

IN THE COMMON PLEAS COURT OF HANCOCK COUNTY, OHIO
Domestic Relations Division

Name of Party

Current Address of Party

Plaintiff/Petitioner

vs.

Name of Party

Current Address of Party

Defendant/Petitioner

Case No. _____

Judge _____

Magistrate _____

CONSENT JUDGMENT ENTRY

This Consent Judgment Entry is submitted to the Court by the parties based on their agreement regarding modifications to an existing order issued by this Court. By signing this Consent Judgment Entry, each party acknowledges that (1) he or she has had the opportunity to speak with an attorney but has chosen not to do so, (2) he or she is entitled to a hearing on any modifications related to this case but does not want a hearing, (3) he or she is signing this Consent Judgment Entry voluntarily and no one has forced him or her to sign this or agree to the terms, and (4) he or she has had enough time to consider the agreement and believes that it is in the child or children's best interests. The parties understand that this proposed Consent Judgment

Entry is subject to the approval of the Court and will be considered a joint motion to modify the parental allocation for minor children if not fully approved by the Court at the time of submission.

REQUEST GRANTED. Based on the parties' approval of this Consent Judgment Entry, the Magistrate recommends and the Court concludes that the agreement should be approved and adopted as an order of the Court.

In addition to the orders specified below, the parties understand that they must comply with the attached orders regarding health insurance and access to records.

It is therefore **ORDERED** as follows:

1. _____ (printed name of party) is now designated the residential parent of the parties' minor child(ren):

Names:

Dates of Birth:

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

The other party is designated the non-residential parent. The non-residential parent is entitled to parenting time with the child(ren) in accordance with the provisions set forth in the original divorce or dissolution decree for visitation and companionship or as follows (must specify a schedule): _____

2. Effective _____ (give date) the non-residential parent shall pay child support in the amount of \$ _____ per month, plus processing fee, when private health insurance is provided for the child(ren). All child support shall be paid through wage deduction or other withholding order to the Ohio Child Support Payment Central and administered by the Hancock County Child Support Enforcement Agency. The party paying support is responsible to make payments to Ohio Child Support Payment Central until the funds are withheld from her wages. Any direct support payments are a gift and are not credited against the child support obligation. The child support obligation continues until each child attains his or her 18th birthday or graduates from high school, whichever occurs later, so long as the child remains enrolled full-time in high school. However, the obligation shall not extend beyond the child's 19th birthday.

When private health insurance is not being provided in accordance with the support order, and based on the child support worksheet attached, _____ shall pay \$ _____, per month, plus processing charges, for current child support and an additional \$ _____ per month, for cash medical support. This child support obligation and cash medical support become effective on the first day of the month when health care insurance for the child(ren) is unavailable or terminates. The cash medical support shall be payable to the office of child support if the children are enrolled in the Medicaid program or to the obligee, as set forth in R.C. 3119.30. No processing fees shall be charged on the cash medical support. The parties acknowledge that they cannot waive the cash medical support that is payable during the period the child(ren) are enrolled in the Medicaid program.

In the event the health insurance coverage would again be available, the child support obligation will revert to the amount as stated when health insurance is available, effective the first day of the month in which the health insurance for the child(ren) is available.

The required child support calculation worksheet is attached to this Consent Judgment Entry, and both parties have fully disclosed their incomes and other information for calculating child support. If the amount shown as the obligation due on the worksheet is not going to be paid by the non-residential parent, the parties state the following reasons why they believe payment of that amount is not in the child(ren)'s best interest: _____

NOTICES REGARDING CHILD SUPPORT OBLIGATION

ALL SUPPORT UNDER THIS ORDER SHALL BE WITHHELD OR DEDUCTED FROM THE INCOME OR ASSETS OF THE OBLIGOR PURSUANT TO A WITHHOLDING OR DEDUCTION NOTICE OR APPROPRIATE COURT ORDER ISSUED IN ACCORDANCE WITH CHAPTERS 3119, 3121, 3123, AND 3125 OF THE OHIO REVISED CODE OR A WITHDRAWAL DIRECTIVE ISSUED PURSUANT TO SECTIONS 3123.24 TO 3123.38 OF THE REVISED CODE AND SHALL BE FORWARDED TO THE OBLIGEE IN ACCORDANCE WITH CHAPTERS 3119, 3121, 3123, AND 3125 OF THE REVISED CODE.

IF THE PERSON REQUIRED TO OBTAIN HEALTH CARE INSURANCE COVERAGE FOR THE CHILD SUBJECT TO THIS CHILD SUPPORT ORDER OBTAINS NEW EMPLOYMENT AND THE HEALTH INSURANCE COVERAGE FOR THE CHILDREN IS PROVIDED THROUGH THE PREVIOUS EMPLOYER, THE AGENCY SHALL COMPLY WITH THE REQUIREMENTS OF §§ 3119.30 TO 3119.58 OF THE OHIO REVISED CODE, WHICH MAY RESULT IN THE ISSUANCE OF A NOTICE REQUIRING THE NEW EMPLOYER TO TAKE WHATEVER ACTION IS NECESSARY TO ENROLL THE CHILD IN HEALTH CARE INSURANCE COVERAGE PROVIDED BY THE NEW EMPLOYER.

NOTIFICATION REQUIREMENTS

THE OBLIGOR SHALL IMMEDIATELY NOTIFY THE CHILD SUPPORT ENFORCEMENT AGENCY ADMINISTERING THIS SUPPORT ORDER OF THE FOLLOWING:

- ANY CHANGE IN THE OBLIGOR'S INCOME SOURCE AND OF THE AVAILABILITY OF ANY OTHER SOURCES OF INCOME THAT CAN BE THE SUBJECT OF WITHHOLDING OR DEDUCTION;
- THE NATURE OF ANY NEW EMPLOYMENT OR INCOME SOURCE AND THE NAME, BUSINESS ADDRESS, AND TELEPHONE NUMBER OF THE NEW EMPLOYER OR INCOMES SOURCE;
- THE COMMENCEMENT OF EMPLOYMENT, INCLUDING SELF-EMPLOYMENT, OR OF THE AVAILABILITY OF ANY OTHER SOURCES OF INCOME THAT CAN BE THE SUBJECT OF WITHHOLDING OR DEDUCTION;
- IF THE SUPPORT IS BEING PAID PURSUANT TO A DEDUCTION NOTICE, ANY CHANGE IN THE STATUS OF THE ACCOUNT FROM WHICH THE SUPPORT IS BEING DEDUCTED OR THE OPENING OF A NEW ACCOUNT WITH ANY FINANCIAL INSTITUTION OR THE NATURE OF ANY NEW ACCOUNT OPENED AT A FINANCIAL INSTITUTION AND THE NAME AND BUSINESS ADDRESS OF THAT FINANCIAL INSTITUTION.

FAILURE TO PROVIDE NOTICE AS REQUIRED IS PUNISHABLE BY CONTEMPT OF COURT.

EACH PARTY TO THIS SUPPORT ORDER MUST NOTIFY THE CHILD SUPPORT ENFORCEMENT AGENCY IN WRITING OF HIS OR HER CURRENT MAILING ADDRESS, CURRENT RESIDENCE ADDRESS, CURRENT RESIDENCE TELEPHONE NUMBER, CURRENT DRIVER'S LICENSE NUMBER, AND OF ANY CHANGES IN THAT INFORMATION. EACH PARTY MUST NOTIFY THE AGENCY OF ALL CHANGES UNTIL FURTHER NOTICE FROM THE COURT. IF YOU ARE THE OBLIGOR UNDER A CHILD SUPPORT ORDER AND YOU FAIL TO MAKE THE REQUIRED NOTIFICATIONS YOU MAY BE FINED UP TO \$50 FOR A FIRST OFFENSE, \$100 FOR A SECOND OFFENSE, AND \$500 FOR EACH SUBSEQUENT OFFENSE. IF YOU ARE AN OBLIGOR OR OBLIGEE UNDER ANY SUPPORT ORDER ISSUED BY A COURT AND YOU WILLFULLY FAIL TO GIVE THE REQUIRED NOTICES, YOU MAY BE FOUND IN CONTEMPT OF COURT AND BE SUBJECT TO FINES UP TO \$1,000 AND IMPRISONMENT FOR NOT MORE THAN 90 DAYS.

IF YOU ARE AN OBLIGOR AND YOU FAIL TO GIVE THE REQUIRED NOTICES, YOU MAY NOT RECEIVE NOTICE OF THE FOLLOWING ENFORCEMENT ACTIONS AGAINST YOU: IMPOSITION OF LIENS AGAINST YOUR PROPERTY; LOSS OF YOUR PROFESSIONAL OR OCCUPATIONAL LICENSE, DRIVER'S LICENSE, OR RECREATIONAL LICENSE; WITHHOLDING FROM YOUR INCOME; ACCESS RESTRICTION AND DEDUCTION FROM YOUR ACCOUNTS IN FINANCIAL INSTITUTIONS; AND ANY OTHER ACTION PERMITTED BY LAW TO OBTAIN MONEY FROM YOU TO SATISFY YOUR SUPPORT OBLIGATIONS.

3. _____ (printed name of party) shall maintain or be primarily responsible for health insurance for the minor child(ren) until each child attains his or her 18th birthday or graduates from high school, whichever occurs later, so long as the child remains enrolled full-time in high school. However, the obligation shall not extend beyond the child's 19th birthday. If neither party has insurance available through employment at this time,

each party is required to obtain it when available. If insurance is provided, the parties represent that it is available at a reasonable cost or is maintained with the consent of the parent maintaining it. The parties have reviewed the Additional Orders regarding health insurance that are appended to this Consent Judgment Entry. The parties may meet their obligations to provide insurance by enrolling the children on any policy available to them by remarriage and their spouses' employment. The residential parent shall be responsible for the first \$100 per calendar year per child in medical expenses not payable by insurance. Any medical, dental, optical, pharmaceutical, or psychiatric expenses in excess of \$100 per year per child and not payable by insurance shall be paid by the parties in proportion to their incomes as shown on the child support worksheet, or in the following proportions or shares if stated:

4. The residential parent is entitled to claim _____
_____ (name(s) of children) as tax dependent(s)
unless that parent will derive no financial benefit from that entitlement, in which case that parent shall sign all documents necessary for the other parent to claim the child(ren). The non-residential parent is entitled to claim _____ (name(s) of children) as dependents so long as that parent is substantially current in his/her support obligation for the year as of December 31st of the relevant year, and the residential parent will sign all necessary documents to allow the entitlement.

Option Two: By completing this and initialing at the end of this sentence, the parties agree that they will alternate the years they can claim the child(ren), with the _____ (name) claiming them in even-numbered years and the other party claiming them in the other years.

5. All prior orders not specifically modified herein shall remain in effect.

It is further **ORDERED** that the court costs associated with the filing of this Consent Judgment Entry shall be paid by the parties as agreed between them at the time of filing the Consent Judgment Entry, and the parties understand when signing this Consent Judgment Entry that it will not be filed with the Clerk of Courts and made effective unless the costs accompany the filing.

REQUEST DENIED for the following reasons: _____

A hearing to address the request shall be held on the ____ day of _____, 20____ at _____ o'clock ____M. at the Domestic Relations Court, Ground Floor, Hancock County Courthouse, Findlay, Ohio. Prior to that hearing, the parties shall deposit the sum of \$_____ with the Hancock County Clerk of Courts to ensure costs are paid.

Recommended & Approved:

So ORDERED.

Magistrate

Judge

REVIEWED and APPROVED:

Plaintiff's/Petitioner's Signature and Printed Name

Defendant's/Petitioner's Signature and Printed Name

Additional Notices Regarding the Allocation of Parental Rights & Responsibilities

The Parties are hereby notified as follows:

Relocation Notice

Ohio Revised Code section 3109.051(G): If the Residential Parent intends to move to a residence other than the residence specified in the Court Order, the Residential Parent shall file a Notice of Intent to Relocate with this Court. Unless otherwise ordered pursuant to Ohio Revised Code section 3109.051(G)(2), (3), and (4), a copy of such Notice shall be mailed by the Court to the Non-Residential Parent. Upon receipt of the Notice, the court, on its own motion or the motion of either party, may schedule a hearing with notice to both parties to determine whether it is in the best interest of the child to revise the parenting time schedule for the child(ren).

Records Access Notice

Ohio Revised Code sections 3109.05(H) and 3319.321(B)(5): Except as specifically modified or limited by court order, and subject to Ohio Revised Code sections 3125.16 and 3319.321(F), the Non-Residential Parent is entitled to access to any record that is related to the child, under the same terms and conditions as the Residential Parent, and to which the Residential Parent is legally provided access. Any keeper of a record who knowingly fails to comply with this order is in contempt of Court.

Access Notice

Ohio Revised Code section 3109.051(I): Except as specifically modified or limited by court order, and in accordance with Ohio Revised Code sections 5104.011, the Non-Residential Parent is entitled to access, under the same terms and conditions as the Residential Parent, to any student activity that is related to the child(ren) and to which the residential parent of the child(ren) is legally provided access. Any school employee or official who knowingly fails to comply with this order is in contempt of Court.

ORDERS FOR HEALTH INSURANCE COVERAGE FOR MINOR CHILD(REN)
NAMED IN THE CHILD SUPPORT ORDER
(Ohio Revised Code sections 3119.30 et seq.)

The parties are hereby notified and it is further ORDERED:

A. The party who is required to provide health insurance coverage shall provide to the other, not later than 30 days after the issuance of this order, information regarding the benefits, limitations, and exclusions of the coverage, copies of any insurance forms necessary to receive reimbursement, payment, or other benefits under the coverage, and a copy of any necessary insurance cards (R.C. 3119.32).

B. Unless a name, address, and telephone number are provided below for the person to be reimbursed by the insurer for costs paid, the health insurance provider shall continue making payment for services directly to any health care provider in accordance with the applicable health insurance policy, contract, or plan (R.C. 3119.32).

Name: _____

Address: _____

Telephone: _____

C. Not later than 30 days after issuance of this order, the party who is required to provide health insurance coverage for the children shall designate the children as covered dependents under any health insurance policy, contract, or plan for which the person contracts (R.C. 3119.32).

D. The employer of the person required to obtain health insurance coverage is required to release to the other parent, any person subject to an order issued under section 3109.19 of the Revised Code, or the child support enforcement agency on written request any necessary information on the health insurance coverage, including the name and address of the health plan administrator and any policy, contract, or plan number, and to otherwise comply with section 3119.32 of the Revised Code and any order or notice issued under section 3119.32.

E. If the person required to obtain 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 health care insurance coverage provided by the new employer (R.C. 3119.32).

F. Any employer who receives a copy of an order or notice relating to provision of health insurance coverage is required to notify the child support enforcement agency of any change in or the termination of the health insurance coverage that is maintained pursuant to the order or notice (R.C. 3119.364).

G. If the person required to obtain health insurance coverage pursuant to a child support order issued in accordance with statute does not obtain the required coverage within 30 days after the order is issued, the child support enforcement agency shall notify the court that issued the child support order in writing of the failure of the person to comply with the child support order (R.C. 3119.43).

H. Whoever violates a court child support order issued in accordance with section 3119.30 of the Revised Code may be punished as for contempt under Chapter 2705 of the Revised Code (R.C. 3119.44).

I. Either the obligee or the obligor under a court child support order may file a motion with the court that issued the order requesting that the court modify the order with regard to health insurance coverage for the children who are the subject of the order (R.C. 3119.46).

J. An obligor or obligee who fails to comply with a child support order issued in accordance with section 3119.30 of the Revised Code is liable to the other for any medical expenses incurred as a result of the failure to comply with the order (R.C. 3119.56).

K. 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 (R.C. 3119.32).

CERTIFICATE OF SERVICE

I hereby certify that I did, on this _____ day of _____, 20_____, serve a copy of this Consent Judgment Entry upon **each of the parties** at the addresses given in the caption above by regular U.S. mail, postage prepaid and a copy upon the **Hancock County Child Support Enforcement Agency** by placing a copy in its Clerk of Courts Delivery Drawer, Hancock County Courthouse, Findlay, Ohio.

Clerk of Courts