

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF WASHINGTON

Case No: _____

**GENERAL JUDGMENT OF
CUSTODY, PARENTING
TIME AND CHILD SUPPORT**

and Petitioner

and Respondent

Unmarried children 18, 19, or 20 years old (*full names*)

This document was presented to the court:

- On the motion and declaration of Petitioner, the default of Respondent having been found.
 - and Respondent being represented by a guardian ad litem or other person described in Oregon Rules of Civil Procedure, Rule 27.
- On the stipulation of the parties, as shown by the signatures at the end of this Judgment.
- After a trial held on (*date*) _____, at which the following persons were present:
 - Petitioner Petitioner's attorney _____
 - Respondent Respondent's attorney _____
 - Adult Child Adult child's attorney _____
 - Children's attorney _____

Children 18, 19, or 20 Years of Age

- Waived appearance in these proceedings: (*names*) _____.
- Fully participated in the proceedings and are bound by the terms of this judgment:
(*names*) _____.
- Signed and stipulated to the terms of this judgment as shown by the signatures below.

FINDINGS:

The court considered the Declaration Stipulations Evidence presented and finds that:

A. The parties were not married to each other at the time the Petition was filed.

B. Children of the Parties (list only children legally recognized as children of both parties together; do not list children either party has with another person).

Name	Year of Birth	Age

Additional page attached titled "Findings B—Children of the Parties"

C. Child Custody Jurisdiction

Oregon has jurisdiction under the Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) to decide custody and parenting time matters because:

Oregon is the children’s home state (all of the minor children have lived here continuously for the six month period immediately before this case was filed).

Other: _____

Oregon does not have jurisdiction under the UCCJEA because: _____

THE COURT GRANTS JUDGMENT AS FOLLOWS:

The terms of this Judgment are effective upon entry in the court register.

CHILDREN

1. Custody and Parenting Time

Custody of the children is awarded as follows:

Petitioner and Respondent have **joint** custody of the following children: _____

Petitioner is granted **sole** custody of the following children (names): _____

Respondent is granted **sole** custody of the following children (names): _____

Parenting time is ordered:

as described in the attached **Parenting Plan**, labeled Exhibit _____ **or**

to Petitioner Respondent as follows _____

- Parenting time will be supervised by _____
- Any cost of supervision must be paid by Petitioner Respondent
- Other: _____

Petitioner Respondent is not awarded parenting time because it would endanger the health and safety of the children.

Neither parent shall say things or knowingly allow others to say things in the presence of the children that would take away the children’s love and respect for the other parent.

2. Relocation

- Neither parent may move more than 60 miles further distant from the other parent without giving the other parent reasonable notice of the change of residence and providing a copy of such notice to the court, **or**
- The requirement of ORS 107.159 regarding notice of relocation is suspended for good cause.

3. Contact Information

- Petitioner and Respondent must each provide contact addresses and contact telephone numbers to the other and notify each other of any emergencies or substantial changes in the children’s health, **or**
- Good cause exists to suspend the obligation of the parties to provide contact information to each other.

NOTICE ABOUT PARENTING TIME AND CHILD SUPPORT

The terms of child support and parenting time (visitation) are designed for the child’s benefit and not the parents’ benefit. You must pay support even if you are not receiving parenting time. You must comply with parenting time and visitation orders even if you are not receiving child support.

Violation of child support orders and visitation or parenting time orders may result in fines, imprisonment, or other penalties.

Help may be available to establish, enforce, and modify child support orders. Paternity establishment services are also available. Contact your local district attorney, the domestic relations court clerk, or the Department of Justice at (800) 850-0228 or (503) 378-5567 for information.

Help may be available to establish, enforce, and modify parenting time or visitation orders. Forms are available to enforce parenting time or visitation orders. Contact your local court for information.

4. Child and Medical Support and Life Insurance for Children

A. Child Support

Existing Child Support Obligation *(Complete only if applicable)*

List state, court/agency, case number, and date of any prior child support orders/judgments: _____

- The existing order **is not** changed **or**
- This judgment **replaces** the existing child support obligation because the existing orders and judgments were issued by an Oregon court or agency, one of the parents or children receiving support still resides in Oregon, and circumstances have changed since the orders were entered. Support is due as detailed in the “Support Order” section below.

Presumed Inability To Pay Under ORS 25.245 (Complete only if applicable)

- The parent who would pay support is presumed to be unable to pay because that parent:
 - receives cash payments from a **public assistance** program including TANF or SSI.
 - is (or is expected to be) **incarcerated** (in jail or prison for at least six months) and has income less than \$200 per month
- The presumption **has not been rebutted** and **no** child support (including cash medical support) is ordered.
- The presumption **has been rebutted**, and support **is ordered** as detailed in the “Support Order” section below for the following reasons: _____

Support Order

- No support** is ordered. If there are reasons other than the presumption of inability to pay or continuation of an existing order or judgment (*explain*): _____

- Support must be paid by** Petitioner to Respondent (or) Respondent to Petitioner beginning on the first or _____ day of the month following the date of the judgment or beginning the date of service of the Petition (*date*) _____ or other (*date*) _____ and continuing on the same day of each month thereafter. The total monthly amount due is \$_____.
 Support must be paid by **Petitioner to Adult Child Attending School** beginning on the first or _____ day of the month following the date of the judgment or beginning the date of service of the Petition (*date*) _____ and continuing on the same day of each month thereafter. The total monthly amount due is \$_____.
 Support must be paid by **Respondent to Adult Child Attending School** beginning on the first or _____ day of the month following the date of the judgment or beginning the date of service of the Petition (*date*) _____ and continuing on the same day of each month thereafter. The total monthly amount due is \$_____.

Child Support Worksheets are attached and incorporated, labeled Exhibit _____).

This amount ordered is:

- the amount presumed to be appropriate under the support guidelines.
- different from the presumed appropriate amount of \$_____ because the presumed amount is unjust or inappropriate (*explain*): _____

B. Medical Support

- Medical support has already been ordered in another case as listed in Section 4A above.
 - The existing order **is not** changed.
 - The existing order **is terminated**. Medical support is ordered as follows:

i. Private Health Insurance:

- is** appropriate and available to (*check one or both*)
 - Petitioner Respondent **and**
 - both parents have agreed to provide coverage **or**
 - Petitioner Respondent is ordered to keep insurance throughout the period of the child support obligation as long as it is appropriate and reasonable in cost.
- is not** appropriate or available to either parent
The parent awarded custody must enroll the children in public health insurance until private health insurance becomes available **and**
The first parent with access to appropriate private health insurance for the children is ordered to provide it.

ii. Cash Medical Support

- Cash Medical Support is ordered in the amount of \$_____ per month because no private health insurance is available to either parent. Cash Medical Support is payable by the parent ordered to pay child support on the same schedule.
 - The paying parent is ordered to provide Cash Medical Support only when not providing private health insurance for the children.
- Cash Medical Support is **not** ordered because:
 - The parent who would pay support is presumed unable to pay for the reason marked above, and the presumption has not been rebutted.
 - The parent paying child support has income at or below Oregon’s minimum wage for full-time employment, so cash medical support cannot be ordered.
 - The children’s medical needs will be met by the Uninsured Medical Expenses provision below.
 - Other (*explain*): _____

CHANGES TO HEALTH INSURANCE AVAILABILITY
Both the payor and the recipient of child support **must** notify the Division of Child Support (DCS) in writing of any change in the availability of private health insurance within **10 days** of the change if collection services are provided by DCS.

iii. Uninsured Medical Expenses

- Uninsured medical expenses are not awarded.
- or**
- Petitioner must pay _____% and Respondent must pay _____% of the unreimbursed costs of the children’s reasonable medical, dental, and vision care. This does not include ordinary nonprescription expenses like bandages, vitamins, and copays for regular checkups, which the parents must provide for the children in proportion to their parenting time. This

obligation is in addition to any child support **and** will be **offset** by any cash medical support ordered above.

or

This obligation is **in addition** to any child support and cash medical support ordered above.

C. Payment

NOTICE OF INCOME WITHHOLDING

This child support order is enforceable by income withholding under ORS 25.378 to 25.390, 25.414 to 25.372, and 25.375. Withholding shall occur immediately whenever there are arrears at least equal to the support payment for one month, whenever the obligated parent requests such withholding, or whenever the obligee requests withholding for good cause. The District Attorney or, as appropriate, the Division of Child Support of the Department of Justice, will assist in securing such withholding. Exceptions may apply in some circumstances.

Income withholding is not ordered at this time because there is no support arrearage, the paying parent has complied with the terms of any previous exemption from withholding **and**

The parents (or the State, if support rights are assigned) have agreed in writing to an alternative arrangement which is approved by the court; **or**

Good cause not to require withholding is found because there is proof of timely payment of previously ordered support and income withholding would not be in the best interests of the child.

In all cases, select one of the following:

All support payments must be made to the Department of Justice, Child Support Accounting Unit, P.O. Box 14506, Salem, Oregon, 97309.

or

An exception to income withholding applies as noted above. All support payments must be deposited to the recipient's checking or savings account. The receiving parent is ordered to provide the paying parent with current deposit slips or bank name, account name, and account number.

or

Other (*explain*) _____

Adult Child Attending School

Support for an adult child attending school as defined by ORS 107.108 must be paid by the Division of Child Support directly to the child unless good cause exists for payment to be made another way.

GOOD CAUSE exists not to pay support directly to a child attending school. Payments must be made to Petitioner Respondent in the amount of \$ _____ per month.

D. Length of Child Support

Support will continue until the child reaches the age of 21 unless the child becomes self-supporting, emancipated, married or ceases to qualify as a child attending school as defined by Oregon law.

E. Tax Dependents

Parties are advised that this judgment is not binding on the IRS and will not provide a defense if the parties fail to comply with IRS regulations in any given tax year.

As between the parties, Petitioner Respondent may claim the following children as dependents for tax purposes beginning with the **tax** year this judgment is entered. The other parent must complete any IRS waivers or forms necessary to accomplish this judgment in each tax year and must not file contradictory tax returns.

List children's names: _____

or

Other (specify): _____

F. Life Insurance Coverage for Children

The party paying support must carry life insurance for the benefit of the parties' children throughout the period of the support obligation if he or she is insurable. The coverage must be at least \$_____. The party paying support must provide to the party receiving support a true copy of the policy. The party paying support must also provide to the party receiving support written notice of any action that will reduce the benefits or change the designation of the beneficiaries under the policy.

or

Neither party is ordered to carry life insurance for the benefit of the parties' children.

G. Additional Provisions _____

Additional page attached titled "Section 4G"

NOTICE ABOUT PERIODIC REVIEWS

If you are receiving child support services through the Department of Justice, either parent may request that the Department of Justice/Division of Child Support review the amount of support ordered after three years from the date the order took effect or at any time upon a substantial change of circumstances.

5. Court Costs and Fees, Paid Or Deferred

- Each party is responsible for paying his or her own court costs and service fees.
- Petitioner Respondent will reimburse the other party \$_____ for costs and fees.
- Judgment is awarded to the State of Oregon for deferred costs or fees of \$_____ payable by Petitioner Respondent.
- Other: _____

6. Information Required by ORS 25.020 and 107.085

As required by UTCR 2.130, a *Confidential Information Form (CIF)* has been completed for each party and filed with the court. The CIF contains all information required by ORS 25.020 and 107.085 that is identified as confidential by UTCR 2.130.

Both parties must inform the Court and if services are provided, the Department of Justice (P.O. Box 14506, Salem, Oregon 97309) in writing of any change in the information within 10 days of such change. The Department of Justice or the District Attorney shall not disclose the information in the CIF to the other party.

Money Award Support Obligation included not included

	PETITIONER	RESPONDENT
Full Name (First, Middle, Last)		
Address or Contact Address		
Year of Birth		
Social Security (last 4 digits)		
Driver License Number (last 4 digits) and State		
Lawyer Name, Address, Phone Number		

NOTE: a party RECEIVING a money award is the JUDGMENT CREDITOR; a party PAYING a money award is the JUDGMENT DEBTOR

➤ *If an adult child is awarded support to be paid directly to the child **AND** there is no support awarded for minor children of the parties, or if the judge tells you that the adult child is a Judgment Creditor, fill out this box:*

<input type="checkbox"/> The adult child named <i>(full name and contact address)</i> _____ _____ is a judgment creditor on this judgment. Adult child's lawyer's name, address, phone number: _____ _____
--

The following information must be provided by any party entitled to receive a money award as listed in this Judgment

	The following person or public body is known to be entitled to a portion of a payment made on the judgment (other than payee's lawyer):
Petitioner	<input type="checkbox"/> None or <input type="checkbox"/> Name: _____
Respondent	<input type="checkbox"/> None or <input type="checkbox"/> Name: _____
Adult Child Name: _____	<input type="checkbox"/> None or <input type="checkbox"/> Name: _____

Type of Judgment		Amount of Judgment
Child Support	WHO PAYS <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	\$_____ per month of which <u>none (\$)</u> or <input type="checkbox"/> \$_____ is cash medical support starting on the <input type="checkbox"/> first or <input type="checkbox"/> _____ day of the month following entry of this judgment OR <input type="checkbox"/> the date of service of the Petition (<i>date</i>) _____ OR Other: (<i>date</i>) _____ and due on the same day of each month thereafter and ending when the last child turns 21 (if the child remains a Child Attending School). <input checked="" type="checkbox"/> Cash medical support will not accrue whenever private health care coverage is being provided by the judgment debtor/obligor. <input type="checkbox"/> Petitioner's <input type="checkbox"/> Respondent's prior obligation to <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent terminates (<i>date</i>) _____
	WHO RECEIVES <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	
Child Support for Child Attending School	WHO PAYS <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	\$_____ per month of which <u>none (\$)</u> or <input type="checkbox"/> \$_____ is cash medical support starting on the <input type="checkbox"/> first or <input type="checkbox"/> _____ day of the month following entry of this judgment OR <input type="checkbox"/> the date of service of the Petition (<i>date</i>) _____ OR Other: (<i>date</i>) _____ and due on the same day of each month thereafter and ending when the last child turns 21 (if the child remains a Child Attending School). <input checked="" type="checkbox"/> Cash medical support will not accrue whenever private health care coverage is being provided by the judgment debtor/obligor. <input type="checkbox"/> Petitioner's <input type="checkbox"/> Respondent's prior obligation to <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent terminates (<i>date</i>) _____
	WHO RECEIVES <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Child Attending School	
Child Support for Child Attending School	WHO PAYS <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	\$_____ per month of which <u>none (\$)</u> or <input type="checkbox"/> \$_____ is cash medical support starting on the <input type="checkbox"/> first or <input type="checkbox"/> _____ day of the month following entry of this judgment OR <input type="checkbox"/> the date of service of the Petition (<i>date</i>) _____ OR Other: (<i>date</i>) _____ and due on the same day of each month thereafter and ending when the last child turns 21 (if the child remains a Child Attending School). <input checked="" type="checkbox"/> Cash medical support will not accrue whenever private health care coverage is being provided by the judgment debtor/obligor. <input type="checkbox"/> Petitioner's <input type="checkbox"/> Respondent's prior obligation to <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent terminates (<i>date</i>) _____
	WHO RECEIVES <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> Child Attending School	

Type of Judgment		Amount of Judgment
Prejudgment Interest	WHO PAYS <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	\$ _____
	WHO RECEIVES <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	
Postjudgment Interest	WHO PAYS <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	Nine percent (9 %) per year simple interest on the unpaid balance of the total judgment amount(s) of \$_____. Interest accrues from the date the judgment is entered and continues until fully paid.
	WHO RECEIVES <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	
Accrued Arrears (if any, on judgments to be paid on a periodic basis)	WHO PAYS <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	1. \$_____ per month, starting on the <input type="checkbox"/> first day or <input type="checkbox"/> Other: _____ of the month following the date of the judgment until the total amount of \$_____ is paid in full; or 2. A lump sum payment of \$_____ to be paid by: _____ (date).
	WHO RECEIVES <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	
Costs and Service Expenses (e.g., filing fees, hearing fees, trial fees, process fees)	WHO PAYS <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent	\$ _____ \$ _____
	WHO RECEIVES <input type="checkbox"/> Petitioner <input type="checkbox"/> Respondent <input type="checkbox"/> State of Oregon	

DATED: _____

Circuit Court Judge

Print Name

Certificate of Compliance

This proposed judgment is ready for judicial signature because *(check all that apply)*:

1. Each opposing party affected by this judgment has stipulated to the judgment, as shown by each opposing party's signature on the document being submitted.
2. Each opposing party affected by this judgment has approved the judgment, as shown by signature on the document being submitted or by written confirmation of approval sent to me.
3. I have served a copy of this judgment on all parties entitled to service and:
 - a. No objection has been served on me.
 - b. I received objections that I could not resolve with the opposing party despite reasonable efforts to do so. I have filed a copy of the objections I received and indicated which objections remain unresolved.

