



Welcome to the 29th Annual AB 1058 Conference

Thursday, September 18, 2025



Governmental Child Support After Senate Bill 343

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Flexibility, Efficiency and Modernization in Child Support Enforcement Programs Final Rule

New federal requirements for child support guidelines:

- Support orders must be based on **evidence of ability to pay**,
- Imputed or earning capacity income must be based on **specific circumstances of obligor**,
- Guidelines **may not substitute a standard amount**
- Guidelines must consider the **subsistence level needs of the obligor**, and
- **Incarceration cannot be treated as voluntary unemployment.**

California Legislation to Implement Federal Requirements

- **Assembly Bill 2960** (Stats. 2022, ch. 420)
 - Family Code §4204
- **Assembly Bill 207** (Stats. 2022, ch. 573)
 - Family Code §§ 4007.5, 4054, and 4058
- **Assembly Bill 343** (Stats. 2023, ch. 213)
 - Family Code §§ 4055, 4057, 4058, 4061 - 4063, 17400, 17404.1, 17430, and 17432
- **Assembly Bill 1148** (Stats. 2023, ch. 565)
 - Family Code § 4007.5

Changes Made by Assembly Bill 207

Updated Family Code 4058 to Require:

- Consider 14 factors when using earning capacity
 - Parent's assets Employment and earning history
 - Residence Job skills
 - Education Literacy
 - Age Health
 - Criminal Record Record of Seeking Work
 - Local Job Market Employers Willing to Hire
 - Prevailing Earnings Other Relevant Background Factors

Updated Family Code 4007.5 to:

- Removed the sunset date
- Removed the exception to relief for certain crimes

Changes Made By Senate Bill 343

Effective September 1, 2024

- Updated the K-factor bands in CS Guideline
- Low-income adjustment for full-time minimum wage
- Deviation allowed if LIA order more than 50% of net income
- Add-ons apportioned based on parents' net incomes (Sept. 1, 2024)
- Childcare cost must be actually incurred for reimbursement, unless included in guideline calculation (Sept. 1, 2024)

Operative January 1, 2026

- Presumed income replaced with consideration of earning capacity.
- Request to cancel (set aside) support order available for default orders based on either presumed income **or** earning capacity.

Major Forms Revision Required

- Judicial Council must:
 - Revise forms by September 1, 2024
 - 2 new forms,
 - 20 revised forms, and
 - 3 revoked forms
 - 3 forms revoked effective July 12, 2024
 - 6 forms effective September 1, 2024
 - **16 forms effective January 1, 2026**

A New Case Begins





PARENTING TIME SCHEDULE

TEXAS PARENTING PLAN

Monday	Tuesday	Tuesday	Wednesday	Thursday	Thursday	Sunday

A New Case Begins



A New Case Begins



Changes to Family Code 17400

- Three-Tiered Income Approach for Summons and Complaints.
 - Actual income
 - Earning capacity for under employed NCP's, and
 - Earning capacity where NCP's income is unknown using the 14 factors
- ~~Presumed Income~~
- Minimum search efforts for LCSA
- Earning capacity factors must be stated in the S & C

Earning Capacity on Summons and Complaint

- b. Date public assistance first paid:
5. The local child support agency has taken the following steps to establish actual income prior to considering earning capacity:
- a. Attempted to contact the obligor through telephonic, electronic, and postal means, to the extent contact information was known and could be discovered through reasonably available means. At least three attempts to contact the obligor have been made.
 - b. Sought information about the expenses and work history of the obligor from the other parent/party.
 - c. Searched available databases for information related to the obligor's employment, income, or both.
 - d. Other (specify):
6. Other (specify):

THE LOCAL CHILD SUPPORT AGENCY REQUESTS THAT:

7. The court determine that the persons listed in item 2 are the parents of the children listed in item 1 for whom the "Establish Parentage" boxes have been checked.
8. Based on the California support guideline, the court order the obligor to pay:
- a. \$ _____ current monthly child support based on the obligor's known actual income of \$ _____ per month, and, if applicable, the obligee's known actual income of \$ _____ per month.
 - b. \$ _____ current monthly child support based on the obligor's earning capacity of \$ _____ per month because (check one)
 - (1) the obligor's earning capacity is greater than the obligor's known actual income.
 - (2) the obligor's actual income is unknown.
 - (3) The obligor's earning capacity was determined based on a consideration of all the factors listed below. The local child support agency has known information about the following factors (check all that apply):
 - (a) Assets
 - (b) Residence
 - (c) Work and earnings history
 - (d) Job skills
 - (e) Education
 - (f) Ability to read and write
 - (g) Age
 - (h) Health
 - (i) Criminal record
 - (j) Employment barriers
 - (k) Record of seeking work
 - (l) Local job market
 - (m) Availability of employers willing to hire
 - (n) Average earnings in local community
 - (o) Other (specify):

Earning Capacity on a Proposed Judgment

f. The parent ordered to pay support is the petitioner respondent other parent/party.

3. **Earning Capacity.** This order is based on

a. the parent ordered to pay support's earning capacity of \$ _____ per month because (*choose one*):

(1) the earning capacity of the parent ordered to pay support is greater than their known income.

(2) the actual income of the parent ordered to pay support is unknown.

b. the other parent/party's earning capacity of \$ _____ per month

c. The factors used to determine earning capacity under Family Code section 4058(b) are stated

(1) in *Earning Capacity Factors Attachment* (form [FL-302](#)).

(2) as follows (*specify*):

NOTICE: Any party required to pay child support must pay interest on overdue amounts at the legal rate, which is currently 10 percent per year.

Earning Capacity (Family Code § 4058(b))

FL-302, “Earning Capacity Factors Attachment”

FL-693, “Guideline Findings Attachment”

EARNING CAPACITY FACTORS ATTACHMENT

Attachment to:

Child Support Information and Order Attachment
(form FL-342)

*Summons and Complaint or Supplemental Complaint
Regarding Parental Obligations* (form FL-600)

Request for Order (form FL-300)

Declaration for Amended Proposed Judgment
(form FL-616)

Judgment Regarding Parental Obligations (form FL-630)

Other (specify):

Notice of Motion (form FL-680)

This form is intended to be used for considering the earning capacity of one party. Attach a separate form FL-302 for each party whose earning capacity needs to be considered.

1. Earning capacity factors for (enter name of party): _____ under Family Code section 4058(b).

a. Attachment to judgment or court order (to be completed by court only).

The court determines that petitioner respondent other parent/party has the capacity to earn \$ _____ per month. This determination is in the best interests of the children, taking into consideration their overall welfare and developmental needs, and the time that parent spends with the children. The factors the court considered are listed below in item 2.

b. Attachment to request (to be completed by party).

Petitioner Respondent Other parent/party request the court determine that the petitioner respondent other parent/party has the capacity to earn \$ _____ per month.

This request is in the best interests of the children, taking into consideration their overall welfare and developmental needs, and the time that parent spends with the children. The factors that the court is being asked to consider are listed below in item 2.

(If this form is attached to a request or declaration that is made under penalty of perjury, all statements in this attachment are made under penalty of perjury.)

2. Specific circumstances.

The specific circumstances of the parent that demonstrate why the parent has the capacity to earn the amount listed in item 1 are (specify all that apply):

a. The parent's assets (describe):

New Optional
Form:
FL-302, "Earning
Capacity Factors
Attachment" to
Order, Judgment,
or Request

All FC 4058(b)(2) factors are listed

m. The availability of employers willing to hire the parent *(describe)*:

g. The parent's age *(describe)*:

2. b. The parent's residence *(describe)*:

h. The parent's health *(describe)*:

k. The parent's record of seeking work *(describe)*:

c. The parent's employment and earnings history *(describe)*:

2. e. The parent's education *(check all that apply)*:

(1) Parent completed high school or the equivalent.

(2) Parent attended college.

(a) Number of years of college completed *(specify)*:

(b) Degree obtained, if any *(specify)*:

(3) Parent attended graduate school.

(a) Number of years of college completed *(specify)*:

(b) Degree obtained, if any *(specify)*:

(4) Parent has a professional or occupational license *(specify)*:

(5) Parent has vocational training *(specify)*:

(6) Other *(describe)*:

n. The average earnings in the local community *(describe)*:

l. The local job market *(describe)*:

d. The parent's job skills *(describe)*:

j. The parent's other employment barriers *(describe)*:

f. The parent's ability to read and write *(check all that apply)*:

(1) Parent is unable to read write.

(2) Parent is able to read write in English.

(3) Parent is able to read write in another language *(specify)*:

(4) Other *(describe)*:

2. i. The parent's employment barriers due to incarceration *(describe)*:



**Can Still
Use Earning
Capacity**



New Information!

DECLARATION FOR AMENDED PROPOSED JUDGMENT

CASE NUMBER:

1. The local child support agency is providing enforcement services in this case.
2. On (date): _____ a *Summons and Complaint Regarding Parental Obligations* (form [FL-600](#)) was filed requesting the respondent pay child support based on the California support guideline. The amount of the support requested was based on the respondent's gross monthly income as follows (check one):
 - a. Known income of: \$ _____ per month
 - b. Earning capacity of: \$ _____ per month because respondent's (check one)
 - (1) earning capacity was greater than known income.
 - (2) actual income was unknown.
3. Since the service of the *Summons and Complaint Regarding Parental Obligations* (form [FL-600](#)), the local child support agency has received the following additional information that would result in a different support order.
 - a. Other parent's gross monthly income is: \$ _____
 - b. Respondent's gross monthly income is as follows (check one):
 - (1) Known income of: \$ _____ per month
 - (2) Earning capacity of: \$ _____ per month. The factors used to calculate respondent's earning capacity under Family Code section 4058(b) are stated
 - (a) in *Earning Capacity Factors Attachment* (form [FL-302](#)).
 - (b) as follows (specify): _____

Answer To Complaint or Supplemental Complaint



Answer to Complaint or Supplemental Complaint

Effective January 1, 2026

1. **PARENTAGE:** I am the parent of the following children:

		<u>Name of Child</u>	<u>Date of Birth</u>
<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
<input type="checkbox"/>	Additional children are listed on a page attached to this <i>Answer</i> .		

2. I request genetic testing to determine parentage be done for all children for whom I have checked a "No" box above. I understand that the local child support agency will pay for the cost of the testing now, but that I may have to repay those costs if the court decides that I am the parent.

Answer to Complaint or Supplemental Complaint

2. CHILD SUPPORT

- a. I agree to pay support as stated in the proposed judgment.
- b. I disagree with the support requested. Attached is my completed *Income and Expense Declaration* (form [FL-150](#)) or *Financial Statement (Simplified)* (form [FL-155](#)). NOTE: You can file this Answer without either of these forms.

3. CHILDCARE COSTS:

- a. I agree with the requested order for childcare costs in the proposed judgment.
- b. I disagree with the requested order for childcare costs.

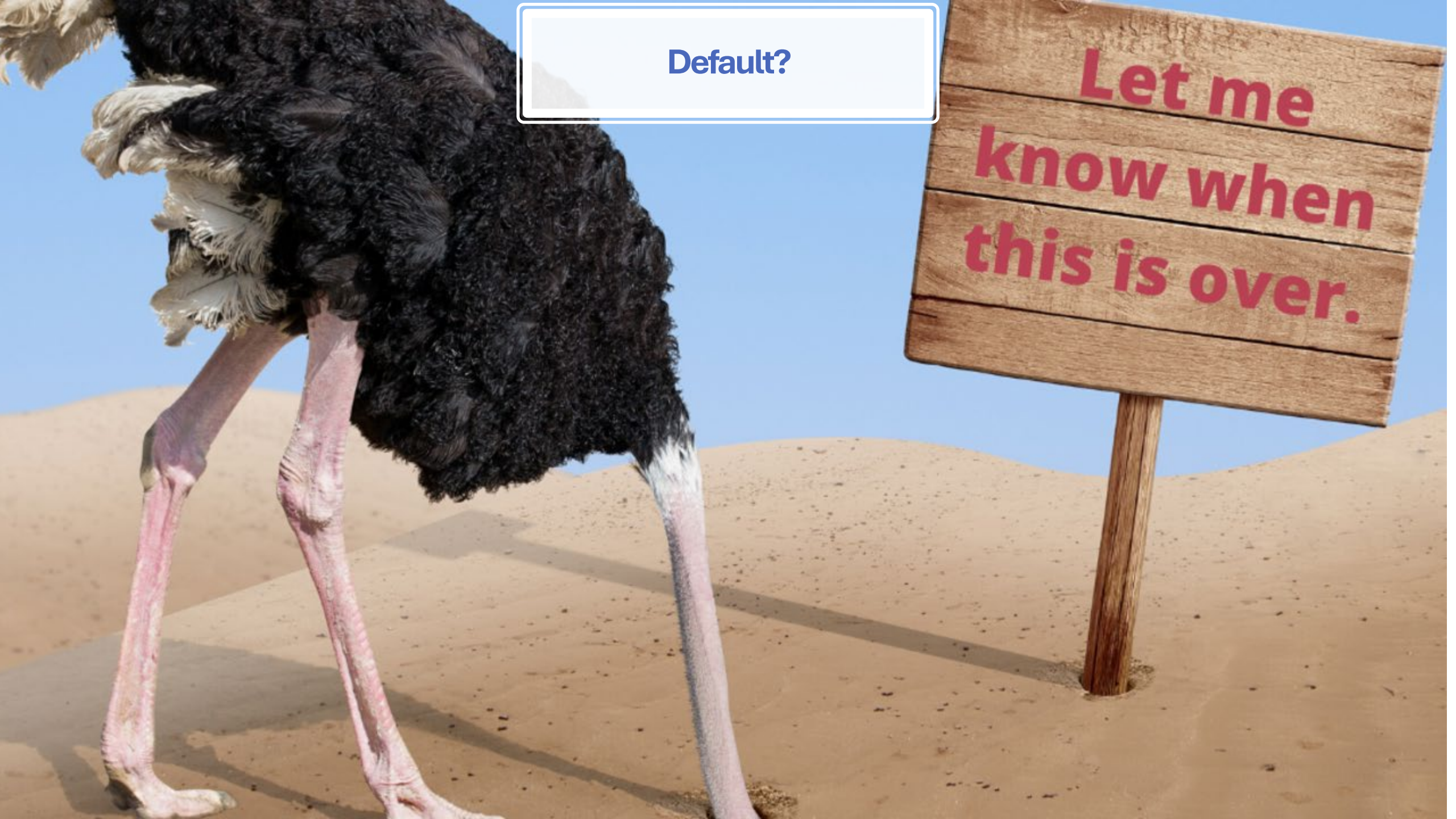
4. UNINSURED HEALTH CARE COSTS:

- a. I agree with the requested order for uninsured health care costs stated in the proposed judgment.
- b. I disagree with the requested order for uninsured health care costs.

5. I disagree with the proposed judgment for the following reasons (*specify*):

Default?

Let me
know when
this is over.



Defaults and Prove Up Hearings

- Actual income + no answer filed = default
- Earning capacity + no answer is filed = motion for judgment.
 - If NCP appears:
 - Participation is allowed.
 - Testimony and evidence can be considered.
 - Order a higher, lower, or the same guideline order.
 - If NCP does not appear:
 - Earning capacity factors considered
 - May inquire of the LCSA regarding the factors or anything relevant
 - State findings on the record
 - Order a lower or the same support order.
 - Enter a default judgment.

Default After Court Hearing

OTHER PARENT/PARTY:

JUDGMENT REGARDING PARENTAL OBLIGATIONS (UIFSA)

AMENDED

SUPPLEMENTAL

CASE NUMBER:

1. a. **NOTICE: THIS IS A** **PROPOSED JUDGMENT** **AMENDED PROPOSED JUDGMENT.** This *Judgment Regarding Parental Obligations (UIFSA)* may be entered by the court and may become legally binding unless you fill out and file the *Response to Uniform Support Petition (UIFSA)* (form FL-520) with the court clerk within 30 days of the date you were served with the *Summons (UIFSA)* (form FL-510) and *Uniform Support Petition* (form OMB 0970-0085). If you need a Response form, you may get one from the local child support agency, the court clerk, or the family law facilitator. The family law facilitator will help you fill out the forms. To file the Response, follow the procedures listed in the information sheet attached to that form.
- b. **NOTICE: THIS IS A JUDGMENT.** It is now legally binding.
2. **This matter proceeded as follows:**
 - a. Judgment entered under Family Code section 17430(a).
 - b. Judgment entered by default after court hearing under Family Code section 17430(b)(3).
 - c. Judgment entered after uncontested hearing.
 - d. Judgment entered after contested hearing.
 - e. Appearances as follows:

(1) Date:

Dept:

Judicial Officer:

Notice of Entry of Judgement

NOTICE OF ENTRY OF JUDGMENT AND PROOF OF SERVICE BY MAIL

CASE NUMBER:

1. You are notified that the following judgment was entered on (date):

- a. Default taken and proposed *Judgment Regarding Parental Obligations (UIFSA)* (form FL-530) *Judgment Regarding Parental Obligations* (form FL-630) entered under Family Code section 17430(a)
- b. Default taken and *Judgment Regarding Parental Obligations (UIFSA)* (form FL-530) *Judgment Regarding Parental Obligations* (form FL-630) entered after court hearing under Family Code section 17430(b)(3)
- c. *Judgment Regarding Parental Obligations (UIFSA)* (form FL-530)
- d. *Judgment Regarding Parental Obligations* (form FL-630)
- e. Other (specify):

2. A copy of each document referred to in item 1 is attached.

NOTICE

If the support order contained in the judgment is based on earning capacity and was entered by default, the parents or the local child support agency may file a request (form [FL-640](#)) to cancel (set aside) the support order. The request can be obtained online at www.courts.ca.gov/forms.htm, or from the family law facilitator's office, the court clerk, or the local child support agency. The request must be filed to ask the court to cancel (set aside) the child support portions of the judgment. If the court decides to cancel (set aside) the support order, the court will issue a new support order based on the actual income or earning capacity of the parent ordered to pay support. The request must be filed with the court clerk within two years from the date the first collection of support by wage garnishment is made.

PROOF OF SERVICE BY MAIL

Default Judgment Set-Aside



Additional Protections

- Extends Family Code 17432 protections to earning capacity orders entered by default
- Relief time period extended from one year to two years after LCSA's first collection via Income Withholding Order.
- Set aside not precluded by subsequent prospective modification



Default Judgment Set Aside

NOTICE AND MOTION TO CANCEL (SET ASIDE) SUPPORT ORDER BASED ON PRESUMED INCOME OR EARNING CAPACITY

CASE NUMBER:

If the support order was entered by default and is based on presumed income or earning capacity, you may file this motion and ask the court to cancel (set aside) the support order. If the court agrees with you, the court will issue another order based on the actual income, earning capacity, or income allowable by law. You must file the original of this motion and the attachments with the court clerk within two years from the date the first collection of support made by wage garnishment was received by the local child support agency and serve a copy on all other parties in this case. Keep a copy of this motion for your records.

1. To: Petitioner Respondent Local child support agency Other (*specify*):

A hearing on this motion will be held as follows (see instructions on how to get a hearing date):

a. Date: _____ Time: _____ Dept.: Div: Room:

b. Address of court is same as noted above other (*specify*): _____

2. I am asking the court to cancel (set aside) the child support order in this case.

3. I am asking the court to issue another order because the current order was entered by default and is based on presumed income or earning capacity that is different from the actual income or earning capacity of the parent ordered to pay support.

4. Attached is an *Income and Expense Declaration* (form FL-150) or a *Financial Statement (Simplified)* (form FL-155), or other information concerning income for any relevant years.

Declaration About Parent's Income or Earning Capacity

DECLARATION ABOUT PARENT'S INCOME OR EARNING CAPACITY DURING JUDGMENT PERIODS	CASE NUMBER:
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1. I am:

- a. the parent ordered to pay support.
- b. the person ordered to receive support.
- c. a representative of the local child support agency providing services in this case.

2. On (date): _____ a *Judgment Regarding Parental Obligations* (form FL-630) *Judgment Regarding Parental Obligations (UIFSA)* (form FL-530) was entered by default using earning capacity or presumed income, instead of actual income.

Declaration About Parent's Income or Earning Capacity

3. The actual income of the parent ordered to pay support and other factors needed to calculate the correct support for the time periods in the judgment are listed below (see item 6 in the Judgment to find the relevant time period):

	Time periods in judgment (enter start and end dates)	Average monthly income	Percentage of time with children	Monthly guideline support requested	Source of income
a.	from (month/year) to (month/year)	\$ /month	%	\$ /month	
b.	from (month/year) to (month/year)	\$ /month	%	\$ /month	
c.	from (month/year) to (month/year)	\$ /month	%	\$ /month	
d.	from (month/year) to (month/year)	\$ /month	%	\$ /month	
e.	from (month/year) to (month/year)	\$ /month	%	\$ /month	
f.	from (month/year) to (month/year)	\$ /month	%	\$ /month	
g.	from (month/year) to (month/year)	\$ /month	%	\$ /month	
h.	from (month/year) to (month/year)	\$ /month	%	\$ /month	

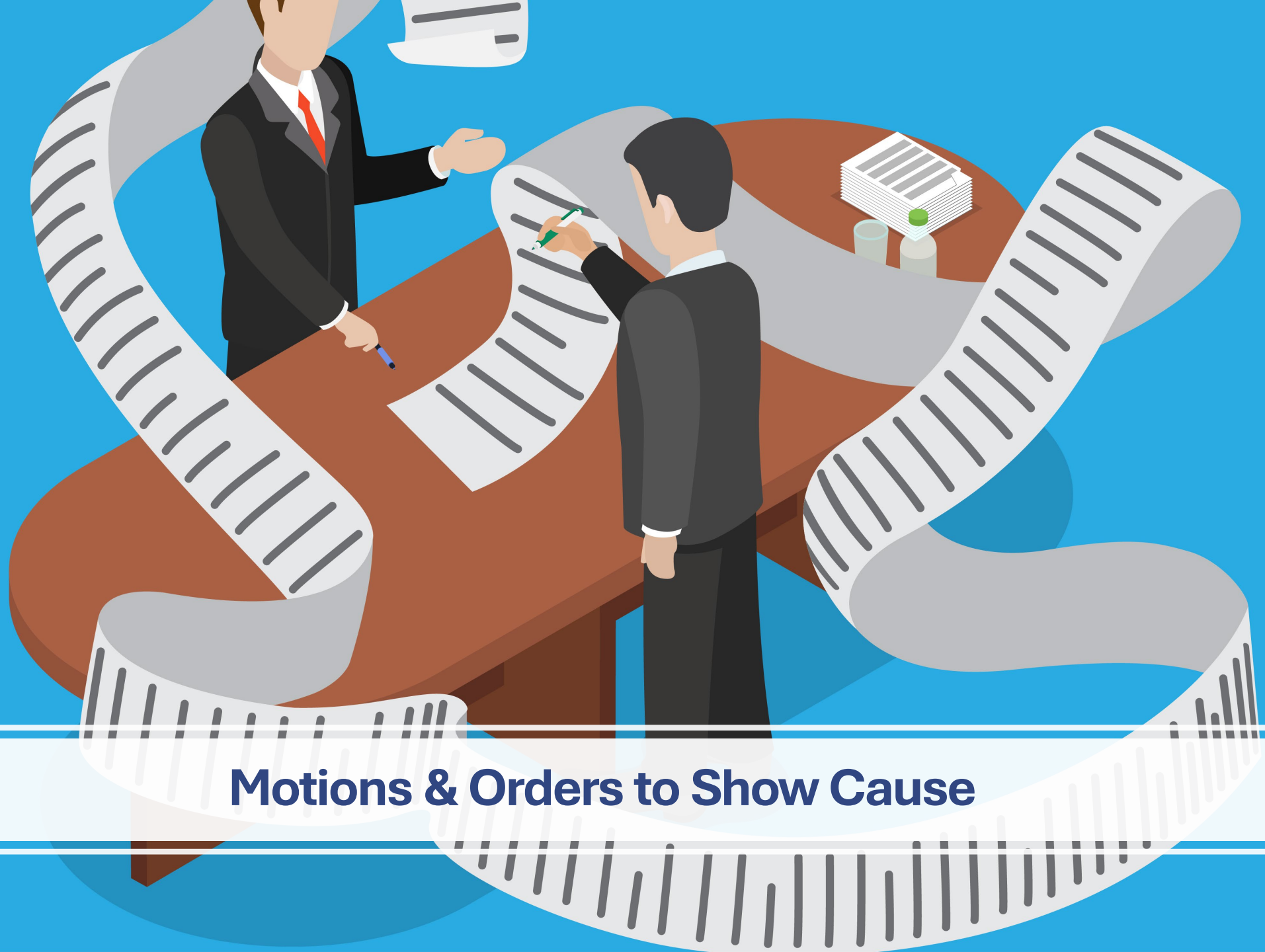
4. Additional proof about the parent ordered to pay support's actual income during the time periods in the judgment is attached. (Black out the Social Security number from any papers you attach, like paycheck stubs.)

Declaration About Parent's Income or Earning Capacity

FL-643

PETITIONER: RESPONDENT: OTHER PARENT/PARTY:	CASE NUMBER:
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5. Information regarding the earning capacity of the parent ordered to pay support needed to calculate the correct support amount for the time periods in the judgment is
- a. provided in *Earning Capacity Factors Attachment* (form [FL-302](#)).
- b. as follows (*specify*):



Motions & Orders to Show Cause

Notice of Motion (Form FL-680)

OTHER PARENT/PARTY:			CASE NUMBER:
NOTICE OF MOTION <input type="checkbox"/> Child Support <input type="checkbox"/> Other:	<input type="checkbox"/> JUDGMENT <input type="checkbox"/> Health Care	<input type="checkbox"/> MODIFICATION <input type="checkbox"/> Injunctive Order	

1. TO (name):

2. **READ THE ATTACHED REQUEST FORM.** A hearing on the motion for the relief requested will be held as follows:

a. Date:	Time:	<input type="checkbox"/> Dept.:	<input type="checkbox"/> Div.:	<input type="checkbox"/> Room:
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b. Address of court is same as noted above other (specify):

3. Supporting attachments:

a. Completed *Request for Order and Supporting Declaration* (form FL-684) and blank *Response to Governmental Notice of Motion or Order to Show Cause* (form FL-685)

b. Financial information and blank *Income and Expense Declaration* (form FL-150)

c. *Earning Capacity Factors Attachment* (form FL-302)

d. Points and authorities

e. *Order for Genetic (Parentage) Testing* (form FL-627)
(If the respondent or other parent/party ignores this order, the issue of parentage may be decided against them.)

f. Other (specify):

4. NOTICE: IF YOU WISH TO HAVE A TRIAL, YOU MUST APPEAR AT THE HEARING ON THIS REQUEST.

Date:

 (TYPE OR PRINT NAME)

 (SIGNATURE OF ATTORNEY)

Child support is based on your ability to pay, which may include your income, earning capacity, expenses, and lifestyle. The amount of child support can be large and can continue until the children reach age 18. You should give the court information about your income and expenses, and any specific circumstances that may affect your ability to earn. If you do not, the support order will be based on other information given to the court. If the child support amount in the proposed judgment is based on your earning capacity, and you do not appear at the hearing after failing to file an *Answer* (form FL-610), the court will enter a judgment without your input.

Order to Show Cause (Form FL-683)

JUDICIAL OFFICER

NOTICE

This case may be referred to a court commissioner for hearing. By law, court commissioners do not have the authority to issue final orders and judgments in contested cases unless they are acting as temporary judges. The court commissioner in your case will act as a temporary judge unless, before the hearing, you or any other party objects to the commissioner acting as a temporary judge. The court commissioner may still hear your case to make findings and a recommended order. If you do not like the recommended order, you must object to it within 10 court days; otherwise, the recommended order will become a final order of the court. If you object to the recommended order, a judge will make a temporary order and set a new hearing.

Child support is based on your ability to pay, which may include your income, earning capacity, expenses, and lifestyle. The amount of child support can be large and can continue until the children reach age 18. You should give the court information about your income, expenses, and any other circumstances that may affect your ability to earn. If you do not, the support order will be based on other information given to the court.

You do not have to pay any fee to file your *Response to Governmental Notice of Motion or Order to Show Cause (Governmental)* (form FL-685) and your completed *Income and Expense Declaration* (form FL-150) or *Financial Statement (Simplified)* (form FL-155). You must file any documents with the court and serve copies at least 9 court days before the hearing date to the local child support agency and the other party unless ordered otherwise. Add 5 calendar days if you serve by mail within California. (See Code of Civil Procedure section 1005 for other situations.) To determine court and calendar days, go to <https://selfhelp.courts.ca.gov/child-support/LCSA-Hearing-Notice/Respond>.

Judgements and Orders



Revised Judgment & Order Forms

FL-342

FL-
342(A)

FL-530

FL-630

FL-665

FL-687

FL-688

FL-692

FL-693

References to Presumed Income Removed From:

3. ~~This order is based on presumed income for the parent ordered to pay support under Family Code section 17400.~~
4. Attached is a computer printout showing the parents' incomes and percentage of time each parent spends with the children. The printout, which shows the calculation of child support payable, will become the court's findings.
5. This order is based on the attached documents (*specify*):

Judgment Regarding
Parental Obligations
(UIFSA) (form FL-530)

Judgment Regarding
Parental Obligations
(form FL-630),

Earning Capacity Provisions Added

3. **Earning Capacity**. This order is based on
- a. the parent ordered to pay support's earning capacity of \$ _____ per month because (choose one):
- (1) the earning capacity of the parent ordered to pay support is greater than their known income.
- (2) the actual income of the parent ordered to pay support is unknown.
- b. the other parent/party's earning capacity of \$ _____ per month.
- c. The factors used to determine earning capacity under Family Code section 4058(b) are stated
- (1) in *Earning Capacity Factors Attachment* (form [FL-302](#)).
- (2) as follows (specify):

- (5) **Earning capacity**. The court finds that the (check all that apply):
- (a) parent ordered to pay support has the ability to earn \$ _____ per month.
- (b) person ordered to receive support has the ability to earn \$ _____ per month.
- (c) The factors used to calculate earning capacity under Family Code section 4058(b) are stated
- (i) in *Earning Capacity Factors Attachment* (form [FL-302](#)).
- (ii) as follows (specify):

One Form Per Parent

This form is intended to be used for considering the earning capacity of one party. Attach a separate form FL-302 for each party whose earning capacity needs to be considered.

1. Earning capacity factors for (enter name of party): _____ under Family Code section 4058(b).

a. Attachment to judgment or court order (to be completed by court only).

The court determines that petitioner respondent other parent/party has the capacity to earn \$ _____ per month. This determination is in the best interests of the children, taking into consideration their overall welfare and developmental needs, and the time that parent spends with the children. The factors the court considered are listed below in item 2.

Page ____ of ____

Family Code, §§ 4058, 17404
www.courts.ca.gov

Low-Income Adjustment on Forms

FL-342

FL-530

FL-630

FL-665

FL-687

FL-688

FL-692

FL-687 Low-Income Adjustment change

- Before:

- beginning (date):
- (4) The low-income adjustment applies.
 The low-income adjustment does not apply because *(specific reasons)*:

- After:

- (4) The low-income adjustment applies **at the lowest amount of the range**.
 The **lowest amount of the low-income adjustment is rebutted** and does not apply because *(specify reasons)*:

Changes to Family Code 4057

New Deviation Criteria:

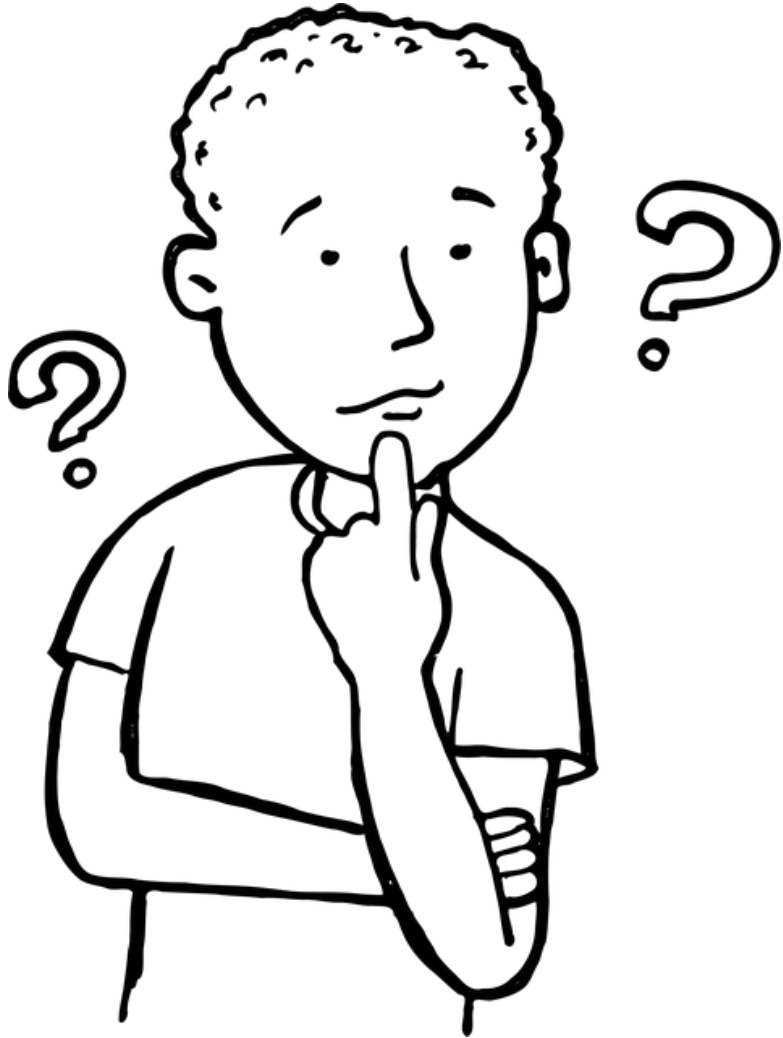
- NCP qualifies for LIA, and
- Child support exceeds 50% of the net after LIA is applied
- **CAVEAT:** The adjustment can't be more than 50% of the NCP's net income.



Multiple Child Support Orders:

- Where NCP has multiple child support orders, the court *may* determine how to allocate the **income** and **support obligations** across cases.

How many forms list the FC 4057(b) deviation factors?



- FL-342(A),
- FL-693,
- And that's it

FL-693, Guideline Findings Attachment

8. c. The factors are:

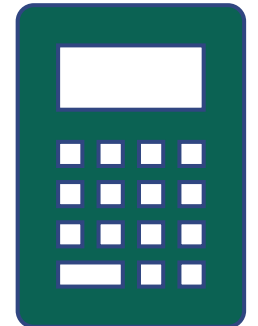
- (1) The sale of the family residence is deferred under Family Code section 3800, and the rental value of the family residence in which the children reside exceeds the mortgage payments, homeowners insurance, and property taxes by: \$ _____ per month.
- (2) The parent paying support has extraordinarily high income, and the amount determined under the guideline would exceed the needs of the children.
- (3) The parent ordered to pay support person ordered to receive support is not contributing to the needs of the children at a level commensurate with that party's custodial time.
- (4) After application of the low-income adjustment, guideline child support would be greater than 50 percent of the net disposable income of the parent ordered to pay support.
- (5) Special circumstances exist in this case. The special circumstances are:
 - (a) The parents have different time-sharing arrangements for different children.
 - (b) The parents have substantially equal custody of the children and one parent has a much lower or higher percentage of income used for housing than the other parent.
 - (c) A child has special medical or other needs that require support greater than the formula amount. These needs are *(specify)*:
 - (d) Other *(specify)*:

Child Support Add-Ons

- Add-ons divided in proportion to the parents' net incomes, unless a party or the court, on its own motion, requests a different amount.
- Childcare must be “actually incurred.”
- Reimbursement process:

Uninsured health care reimbursement = to childcare expenses

- Reimbursement requests must be sent with 90 days



Child Support Add-Ons

THE COURT ORDERS

6. a. Petitioner Respondent Other parent/party are the parents of the children named in item 6b below.

b. The parent ordered to pay support must pay current child support as follows:

<u>Name of Child</u>	<u>Date of birth</u>	<u>Monthly Support Amount</u>
		\$
		\$
		\$

(1) Mandatory additional child support.

(a) The parent ordered to pay support must pay additional monthly support for reasonable childcare costs, as follows:

One-half or % or (specify amount): \$ per month of the costs.
Payments must be made to the other parent/party State Disbursement Unit childcare provider.

(b) The parent ordered to pay support must pay reasonable uninsured health care costs for the children, as follows:

One-half or % or (specify amount): \$ per month of the costs.
Payments must be made to the other parent/party State Disbursement Unit health care provider.

(2) Other (specify):

(3) For a total of: \$ payable on the day of each month
beginning (date):

Additional Changes

Approved as conforming to court order.

Date:



(SIGNATURE OF PARENT ORDERED TO PAY SUPPORT OR THEIR ATTORNEY)

Approved as conforming to court order.

Date:



(SIGNATURE OF THE PARENT ORDERED TO PAY SUPPORT OR THEIR ATTORNEY)

Approved as conforming to court order.

Date:



(SIGNATURE OF THE PERSON ORDERED TO RECEIVE SUPPORT OR THEIR ATTORNEY)

- f. All payments, unless specified in item 4b(1) above, must be made to the State Disbursement Unit at: **California State Disbursement Unit, P.O. Box 989067, West Sacramento, CA 95798-9067.**

Questions



Thank you!

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