The order shall specify 1549
that the obligor and obligee are both liable for the health care 1550
of expenses for the children who are not covered by private 1551
health insurance or cash medical support as calculated in 1552
accordance with section 3119.022 or 3119.023 of the Revised 1553
Code, as the applicable worksheet under a formula established by 1554
the court, with respect to a court child support order, or a 1555
child support enforcement agency, with respect to an 1556
administrative child support order. 1557

~~(B) Based on information provided to the court or to the~~ 1558

~~child support enforcement agency under section 3119.31 of the~~ 1559
~~Revised Code, the order shall include one of the following:~~ 1560
The child support obligee is rebuttably presumed to be the 1561
appropriate parent to be ordered to provide health insurance 1562
coverage. 1563

~~(1) A requirement that both the obligor and the obligee~~ 1564
~~obtain private~~ The court or child support enforcement agency may 1565
consider the following factors to rebut this presumption when 1566
determining if the child support obligor is the appropriate 1567
parent to provide health insurance coverage: ~~for the children if~~ 1568
~~coverage is available for the children at a reasonable cost to~~ 1569
~~both the obligor and the obligee and dual coverage would provide~~ 1570
~~for coordination of medical benefits without unnecessary~~ 1571
~~duplication of coverage.~~ 1572

(a) The obligor already has health insurance coverage for 1573
the child that is reasonable in cost; 1574

(b) The obligor already has health insurance coverage in 1575
place for the child that is not reasonable in cost, but the 1576
obligor wishes to be named the health insurance obligor and 1577
provide coverage under section 3119.302(A)(2)(a) of the Revised 1578
Code; 1579

(c) The obligor can obtain coverage for the child that is 1580
reasonable in cost through an employer or other source. For 1581
employer-based coverage, the court or child support enforcement 1582
agency shall consider the length of time the obligor has worked 1583
with the employer and the stability of the insurance. 1584

~~(2) A requirement that the obligee obtain~~ If private 1585
~~health insurance coverage for the children is not available at a~~ 1586
reasonable cost to the obligor or the obligee at the time the 1587

~~court or agency issues the order, the order shall include a~~ 1588
~~requirement that the obligee if coverage is available through~~ 1589
~~any group policy, contract, or plan available to the obligee and~~ 1590
~~is available at a more reasonable cost than coverage is~~ 1591
~~available to the obligor;~~ 1592

~~(3) A requirement that the obligor obtain private health~~ 1593
~~insurance coverage for the children if coverage is available~~ 1594
~~through any group policy, contract, or plan available to the~~ 1595
~~obligor at a more reasonable cost than coverage is available to~~ 1596
~~the obligee;~~ 1597

~~(4) If health insurance coverage for the children is not~~ 1598
~~available at a reasonable cost to the obligor or the obligee at~~ 1599
~~the time the court or child enforcement agency issues the order,~~ 1600
~~a requirement that the obligor or the obligee immediately within~~ 1601
~~thirty days and to inform the child support enforcement agency~~ 1602
~~that when private health insurance coverage for the children has~~ 1603
~~become available to either the obligor or obligee. The child~~ 1604
~~support enforcement agency shall determine if the private health~~ 1605
~~insurance coverage is available at a reasonable cost and if~~ 1606
~~coverage is reasonable, division (B)(2) or (3) shall apply, as~~ 1607
~~applicable been obtained.~~ 1608

~~(C) When a child support order is issued or modified, and~~ 1609
~~the obligor's gross income is one hundred fifty per cent or more~~ 1610
~~of the federal poverty level for an individual, the order shall~~ 1611
~~include the amount of a cash medical support to be paid by the~~ 1612
~~obligor that is either five per cent of the obligor's adjusted~~ 1613
~~gross income or the obligor's share of the United States~~ 1614
~~department of agriculture estimated annual health care~~ 1615
~~expenditure per child as determined in accordance with federal~~ 1616
~~law and regulation, whichever is the lower amount. The amount of~~ 1617

~~cash medical support paid by the obligor shall be paid during~~ 1618
~~any period after the court or child support enforcement agency~~ 1619
~~issues or modifies the order in which the children are not~~ 1620
~~covered by private health insurance~~amount consistent with 1621
division (B) of section 3119.302 of the Revised Code for each 1622
child subject to the order. The cash medical support amount 1623
shall be ordered based on the number of children subject to the 1624
order and divided between the parties using the parents' income 1625
share. 1626

(D) Any cash medical support paid pursuant to division (C) 1627
of this section shall be paid through the department of job and 1628
family services by the obligor to either the obligee if the 1629
children are not Medicaid recipients, or to the ~~office~~ 1630
department of child support to defray the cost of Medicaid when 1631
a expenditures if the children are Medicaid assignment is in 1632
effect for any recipients. The child under the support 1633
~~enforcement agency administering the court or administrative~~ 1634
~~order shall amend the amount of monthly child support obligation~~ 1635
~~to reflect the amount paid when private health insurance is not~~ 1636
~~provided, as calculated in the current order pursuant to section~~ 1637
~~3119.022 or 3119.023 of the Revised Code, as applicable.~~ 1638

~~The child support enforcement agency shall give the~~ 1639
~~obligor notice in accordance with Chapter 3121. of the Revised~~ 1640
~~Code and provide the obligor an opportunity to be heard if the~~ 1641
~~obligor believes there is a mistake of fact regarding the~~ 1642
~~availability of private health insurance at a reasonable cost as~~ 1643
~~determined under division (B) of this section.~~ 1644

(E) The cost of providing health insurance for a child 1645
subject to an order shall be defrayed by a credit against that 1646
parent's gross income when calculating support as required under 1647

section 3119.02 of the Revised Code using the basic child 1648
support schedule and applicable worksheet. The credit shall be 1649
equal to the total actual out-of-pocket cost for health 1650
insurance premiums for the coverage. Any credit given will be 1651
less any subsidy, including a premium tax credit or cost-sharing 1652
reduction received by the parent providing coverage~~The obligor~~ 1653
~~shall begin payment of any cash medical support on the first day~~ 1654
~~of the month immediately following the month in which private~~ 1655
~~health insurance coverage is unavailable or terminates and shall~~ 1656
~~cease payment on the last day of the month immediately preceding~~ 1657
~~the month in which private health insurance coverage begins or~~ 1658
~~resumes. During the period when cash medical support is required~~ 1659
~~to be paid, the obligor or obligee must immediately inform the~~ 1660
~~child support enforcement agency that health insurance coverage~~ 1661
~~for the children has become available.~~ 1662

Sec. 3119.302. (A) When the court, with respect to a court 1663
child support order, or the child support enforcement agency, 1664
with respect to an administrative child support order, 1665
determines the person or persons responsible for the health care 1666
of the children subject to the order pursuant to section 3119.30 1667
of the Revised Code, all of the following apply: 1668

(1) The court or agency shall consider any private health 1669
insurance in which the obligor, obligee, or children, are 1670
enrolled at the time the court or agency issues the order. 1671

(2) If the ~~contributing~~ cost of private family health 1672
insurance to either parent exceeds ~~five per cent of that~~ 1673
~~parent's annual gross income~~ a reasonable cost, that parent 1674
shall not be ordered to provide private health insurance for the 1675
child except as follows: 1676

(a) ~~When both parents agree that one, or both, of the~~ 1677

~~parents obtain or maintain the private health insurance that~~ 1678
~~exceeds five per cent of the annual gross income of the parent~~ 1679
~~obtaining or maintaining the private health insurance;~~ 1680

~~(b) When either the parent requests to obtain or maintain~~ 1681
~~the private health insurance that exceeds five per cent of that~~ 1682
~~parent's annual gross income a reasonable cost;~~ 1683

~~(e) (b) When the court determines that it is in the best~~ 1684
~~interest of the children for a parent to obtain and maintain~~ 1685
~~private health insurance that exceeds five per cent of that~~ 1686
~~parent's annual gross income a reasonable cost and the cost~~ 1687
~~will not impose an undue financial burden on either parent. If~~ 1688
~~the court makes such a determination, the court must include the~~ 1689
~~facts and circumstances of the determination in the child~~ 1690
~~support order.~~ 1691

(3) If private health insurance is available at a 1692
reasonable cost to either parent through a group policy, 1693
contract, or plan, and the court determines that it is not in 1694
the best interest of the children to utilize the available 1695
private health insurance, the court shall state the facts and 1696
circumstances of the determination in the child support order. 1697
~~The court determination under this division shall not limit any~~ 1698
~~obligation to provide cash medical support pursuant to section~~ 1699
~~3119.30 of the Revised Code.~~ 1700

(4) Notwithstanding division ~~(A) (4) (C)~~ of section 3119.29 1701
of the Revised Code, the court or agency may ~~allow private~~ 1702
~~health insurance do either of the following:~~ 1703

(a) Permit primary care services to be farther than thirty 1704
miles if residents in part or all of the immediate geographic 1705
area customarily travel farther distances; ~~or if~~ 1706

(b) Require primary care services are be accessible only 1707
by public transportation- if public transportation is the 1708
obligee's only source of transportation. 1709

~~The~~ If the court or agency makes either accessibility 1710
determination, it shall include this accessibility determination 1711
in the child support order. 1712

(B) The director of job and family services shall ~~create~~ 1713
~~and annually periodically~~ update a table to be used to determine 1714
the amount of the cash medical support obligation to be paid 1715
pursuant to division (C) of section 3119.30 of the Revised Code. 1716
The ~~table updates shall incorporate potential combined gross~~ 1717
~~incomes of the parties, in a manner determined by the director,~~ 1718
~~and the~~ be made in consideration of the medical expenditure 1719
panel survey, conducted by the United States department of 1720
~~agriculture estimated annual health care expenditure per child~~ 1721
~~as determined in accordance with federal law and regulation~~ 1722
health and human services for health care research and quality. 1723
The amount shall be based on the most recent survey year data 1724
available and shall be calculated by multiplying the total 1725
amount expended for health services for children by the 1726
percentage that is out-of-pocket divided by the number of 1727
individuals less than eighteen years of age that have any 1728
private insurance. 1729

Sec. 3119.31. In any action or proceeding in which a court 1730
or child support enforcement agency is determining the person 1731
responsible for the health care of the children who are or will 1732
be the subject of a child support order, each party shall 1733
provide to the court or child support enforcement agency a list 1734
of any group health insurance policies, contracts, or plans 1735
available to the party and the cost for self-only and family 1736

coverage under the available policies, contracts, or plans. 1737

Sec. 3119.32. A child support order shall contain all of 1738
the following: 1739

(A) (1) If the obligor, obligee, or both obligor and 1740
obligee, are required under section 3119.30 of the Revised Code 1741
to provide private health insurance coverage for the children, a 1742
requirement ~~pursuant to section 3119.30 of the Revised Code~~ that 1743
whoever is required to provide private health insurance coverage 1744
provide to the other, not later than thirty days after the 1745
issuance of the order, information regarding the benefits, 1746
limitations, and exclusions of the coverage, copies of any 1747
insurance forms necessary to receive reimbursement, payment, or 1748
other benefits under the coverage, and a copy of any necessary 1749
insurance cards; 1750

(2) If the obligor, obligee, or both obligor and obligee, 1751
are required under section 3119.30 of the Revised Code to 1752
provide private health insurance coverage for the children, a 1753
requirement that whoever is required to provide private health 1754
insurance coverage provide to the child support enforcement 1755
agency, not later than thirty days after the issuance of the 1756
order, documentation that verifies that coverage is being 1757
provided as ordered. 1758

(B) A statement setting forth the name, ~~and~~ address, ~~and~~ 1759
~~telephone number~~ of the individual who is to be reimbursed for 1760
extraordinary out-of-pocket medical, optical, hospital, dental, 1761
or prescription expenses paid for each child and a statement 1762
that the health plan administrator that provides the private 1763
health insurance coverage for the children may continue making 1764
payment for medical, optical, hospital, dental, or prescription 1765
services directly to any health care provider in accordance with 1766

the applicable private health insurance policy, contract, or 1767
plan~~†~~. Extraordinary expenses are any out-of-pocket expenses 1768
paid in excess of the cash medical support obligation for any 1769
given year. 1770

(C) A requirement that a person required to provide 1771
private health insurance coverage for the children designate the 1772
children as covered dependents under any private health 1773
insurance policy, contract, or plan for which the person 1774
contracts~~†~~. 1775

(D) A requirement that the obligor, the obligee, or both 1776
of them under a formula established by the court, with respect 1777
to a court child support order, or the child support enforcement 1778
agency, with respect to an administrative child support order, 1779
pay ~~co-payment or deductible costs required under the private~~ 1780
~~health insurance policy, contract, or plan that covers~~ 1781
extraordinary medical expenses for the children~~†~~. 1782

(E) A notice that the employer of the person required to 1783
obtain private health insurance coverage through that employer 1784
is required to release to the other parent, any person subject 1785
to an order issued under section 3109.19 of the Revised Code, or 1786
the child support enforcement agency on written request any 1787
necessary information on the private health insurance coverage, 1788
including the name and address of the health plan administrator 1789
and any policy, contract, or plan number, and to otherwise 1790
comply with this section and any order or notice issued under 1791
this section~~†~~. 1792

(F) A statement setting forth the full name and date of 1793
birth of each child who is the subject of the child support 1794
order~~†~~. 1795

~~(G) A requirement that the obligor and the obligee comply 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;~~ 1796
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~~(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."~~ 1801
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~~(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.~~ 1810
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Sec. 3119.61. The child support enforcement agency shall 1820
review an administrative child support order on the date 1821
established pursuant to section 3119.60 of the Revised Code for 1822
formally beginning the review of the order. If the agency 1823
determines that a modification is necessary and in the best 1824
interest of the child subject to the order, the agency shall 1825

calculate the amount the obligor shall pay in accordance with 1826
the basic child support schedule established pursuant to section 1827
3119.021 of the Revised Code. The agency may not grant a 1828
deviation pursuant to section 3119.23 of the Revised Code from 1829
the guidelines ~~set forth in~~ established pursuant to section 1830
3119.021 of the Revised Code. If the agency can set the child 1831
support amount the obligor is to pay without granting such a 1832
deviation from the guidelines, the agency shall do the 1833
following: 1834

(A) Give the obligor and obligee notice of the revised 1835
amount of child support to be paid under the administrative 1836
child support order, of their right to request an administrative 1837
hearing on the revised child support amount, of the procedures 1838
and time deadlines for requesting the hearing, and that the 1839
agency will modify the administrative child support order to 1840
include the revised child support amount unless the obligor or 1841
obligee requests an administrative hearing on the revised amount 1842
no later than thirty days after receipt of the notice under this 1843
division; 1844

(B) If neither the obligor nor obligee timely requests an 1845
administrative hearing on the revised amount of child support, 1846
modify the administrative child support order to include the 1847
revised child support amount; 1848

(C) If the obligor or obligee timely requests an 1849
administrative hearing on the revised amount of child support, 1850
do all of the following: 1851

(1) Schedule a hearing on the issue; 1852

(2) Give the obligor and obligee notice of the date, time, 1853
and location of the hearing; 1854

(3) Conduct the hearing in accordance with the rules 1855
adopted under section 3119.76 of the Revised Code; 1856

(4) Redetermine at the hearing a revised amount of child 1857
support to be paid under the administrative child support order; 1858

(5) Modify the order to include the revised amount of 1859
child support; 1860

(6) Give notice to the obligor and obligee of the amount 1861
of child support to be paid under the order and that the obligor 1862
and obligee may object to the modified order by initiating an 1863
action under section 2151.231 of the Revised Code in the 1864
juvenile court or other court with jurisdiction under section 1865
2101.022 or 2301.03 of the Revised Code of the county in which 1866
the mother, the father, the child, or the guardian or custodian 1867
of the child reside. 1868

Except as otherwise provided in section 3119.772 of the 1869
Revised Code, if the agency modifies an existing administrative 1870
child support order, the modification shall relate back to the 1871
first day of the month following the date certain on which the 1872
review began under section 3119.60 of the Revised Code. 1873

If the agency cannot set the amount of child support the 1874
obligor will pay under the administrative child support order 1875
without granting a deviation pursuant to section 3119.23 of the 1876
Revised Code, the agency shall bring an action under section 1877
2151.231 of the Revised Code on behalf of the person who 1878
requested that the agency review the existing administrative 1879
order or, if no one requested the review, on behalf of the 1880
obligee, in the juvenile court or other court with jurisdiction 1881
under section 2101.022 or 2301.03 of the Revised Code of the 1882
county in which the agency is located requesting that the court 1883

issue a child support order. 1884

Sec. 3119.63. The child support enforcement agency shall 1885
review a court child support order on the date established 1886
pursuant to section 3119.60 of the Revised Code for formally 1887
beginning the review of the order and shall do all of the 1888
following: 1889

(A) Calculate a revised amount of child support to be paid 1890
under the court child support order; 1891

(B) If the court child support under review contains a 1892
deviation granted under section 3119.06, 3119.22, 3119.23, 1893
3119.231, or 3119.24 of the Revised Code or a parenting time 1894
adjustment granted under section 3119.051 of the Revised Code, 1895
apply the deviation or adjustment from the existing order to the 1896
revised amount of child support, provided that the agency can 1897
determine the monetary or percentage value of the deviation with 1898
respect to the court child support order. If the agency cannot 1899
determine the monetary or percentage value of the deviation, the 1900
agency shall not apply the deviation to the revised amount of 1901
child support. 1902

(C) Give the obligor and obligee notice of the revised 1903
amount of child support, of their right to request an 1904
administrative hearing on the revised amount, of the procedures 1905
and time deadlines for requesting the hearing, and that the 1906
revised amount of child support will be submitted to the court 1907
for inclusion in a revised court child support order unless the 1908
obligor or obligee requests an administrative hearing on the 1909
proposed change within fourteen days after receipt of the notice 1910
under this division; 1911

~~(C)~~-(D) Give the obligor and obligee notice that if the 1912

court child support order contains a deviation granted under 1913
section 3119.06, 3119.22, 3119.23, or 3119.24 of the Revised 1914
Code, a parenting time adjustment granted under section 3119.051 1915
of the Revised Code, or if the obligor or obligee intends to 1916
request a deviation from the child support amount to be paid 1917
under the court child support order, the obligor and obligee 1918
have a right to request a court hearing on the revised amount of 1919
child support without first requesting an administrative hearing 1920
and that the obligor or obligee, in order to exercise this 1921
right, must make the request for a court hearing no later than 1922
fourteen days after receipt of the notice; 1923

~~(D)~~ (E) If neither the obligor nor the obligee timely 1924
requests, pursuant to division (C) or (D) of this section, an 1925
administrative or court hearing on the revised amount of child 1926
support, submit the revised amount of child support to the court 1927
for inclusion in a revised court child support order; 1928

~~(E)~~ (F) If the obligor or the obligee timely requests an 1929
administrative hearing on the revised child support amount, 1930
schedule a hearing on the issue, give the obligor and obligee 1931
notice of the date, time, and location of the hearing, conduct 1932
the hearing in accordance with the rules adopted under section 1933
3119.76 of the Revised Code, redetermine at the hearing a 1934
revised amount of child support to be paid under the court child 1935
support order, and give notice to the obligor and obligee of the 1936
revised amount of child support, that they may request a court 1937
hearing on the revised amount, and that the agency will submit 1938
the revised amount of child support to the court for inclusion 1939
in a revised court child support order, if neither the obligor 1940
nor the obligee requests a court hearing on the revised amount 1941
of child support; 1942

~~(F)~~-(G) If neither the obligor nor the obligee requests, 1943
pursuant to division ~~(E)~~-(F) of this section, a court hearing on 1944
the revised amount of child support, submit the revised amount 1945
of child support to the court for inclusion in a revised court 1946
child support order. 1947

Sec. 3119.76. The director of job and family services 1948
shall adopt rules pursuant to Chapter 119. of the Revised Code 1949
establishing a procedure for determining when existing child 1950
support orders should be reviewed to determine whether it is 1951
necessary and in the best interest of the children who are the 1952
subject of the child support order to change the child support 1953
order. The rules shall include, but are not limited to, all of 1954
the following: 1955

(A) Any procedures necessary to comply with section 666(a) 1956
(10) of Title 42 of the U.S. Code, "Family Support Act of 1988," 1957
102 Stat. 2346, 42 U.S.C. 666(a)(10), as amended, and any 1958
regulations adopted pursuant to, or to enforce, that section; 1959

(B) Procedures for determining what child support orders 1960
are to be subject to review upon the request of either the 1961
obligor or the obligee or periodically by the child support 1962
enforcement agency administering the child support order; 1963

(C) Procedures for the child support enforcement agency to 1964
periodically review and to review, upon the request of the 1965
obligor or the obligee, any child support order that is subject 1966
to review to determine whether the amount of child support paid 1967
under the child support order should be adjusted in accordance 1968
with the basic child support schedule ~~set forth in~~ established 1969
pursuant to section 3119.021 of the Revised Code or whether the 1970
provisions for the child's health care needs under the child 1971
support order should be modified in accordance with sections 1972

3119.29 to 3119.56 of the Revised Code;	1973
(D) Procedures for giving obligors and obligees notice of their right to request a review of a child support order that is determined to be subject to review, notice of any proposed revision of the amount of child support to be paid under the child support order, notice of the procedures for requesting a hearing on any proposed revision of the amount of child support to be paid under a child support order, notice of any administrative hearing to be held on a proposed revision of the amount of child support to be paid under a child support order, at least forty-five days' prior notice of any review of their child support order, and notice that a failure to comply with any request for documents or information to be used in the review of a child support order is contempt of court;	1974 1975 1976 1977 1978 1979 1980 1981 1982 1983 1984 1985 1986
(E) Procedures for obtaining the necessary documents and information necessary to review child support orders and for holding administrative hearings on a proposed revision of the amount of child support to be paid under a child support order;	1987 1988 1989 1990
(F) Procedures for adjusting child support orders in accordance with the basic child support schedule set forth in <u>created pursuant to</u> section 3119.021 of the Revised Code and the applicable worksheet <u>created under rules adopted under</u> in section 3119.022 or 3119.023 of the Revised Code, through the <u>line establishing the actual annual obligation</u> ;	1991 1992 1993 1994 1995 1996
(G) Procedures for adjusting the provisions of the child support order governing the health care needs of the child pursuant to sections 3119.29 to 3119.56 of the Revised Code.	1997 1998 1999
Sec. 3119.79. (A) If an obligor or obligee under a child support order requests that the court modify the amount of <u>child</u>	2000 2001

support required to be paid pursuant to the child support order, 2002
the court shall recalculate the amount of support that would be 2003
required to be paid under the child support order in accordance 2004
with the schedule and the applicable worksheet ~~through the line~~ 2005
~~establishing the actual annual obligation.~~ If that amount as 2006
recalculated is more than ten per cent greater than or more than 2007
ten per cent less than the amount of child support required to 2008
be paid pursuant to the existing child support order, the 2009
deviation from the recalculated amount that would be required to 2010
be paid under the schedule and the applicable worksheet shall be 2011
considered by the court as a change of circumstance substantial 2012
enough to require a modification of the child support amount. 2013

(B) ~~In determining the recalculated support amount that~~ 2014
~~would be required to be paid under the child support order for~~ 2015
~~purposes of determining whether that recalculated amount is more~~ 2016
~~than ten per cent greater than or more than ten per cent less~~ 2017
~~than the amount of child support required to be paid pursuant to~~ 2018
~~the existing child support order, the court shall consider, in~~ 2019
~~addition to all other factors required by law to be considered,~~ 2020
~~the cost of health insurance the obligor, the obligee, or both~~ 2021
~~the obligor and the obligee have been ordered to obtain for the~~ 2022
~~children specified in the order. Additionally, if an obligor or~~ 2023
~~obligee under a child support order requests that the court~~ 2024
~~modify the support amount required to be paid pursuant to the~~ 2025
~~child support order and if~~ If the court determines that the 2026
~~amount of support does not adequately meet the medical needs of~~ 2027
~~the child~~ are not being met because of inadequate health 2028
insurance coverage, the inadequate coverage shall be considered 2029
by the court as a change of circumstance that is substantial 2030
enough to require a modification of the ~~amount of the child~~ 2031
support order. 2032

(C) If the court determines that the amount of child support required to be paid under the child support order should be changed due to a substantial change of circumstances that was not contemplated at the time of the issuance of the original child support order or the last modification of the child support order, the court shall modify the amount of child support required to be paid under the child support order to comply with the schedule and the applicable worksheet ~~through the line establishing the actual annual obligation~~, unless the court determines that ~~the amount~~ those amounts calculated pursuant to the basic child support schedule and pursuant to the applicable worksheet would be unjust or inappropriate and ~~would therefore not be~~ in the best interest of the child and enters in the journal the figure, determination, and findings specified in section 3119.22 of the Revised Code.

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

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

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

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

(4) Whether the agency believes it is necessary to 2062
continue withholding or deduction pursuant to a notice or order 2063
described in section 3121.03 of the Revised Code for the other 2064
children or arrearages; 2065

(5) Whether child support amounts paid pursuant to the 2066
order being investigated should be impounded because 2067
continuation of receipt and disbursement would lead to an 2068
overpayment by the obligor. 2069

(B) If the agency, pursuant to the investigation under 2070
division (A) of this section, determines that other children are 2071
subject to the child support order and that it is necessary to 2072
continue withholding or deduction for the other children, the 2073
agency shall divide the child support amount due annually and 2074
per month under the order by the number of children who are the 2075
subject of the order and subtract the amount due for the child 2076
for whom the order should be terminated from the total child 2077
support amount due annually and per month. The resulting annual 2078
and per month child support amount shall be included in the 2079
results of the agency's investigation as the recommended child 2080
support amount due annually and monthly under a revised child 2081
support order. If arrearage amounts are owed, those amounts may 2082
be included as part of the recommended child support amount. The 2083
investigation under division (A) of this section shall not 2084
include a review pursuant to sections 3119.60 to 3119.76 of the 2085
Revised Code of any other children subject to the child support 2086
order. 2087

Sec. 3121.36. The termination of a court support order or 2088
administrative child support order does not abate the power of 2089
any court or child support enforcement agency to collect any 2090
overdue and unpaid support or arrearage owed under the 2091

terminated support order or the power of the court to punish any 2092
person for a failure to comply with, or to pay any support as 2093
ordered in, the terminated support order. The termination does 2094
not abate the authority of the court or agency to issue any 2095
notice described in section 3121.03 of the Revised Code or to 2096
issue any applicable order as described in division (C) or (D) 2097
of section 3121.03 of the Revised Code to collect any overdue 2098
and unpaid support or arrearage owed under the terminated 2099
support order. If a notice is issued pursuant to section 3121.03 2100
of the Revised Code to collect the overdue and unpaid support or 2101
arrearage, the amount withheld or deducted from the obligor's 2102
personal earnings, income, or accounts shall be rebuttably 2103
presumed to be at least equal to the amount that was withheld or 2104
deducted under the terminated child support order. A court or 2105
agency may consider evidence of household expenditures, income 2106
variables, extraordinary health care issues, and other reasons 2107
for deviation from the presumed amount. 2108

Sec. 3123.14. If a child support order is terminated for 2109
any reason, the obligor under the child support order is or was 2110
at any time in default under the support order and, after the 2111
termination of the order, the obligor owes an arrearage under 2112
the order, the obligee may make application to the child support 2113
enforcement agency that administered the child support order 2114
prior to its termination or had authority to administer the 2115
child support order to maintain any action or proceeding on 2116
behalf of the obligee to obtain a judgment, execution of a 2117
judgment through any available procedure, an order, or other 2118
relief. If a withholding or deduction notice is issued pursuant 2119
to section 3121.03 of the Revised Code to collect an arrearage, 2120
the amount withheld or deducted from the obligor's personal 2121
earnings, income, or accounts shall be rebuttably presumed to be 2122

at least equal to the amount that was withheld or deducted under 2123
the terminated child support order. A court or agency 2124
administering the child support order may consider evidence of 2125
household expenditures, income variables, extraordinary health 2126
care issues, and other reasons for deviation from the presumed 2127
amount. 2128

Section 2. That existing sections 3119.01, 3119.02, 2129
3119.021, 3119.04, 3119.05, 3119.06, 3119.22, 3119.23, 3119.24, 2130
3119.29, 3119.30, 3119.302, 3119.31, 3119.32, 3119.61, 3119.63, 2131
3119.76, 3119.79, 3119.89, 3121.36, and 3123.14 and section 2132
3119.022, 3119.023, and 3119.024 of the Revised Code are hereby 2133
repealed. 2134