

# CO-PETITION FOR DISSOLUTION (DIVORCE) WITH CHILDREN

## **Residency Requirement:**

At least one party must have lived in Oregon for the last 6 months and one party must live in Deschutes County

Sample parenting plans are available for purchase at the information windows or online at <https://www.courts.oregon.gov/courts/deschutes/help/Pages/Parenting-Plans.aspx>

Division of Child Support's child support calculator is available at <https://justice.oregon.gov/guidelines/>.

## **Co-Parenting Education Requirement:**

Both parties must complete the mandatory parenting class

## **Children Ages 18,19, or 20 years old:**

If you have children ages 18, 19, or 20, please ask the cashier for the additional Adult Child forms.

The Adult Child forms can also be found online at <https://www.courts.oregon.gov/courts/deschutes/help/Pages/forms.aspx>

Fill out all forms in the packet. After filling out your forms, it is recommended that you schedule an appointment with the Family Law Facilitator for document review prior to filing.

Alyssa Clements  
Family Law Facilitator  
541-388-5300 x 71514  
[deschutesfamilylaw@ojd.state.or.us](mailto:deschutesfamilylaw@ojd.state.or.us)

# **FILING FOR DISSOLUTION (DIVORCE), CO-PETITIONERS, WITH CHILDREN**

<b>TABLE OF FORMS</b>
<b>1. Starting your Case</b> <i>(See the last box of this table for additional forms you may need)</i>
<input type="checkbox"/> Co-Petition for Dissolution of Marriage/RDP <input type="checkbox"/> Record of Dissolution of Marriage, Annulment or Registered Domestic Partnership <input type="checkbox"/> Notice of Statutory Restraining Order Preventing Dissipation of Assets <input type="checkbox"/> Confidential Information Form (CIF) <b><i>(one for each party and each adult child)</i></b> <input type="checkbox"/> Notice of CIF Filing <input type="checkbox"/> Declaration Supporting General Judgment <input type="checkbox"/> General Judgment of Dissolution of Marriage/RDP <b>Optional:</b> <input type="checkbox"/> Fee Deferral or Waiver Application and Declaration
<b>Additional forms you may need:</b> <i>(More information is in the Instructions below)</i>
<input type="checkbox"/> Certificate of Delivery to DCS <i>(if you or the other party is receiving public assistance)</i> <input type="checkbox"/> Child Support Worksheets <i>(if you are requesting child support)</i> <input type="checkbox"/> Parenting Plan <input type="checkbox"/> Parenting Class Completion Certificate  Adult Child Forms <i>(if you have children 18, 19, or 20 years old)</i> <input type="checkbox"/> Summons <i>(for Adult Child)</i> <input type="checkbox"/> Waiver of Further Appearance and Consent to Entry of Judgment <i>(for Adult Child)</i>

## **What these forms do**

This set of forms will help you to get a divorce (legally called a “dissolution of marriage”) if you have children under 21. If you have children between 18 and 21, please ask the cashier for the additional Adult Child forms. The Adult Child forms can also be found online at <https://www.courts.oregon.gov/courts/deschutes/help/Pages/forms.aspx>

## TALK TO A LAWYER BEFORE USING THESE FORMS IF:

---

- You are part of a **same-sex couple** AND:
  - You are married, have a civil union, or registered in another state
  - You are married, have a civil union, or registered in another state in addition to Oregon
  - You are registered as domestic partners in Oregon ***before February 4, 2008***
  - You are unsure if your partnership is a Registered Domestic Partnership (RDP)
  - If either of you is not the biological or adoptive parent of one of your children, see a lawyer before using these forms, even if both of your names are on the birth certificate. You may need to complete an additional step to get a “Declaration of Parentage” for full legal recognition of your parenting rights. Click [here<sup>1</sup>](#) for more information.
  - If you want partner support and either party lives in (or may move to) another state
- You want to **divide** the **retirement benefits** of either party
- Either party is a debtor in a current **bankruptcy** case

### **Important Contact Information**

Oregon Judicial Department - <http://courts.oregon.gov>

Oregon State Bar Lawyer Referral Service - [www.oregonstatebar.org](http://www.oregonstatebar.org)

**Phone:** 503.684.3763 or toll-free in Oregon at 800.452.7636



If you are deployed or about to be deployed, contact the Oregon State Bar Military Assistance Panel ([www.osbar.org/docs/ris/militaryflier.pdf](http://www.osbar.org/docs/ris/militaryflier.pdf)) for information about special rights and rules that may apply to you.

### **Symbols used in this form:**



Important Note



STOP! You may not be able to use this form



Caution! You may need a lawyer



Concerns children



Concerns money



Timing requirement

---

<sup>1</sup> <http://www.osbar.org/public/legalinfo/LGBTRights.html>

## Notice about these instructions and forms

These instructions are not a complete statement of the law. They cover basic procedures for simple dissolution cases involving custody, parenting time, and child support. If you have complicated issues or questions about the law, talk to a lawyer.

All of the necessary forms should be online. If you cannot find a form, ask your local court.

Each court has local rules, programs, and procedures that may not be explained in these instructions. Refer to the Supplementary Local Rules for Deschutes county. These rules are available online or at your local court or law library. Forms and information about your local court are on the Oregon Judicial Department website.

## Information about Dissolution

### Co-Petition and Judgment



A dissolution case starts with a “petition,” which tells the court what you want. That’s why you are called the “**co-petitioners**.” The case ends with a “judgment,” which is the court’s final decision. The judgment is the document that finalizes your case and contains your rights and responsibilities. Your dissolution is effective once the judge signs the judgment. *(See “The Judgment” section for more details about the terms of your judgment)*

- **NOTE:** the general judgment in this case will create rights and responsibilities that may be permanent. Custody, parenting time, and support orders often can be modified later, but property orders usually can’t. Talk to a lawyer if you have questions about these issues.

### Contact Information



Keep the court and all other parties informed of your current address. **You don’t have to use your home address.** You may use any contact address where you regularly check in, as long as it is in the same state as your home. The court will assume that you receive all notices and documents sent to that address. **It is YOUR responsibility to let the court and other parties know if you move or want to get mail at a different address.**

### Other Documents

Divorce can affect other documents like wills, medical advance directives, trusts, and pensions. Divorce may also affect immigration status. Talk to a lawyer for more information.

### Who is a “child”?



“Child” means any child who was born, conceived, or adopted during this marriage or Registered Domestic Partnership (RDP). It also includes any children of both parties who were born prior to the marriage or RDP.

Children who have been emancipated are not “children” for purposes of these forms. A child is considered emancipated (independent) if the child:

- Has been declared emancipated by a court order or
- Is legally and validly married

### **Adult Children**

If you and the other party have any children together who are **18, 19, or 20 years old**, each child is a “necessary party” to this case until his or her 21<sup>st</sup> birthday. Each child **must** be included in your filings and properly served with all documents. A child may later waive the right to be part of the case, but this must be done formally after you file. If you fail to properly serve an adult child, your case may be delayed until you do.

### **Child Attending School, ORS 107.108**

If you have an adult child (*see above*), child support may be ordered for that child **as long as** the child is attending school.

### **Where to File**

- Marriage – you must file in a county where either you or your spouse lives at the time you file. One spouse must have lived in Oregon for at least 6 months before the **Co-Petition** is filed.
- RDP – you must file in a county where either you or your partner lives. If neither of you lives in Oregon but your RDP was registered here, you can file in the county where either of you last lived.

### **Statutory Restraining Order**

By filing your Co-Petition, you agree to follow the terms of an automatic restraining order. The order is effective once the papers have been filed with the court. If you don't follow the order, you can be held in contempt of court and subject to penalties.

Both parties must receive a copy of the restraining order (called “**Notice of Statutory Restraining Order Preventing the Dissipation of Assets in Domestic Relations Actions**”). When you file, the cashiers will provide copies.

The statutory restraining order prevents **either party** from:

- Dissipating (transferring, selling, destroying, removing, disposing of) real or personal property.
- Making changes to insurance policies without the agreement of the other party.
- Making extraordinary expenditures (unusual or high-dollar payments or purchases). Expenditures that are necessary for the safety or welfare of the parties, ordinary business activities, or related to this court case are allowed.

### **Name Change**

If you changed your last name when you got married or registered as domestic partners and want to change it back to a former legal name, you can request that in the **Co-Petition** and **Judgment**. **NOTE:** You **cannot** use this form to change your name to a name you have never used before.

- **RDPs:** If you changed your name through a separate name-change judgment and want to change it back, you should also file for another judgment to do that. Do not rely on the dissolution judgment to be effective for all purposes, especially federal records like Social Security, Medicare, and Immigration. Talk to a lawyer if you have concerns.

## CO-PARENTING EDUCATION



The Deschutes County Circuit Court requires that parents of minor children take the ***Family Law Education Program***. A judge may not allow you to finalize your case until you have completed the class and filed a certificate of completion with the court. Parties must register by contacting the Family Resource Center at **541-389-5468** within 15 days of filing your co-petition. More information is available at

<https://www.courts.oregon.gov/courts/deschutes/programs-services/Pages/parenting-seminars.aspx>

# STEP 1: STARTING YOUR CASE



## **Keep In Mind:**

- Talk to a lawyer if either party is already in bankruptcy. The court may not be able to proceed with your dissolution until the bankruptcy is resolved.
- **Registered Domestic Partners (RDP)** should see a lawyer if partner support is requested and either party might move out of state. If the new state does not recognize RDPs, you may have trouble collecting partner support.
  - ✓ Note: Only same-sex couples can have Registered Domestic Partnerships
- You may be entitled to part of the other party’s retirement benefits. See the “Property and Debts” section for important information. You may lose this right if you do not include it in your **Co-Petition** and **Judgment**.
- **You are both “Co-Petitioners.”** You should list your names in the same order on ALL forms throughout this case.
  - ✓ Use full names (first, middle or middle initial, last) and print names the same way on all forms – **first, middle, last**.
- **Do not put Social Security numbers on your Co-Petition.** Social Security numbers must be given to the court but kept confidential from the public and the other party. Use the “**Confidential Information Form**” (**CIF**) to protect your identifying information.
  - ✓ Fill out one CIF for each party, including adult children.
  - ✓ The **Notice of Filing of Confidential Information Form** must be filled out and a copy given to both parties.



## **Fill out the following forms**

- Co-Petition for Dissolution of Marriage/RDP
- Record of Dissolution of Marriage, Annulment or Registered Domestic Partnership
- Confidential Information Form (CIF) (one for each party and each adult child)
- Notice of Filing of Confidential Information Form
- Certificate of Mailing or Delivery to Division of Child Support (ONLY if one of the parties receives certain types of public assistance)
- Declaration in Support of Judgment
- General Judgment of Dissolution of Marriage/RDP
  - Note: The **Judgment** must be signed by both parties before being submitted to the court.



---

*If you attach a Parenting Plan, the Child Support Worksheets, Exhibits, or any other documents to your co-petition, you MUST include a copy of them again with your Judgment*

---



A **General Judgment of Dissolution of Marriage/RDP** must be signed by a judge. You must completely fill out all of the judgment form with your agreements, have both parties sign, and submit it to the court to be reviewed and signed by a judge.

The judgment finalizes your dissolution and contains all of the issues decided through mediation, arbitration, trial, or agreement between the parties.

Your dissolution is finished and effective the date the **Judgment** is signed by the judge. The terms of your judgment are not enforceable until the court enters the judgment. You will receive a **Notice of Entry of Judgment**.



Every document you file must have a mailing address where you will receive documents related to this case. You do NOT need to use your home address. You can use any contact address in the same state as your home. You are responsible for checking your contact address. Notify the court and the other party in writing if your contact address changes.

You may need additional paperwork before the court can enter a judgment. See the Appendices for more information about when you need each form.

- ◇ **Property and Debt Distribution** – See Appendix B
- ◇ **Parenting Plan** - See Appendix A
- ◇ **Child Support Calculation Worksheet** – See link below

## CHILDREN

### UCCJEA



The Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) is a law that controls which state can decide issues of custody and parenting time. In most cases, if all of the children you are asking the court to address have lived in Oregon for the six months before you filed the **Co-Petition**, Oregon can make a decision. You must provide certain information before an Oregon court can decide custody or parenting time. Click [here](#) to read the UCCJEA (ORS 109.701-.834)



If you have any other orders or judgments about custody or parenting time from other states, or if any of your children have not lived in Oregon for six months before you file, you should see a lawyer.

### Custody and Parenting Time (Visitation)



Read ORS [107.137](#) for issues a court will consider when awarding custody. The most important factor is **always** the best interest and welfare of the **child**.

Joint and Sole Custody are legal terms that generally refer to the right to make certain decisions about the child. The parenting plan controls how much time each parent has



with the child. See Appendix A for important information about custody and parenting plans. The court can only award joint custody if both parents agree to all of the terms. In most cases, both parents will have equal rights to information about the child regardless of the type of custody ordered. Both parents will have time with the child unless the court orders otherwise.

### **Parenting Plans**

Your **Co-Petition** and **Judgment** must include a parenting plan. A parenting plan sets out the schedule and rules for each parent’s time with the child. Your plan must include the minimum amount of parenting time (formerly called “visitation”) you want the non-custodial parent to have. You can be as detailed as you like. You can describe the parenting plan in the **Co-Petition** and **Judgment** or you can attach a separate page. A copy of the parenting plan must accompany the **Judgment**.

Deschutes County has **Sample Parenting Plans**. The sample parenting plans can be downloaded at <https://www.courts.oregon.gov/courts/deschutes/help/Pages/Parenting-Plans.aspx>. There is also a sample **Safety Focused Parenting Plan** on this website. This can help you develop a parenting plan if you have safety concerns for your children. You can use these plans whole or as a guide to develop your own.

### **Moving**



The **Judgment** may prohibit either parent from moving more than 60 miles farther away from the other parent without giving written notice to the court and the other parent.

You can ask the judge to waive this rule by checking the appropriate boxes in the **Co-Petition** and **Judgment** and explaining why you should not have to give notice of a move.

### **Safety**



If you have safety concerns, you may be able to suspend certain rights that the non-custodial parent automatically has. Check the appropriate boxes in the **Co-Petition** and **Judgment**. These rights include your duty to provide contact information and to tell the other parent if there is a major health concern for the children. [ORS 107.154](#) and [107.164](#) list the rights of a non-custodial parent. You **MUST** have a valid, legal reason for suspending these rights. Talk to a lawyer about these issues.

---

## **SUPPORT**

### **Child Support**

#### **Calculating Child Support**

In most cases, the court will order child support if you have a child and no child support order already exists. Go to [www.oregonchildsupport.gov/calculator](http://www.oregonchildsupport.gov/calculator) for worksheets and an interactive program to calculate support.

Click on this link:

[Go to Guidelines Calculator](http://www.oregonchildsupport.gov/calculator)

Worksheets must be submitted to the court before a judgment can be entered. You can submit them with your **Co-Petition** but must submit them with your **Judgment**.



- **NOTE:** If you request a child support amount that is **different** from what the calculator or worksheet says, you **must** explain why and how you reached that amount. If not, your case may be delayed until you explain the difference.

### **Payment of Child Support**

Support is usually withheld from the payor's (the person who has to pay support) paycheck. The court may allow an exception to the income withholding requirement if you qualify under [ORS 25.396](#) and if you request an exception in the **Co-Petition**. If the court grants an exception to income withholding, payment can be made by direct deposit to the receiver's bank account. If you are *paying* child support directly to the other parent, you should keep proof of every payment, including a receipt if you pay cash.

See [Appendix C](#) for information about how payments are made to adult children attending school.

### **Health Insurance**



Your judgment **must** address health insurance for any minor child involved in your case. Health insurance coverage may be provided through an employer or directly from an insurance carrier, or from a public option such as the Oregon Health Plan, which you have to apply to the state for.

### **Cash Medical Support**

In addition to child support, the court may order "Cash Medical Support." Cash Medical Support is to help pay for health insurance and out-of-pocket medical expenses.

If health insurance is not available, the court must order Cash Medical Support unless the judge finds reasons not to. The judge **cannot** order Cash Medical Support in some situations.

Go to <http://oregonlawelp.org/resource/insurance-for-children> for additional information about insurance.

### **Adult Children (18-21)**

If you have **any** child 18, 19, or 20 years old who is not married or emancipated, that child is a necessary party to this case. He or she **must** be added as a party in the case caption and has the right to participate. Adult children who are attending school at least half-time may seek child support from either or both parents. See [Appendix C](#) for more information about a Child Attending School.

You must properly serve each adult child with a copy of the **Co-Petition** and a **Summons**. After being served, a child **may** sign a **Waiver of Further Appearance and Consent to Entry of Judgment** form if the child chooses not to participate in the case, or they can sign the **Stipulated General Judgment of Dissolution** to show they are in agreement. If a child wants to contest, they can file a **Response** with the court and pay the designated filing fee.

## Spousal/Partner Support

### Types

There are three different categories of spousal or partner support in Oregon:

- **Transitional** support is to help you get work-related education and training.
- **Compensatory** support may be ordered if you significantly contributed to the education, training, job skills, career, or earning capacity of your spouse or partner.
- **Maintenance** may be ordered for your general support.

Either party may request and be awarded support. More than one type of support may be awarded. Any award may be ongoing or for a particular period of time (such as 3 years, while in school, up to a certain amount, etc.). For more information on factors the judge will consider when making the award, see [ORS 107.105](#).

- **NOTE:** Support is also available to **Registered Domestic Partners**. If either partner might leave the state or declare bankruptcy, you should see a lawyer.

### Life Insurance

The court can order a party to carry life insurance if that party is ordered to pay either child or spousal/partner support. Life insurance in connection with a support obligation is for the benefit of the person receiving support.



## PROPERTY AND DEBTS

You need to tell the court how you want to divide your property and debts. You should be as specific as possible and include everything you and the other party own or owe. If any property or debts are not included in your judgment, you cannot return to court to make changes later except in very limited circumstances.



Either party may be entitled to part of the other party's retirement benefits (including pensions). If you do not address retirement benefits in your judgment, you will lose the right to claim your share except in very limited circumstances. These forms will not **divide** a party's retirement benefits. Talk to a lawyer first if you want to divide either party's retirement benefits.

**For detailed information about property, see [Appendix B](#).**



### Have your documents reviewed

You may want to have your documents reviewed before you file. For information about how to find a lawyer, call the Oregon State Bar at the numbers on [Page 2](#). If you are low-income, you might be able to get your documents reviewed for a smaller fee through the Oregon State Bar's Modest Means program. Your local Legal Aid office might review documents for free if you qualify. A facilitator is also available for free to review your paperwork at the Deschutes County Circuit Court, but you must make an appointment. Call 541-388-5300 for information.



### Make copies

Make one copy of **all** of the completed forms for your records. If there are any adult children, make an additional copy of the **Co-Petition** for each adult child.

---

## STEP 3: FILING



- File all of the original forms with the court clerk. The clerk will give you a case number when you file. Put the case number on all copies.
- You have to pay the filing fees when you file your papers. Go to <http://courts.oregon.gov> for the current filing fee.
  - If you are low income, you may ask the court to defer or waive your filing fee. You must complete an Application and Declaration for Deferral or Waiver of Fees and an Order Regarding Deferral or Waiver of Fees and file them with your papers.
  - If the fee is deferred, you will have to pay the fee later. If the fee is waived, you don't have to pay it now. However, the judge may reconsider waived and deferred fees at the end of the case.
- When you file, the Cashier will provide you with copies of statutory notices that must be provided to the other party. A copy of the Notice of Statutory Restraining Order Preventing Dissipation of Assets in Appendix D should also be given to the other party.



TANF  
OHP  
OYA  
Foster

You must also send a copy of the filed **Co-Petition** to the Department of Justice Division of Child Support (DCS) if either party receives Temporary Assistance to Needy Families (TANF) or the Oregon Health Plan (OHP), or if your children are in foster care or in custody of the Oregon Youth Authority. Your county branch office's address can be found at [www.oregonchildsupport.gov/offices](http://www.oregonchildsupport.gov/offices). After you mail the **Petition**, fill out the **Certificate of Mailing or Delivery to Division of Child Support** and file it with the court.

# APPENDIX A – CUSTODY AND PARENTING PLANS

---

## *Joint Custody and Sole Custody*

### **What does “Custody” mean?**

- Custody refers to decision-making about a child. Decisions may include the child’s residence, health care, education, religion, and other big issues.
- Joint custody means that the parents have agreed to decide major decisions in the child’s life together. Joint custody can also occur when parents agree about how to split up major decisions about a child. The court can order joint custody only if both parents agree to all of the terms, including the parenting plan.
- Sole custody means that one parent can make decisions alone. These are legal terms and don’t impact how much time each parent has with the child.

Regardless of the custody order, both parents will usually have time with the child (parenting time) and the right to certain information. Both parents have the right to review school records and medical records, and to authorize emergency medical, dental, psychological, or other health care if the other parent is not available, unless the court orders otherwise.

Read ORS [107.137](#) to see what a court will consider when awarding custody. The most important factor is *always* the best interest and welfare of the *child*.

A **parenting plan** is where you provide a plan for when each parent will actually be with the child (parenting time). Parenting plans can also include specific times for contact. For example, “Mother can call on Fridays between 7pm and 10pm.” Parenting time is separate from custody. For example, you can have joint custody with one parent having the child 75% of the time, and you can have sole custody with 50-50 parenting time. See below for more information.

Child support is separate from custody. Either parent can be ordered to pay child support regardless of who has custody or what kind of custody is ordered.

### Sole Custody

If sole custody is ordered, the other parent will almost always have some parenting time with the child. The non-custodial parent has equal rights to the child’s school records and medical records, and to authorize emergency medical, dental, psychological, or other health care if the other parent is not available, unless the court orders otherwise.

### Joint Custody

Joint custody does not mean that every day-to-day activity has to be agreed to, but major decisions must be discussed by the parties.

A joint custody order can also specify certain decisions that can be made by one parent or the other. For example, Mother may be allowed to make decisions about religious training, or Father can made decisions about medical care.

A joint custody order might specify that one parent’s home is the child’s primary residence, but it’s not required.

## Parenting Time & Parenting Plans

Parenting time is what some people call ‘visitation’ – it is the time a child spends with each parent. Parenting time is detailed in a “parenting plan,” which is usually focused on the parent who does not have sole or primary residential custody.

Once the court enters a judgment with parenting time included, that time is enforceable like any other court order. Parents can file for an expedited (faster) hearing if the other is not following the parenting time in the judgment.

**A parenting plan is required for all cases involving a minor child.** The plan sets out the schedule and rules for each parent’s time with each child. A parenting plan should be written in the space provided in your *Petition* or attached to it as a separate form.

A parenting plan can be as general or as specific as you need it to be. The judge will expect to see some information about the days and times when children will be picked up and dropped off, and some plan for weekends, holidays, and school breaks. Consider whether you have children with different needs. Children at different ages may need different parenting plans. If you have a child with a medical issue, you may want to consider how the plan will impact care.

**BE AWARE** that if you do not include enough information in your plan, you may have to file corrected paperwork with the court before you can get a *Judgment*.

The parenting plan may include safety provisions for the child if problems like domestic violence, drug or alcohol abuse, or child abuse are involved in your case.

Oregon has a ***Basic Parenting Plan Guide for Parents***. This guide has information about how to develop a plan, information about alternative schedules, and stages of your children’s growth that should be considered when creating a plan. A sample parenting plan is included in the guide. The guide can be downloaded at [www.courts.oregon.gov/familylaw](http://www.courts.oregon.gov/familylaw). There is also a *Safety Focused Parenting Plan Guide* on this website. This can help you develop a parenting plan if you have safety concerns for your children. Many local courts also have standard plans in their *Supplemental Local Rules*. Check your local court’s website. You can use these plans whole or as a guide to develop your own.

A mediator can help you create a parenting plan. Your local court may also have a mediation program for parents. A mediator is a neutral person trained to help you come to your own agreement and cannot make decisions for you. Information about mediation and parenting plans may be available through your court’s parent education program, the court facilitator, or your local law library. Some courts require you to try mediation before your hearing.



## APPENDIX B – PROPERTY AND DEBTS

---

- **Real Property** – Include property that you own together or separately *and* property owned before the marriage/RDP.
  - Include land, houses, mobile homes, and other structures *attached to or built on land*. Also include partial rights to land like the right to fish, farm, cut timber or mine minerals. This does not mean *personal* property like clothes, jewelry, furniture, cars, etc.
  - Identify the property by address, map, lot, or plat number, or any other method that is specific enough to identify the property.
  - When completing the *Judgment*, use the full legal description of the property that is on the deed or tax records. If you improperly describe the property, you may not be able to enforce your judgment.



- You should speak with a lawyer if:
  - any party is a debtor in a current bankruptcy proceeding.
  - there is a joint credit account such as a home equity line of credit on any real property. This judgment is not binding on the lender and may not prevent the other party from using the credit line, even after the judgment.
  - anyone other than you and the other party has any interest in the real property either now or in the future. For example:
    - if your title is only for life or for a fixed period of time
    - if anyone has a right-of-first-refusal to buy the property
    - if anyone else's name is on the title
    - if anyone else's name is on a loan that the property is collateral for. These people must be joined to the case or the court may not have authority to award that property.
  - you are concerned about the other party selling real property located in Oregon. You can put a hold on the title of the property during the case (called “lis pendens”).



If **ANY** property was used to secure a loan, debt, mortgage, or other encumbrance, it is important that you speak with a lawyer. Future bankruptcy filings by either party may create problems for the other party in spite of this judgment. This is especially important for same-sex couples, as bankruptcy and IRS laws are federal and may not recognize the debt award of this judgment.

- **Personal Property** is anything you own together or separately that *is not* real property. This includes property owned before the marriage.
- If you want certain things *plus* equitable distribution of the rest, mark both boxes in the appropriate section and list the specific property you want in the space provided. **BE AWARE** that if you do not include enough information, you may have to file corrected paperwork before you can get a *Judgment*.





## APPENDIX C – SUPPORT FOR A CHILD ATTENDING SCHOOL

---

If an adult child is attending school at least half-time according to the school's standards, that child is considered a "Child Attending School." A Child Attending School may be entitled to child support until he or she turns 21. "Child Attending School" is defined at [ORS 107.108](#) and does not include children who are married.



**IMPORTANT!** After an order is made for support of a child attending school, the child *must* remain enrolled at least half-time AND make sufficient academic progress according to the school to qualify as a child attending school and continue to receive support.

**NOTE:** you can ask the court to extend child support for minor children to cover them when they qualify as Children Attending School. If a child does not immediately enter higher education after high school or drops out of high school, child support will end.

If you have an order that says support continues *if* the child becomes a Child Attending School, the child must notify the payor *before* the child turns 18 that he or she will be attending school, which school, and when the child expects to graduate or stop taking classes. Support generally continues during summers if the child has properly notified the other parent that the child intends to return to school.

The child must also provide consent to the school to release certain information to any parent paying child support. The requirements are at [ORS107.108](#).

### **Paying Support for a Child Attending School**

Support for an adult child is normally paid directly to the child, whether by the payor directly or by DCS. If you have good cause why the child should *not* receive payment, you must explain that in your *Petition*.

There is NO parenting plan or parenting time credit for a Child Attending School who has graduated from high school.

For more information, go to:

[http://oregonchildsupport.gov/services/pages/child\\_attending\\_school.aspx](http://oregonchildsupport.gov/services/pages/child_attending_school.aspx)

## Appendix D – Statutory Notices

---

### NOTICE OF STATUTORY RESTRAINING ORDER PREVENTING THE DISSIPATION OF ASSETS IN DOMESTIC RELATIONS ACTIONS

**REVIEW THIS NOTICE CAREFULLY. BOTH PARTIES MUST OBEY EACH PROVISION OF THIS ORDER TO AVOID VIOLATING THE LAW.**

**SEE INFORMATION ON YOUR RIGHT TO A HEARING BELOW.**

#### **TO THE CO-PETITIONERS:**

Under ORS 107.093 and UTCR 8.080, neither party may:

#### **Insurance Policies**

(1) Cancel, modify, terminate, or allow to lapse for nonpayment of premiums, any policy of health insurance, homeowner or renter insurance, or automobile insurance that one party maintains to provide coverage for the other party or a minor child of the parties, or any life insurance policy that names either of the parties or a minor child of the parties as a beneficiary.

#### **Insurance Beneficiaries**

(2) Change beneficiaries or covered parties under any policy of health insurance, homeowner or renter insurance, or automobile insurance that one party maintains to provide coverage for the other party or a minor child of the parties, or any life insurance policy.

#### **Property**

(3) Transfer, encumber, conceal, or dispose of property in which the other party has an interest, in any manner, without written consent of the other party or an order of the court, except in the usual course of business or for necessities of life.

(A) Paragraph (3) does not apply to payment by either party of:

- (i) Attorney fees in this action;
- (ii) Real estate and income taxes;
- (iii) Mental health therapy expenses for either party or a minor child of the parties; or
- (iv) Expenses necessary to provide for the safety and welfare of a party or a minor child of the parties.

#### **Expenses**

(4) Make extraordinary expenditures without providing written notice and an accounting of the extraordinary expenditures to the other party. This does not apply to payment of expenses necessary to provide for the safety and welfare of a party or a minor child of the parties.

#### **EFFECTIVE DATE:**

The above provisions are in effect immediately upon service of the *Petition* and *Summons* on the respondent. They remain in effect until a final judgment is issued, until the petition is dismissed, or until further order of the court.

#### **RIGHT TO REQUEST A HEARING**

Either party may request a hearing to modify or revoke one or more terms of this restraining order by filing with the court the *Request for Hearing re: Statutory Restraining Order* form specified in Form 8.080.2 in the UTCR Appendix of Forms.



Department of Consumer and Business Services  
Insurance Division

P.O. Box 14480, Salem, OR 97309-0405  
Phone: 503-947-7891, Fax: 503-378-4351  
350 Winter St. NE, Salem, OR 97301-3883  
Email: [dcbs.inmail@state.or.us](mailto:dcbs.inmail@state.or.us)  
[www.insurance.oregon.gov](http://www.insurance.oregon.gov)

---

## Notice to parties in a suit for marriage dissolution or legal separation regarding continuation of health coverage

If you or your spouse have filed for divorce or legal separation and currently hold group health insurance coverage through your spouse, your coverage may end when the court grants your divorce or separation. Oregon law offers options that may enable you to continue your coverage. This notice outlines continued coverage options available under Oregon law. Federal law commonly known as COBRA may also enable you to continue coverage. *Note:* You must act promptly to continue coverage.

Applying for individual coverage may also be an option. Insurers can no longer deny enrollment to individuals because of health or pre-existing conditions. You may be eligible to enroll in a plan through [healthcare.gov](http://healthcare.gov) or directly from an insurer. If you apply for coverage through [healthcare.gov](http://healthcare.gov), you may qualify for financial assistance.

For more information about Oregon and federal law, consult your health insurer, the plan administrator for your insurance coverage, the employer through whom your insurance is provided, or your attorney.

### The following is a summary of options under Oregon law:

**1. Continuation of existing coverage for a divorced or legally separated spouse who is 55 years of age or older** (ORS 743.600 to 743.602). If you are a divorced or legally separated spouse and if you are 55 years of age or older when the dissolution or legal separation occurs, you may continue your existing group coverage until you obtain other group coverage or become eligible for Medicare. In order to continue coverage, you must do both of the following:

- A. You must notify the group health insurance plan administrator in writing of the dissolution or legal separation within 60 days of the entry of the decree of divorce or legal separation.
- B. You must elect to continue and pay for the group coverage. You must make the election on a form provided by the plan administrator.

*Note:* This provision applies only if your coverage is provided through an employer who employs 20 or more employees or if your coverage is provided by a group health insurance plan that covers 20 or more employees.

**2. Continuation of existing coverage for a divorced spouse when federal law does not provide for continued coverage** (ORS 743.610). If you are not able to continue your group health coverage under federal law (COBRA), you may continue your existing group coverage upon dissolution of your marriage for a period not exceeding nine months. The following requirements apply:

- A. You must have been continuously covered by the group policy for at least three months prior to your divorce.
- B. You must ask the insurer or the group policyholder, in writing, to continue your coverage. You must also pay the required premiums.
- C. You must make your request by the latter of the following dates:
  - (1) Ten days after the date that your coverage under the group policy as a qualified family member ends;
  - or
  - (2) Ten days after the date on which the employer or group policyholder gives notice of the right to continue coverage.

**3. Apply for individual coverage.** If you were covered by a group health plan and you lost that coverage because of a legal separation or divorce, you may qualify for a special enrollment and be eligible to purchase an individual plan through healthcare.gov or from an insurer. To qualify for this special enrollment:

(1) Apply through healthcare.gov and pay your premium within 60 days of the date you lost your group coverage;

or

(2) Apply for individual coverage from an insurer within 60 days of the date you lost your group coverage.

**Remember:** The longer you wait to apply, the later your coverage will start. Financial help is available only if you apply for insurance through healthcare.gov. Your insurance agent can also help you apply through healthcare.gov.

*Prepared by Insurance Division, Department of Consumer and Business Services, under ORS 107.092.  
Revised January 9, 2015. Distributed by the Office of the State Court Administrator.*

NOTICE TO PARENTS IN ANNULMENT, DISSOLUTION, SEPARATION,  
CUSTODY AND VISITATION ACTIONS  
INVOLVING CHILDREN UNDER THE AGE OF 18 YEARS

Deschutes County Trial Court rule 8.046 requires that parents involved in the above court actions attend a mandatory family law education program. Please read the following information carefully. *If you fail to comply with this rule, you may not be allowed to finalize your divorce or custody case.*

1. This notice must be provided to the other party.
2. Parties must register for the program with the Family Resource Center (<https://frconline.org>) within 15 days of receiving this notice. To register in English, call 541-389-5468. To register in Spanish, call 541-280-5345.
3. Parties wishing to attend alternative education programs must receive advance approval of the alternative program by a judge.
4. Proof of successful completion of the education program must be filed with the Court prior to entry of final judgment.

Parties who cannot afford to pay the program fee may apply to waive the fee by filling out an appropriate motion and declaration form, which may be obtained from the Court. If the Court approves the fee waiver, you are responsible for providing the fee waiver information to the family law education program provider.

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

In the Matter of the Marriage or Registered Domestic Partnership (RDP) of:

Case No: \_\_\_\_\_

\_\_\_\_\_  
Co-Petitioner

and

**CO-PETITION FOR  
DISSOLUTION  
OF  MARRIAGE  RDP**

Filing fees at ORS 21.155 (marriage) &  
21.135 (RDP)

\_\_\_\_\_  
Co-Petitioner

and

\_\_\_\_\_  
Unmarried children 18, 19, or 20 years old (per ORS 107.108) (*full names*)

Date of marriage or registration of RDP: \_\_\_\_\_

Place of marriage or registration of RDP: \_\_\_\_\_ (*County, State*)

1. We have differences so great our marriage/RDP cannot be repaired.

**2. Residency**

Marriage Only:  At least one spouse currently lives in Oregon **and** that same spouse has lived in Oregon continuously for 6 months prior to filing this *Petition*. At least one spouse currently lives in the county where this *Petition* is being filed.

Registered Domestic Partnership Only:

At least one partner currently lives in Oregon **and** that same partner has lived in Oregon continuously for 6 months prior to filing this *Petition*. At least one partner currently lives in the county where this *Petition* is being filed.

**or**

Neither partner currently lives in Oregon and this *Petition* is being filed in the county where

Co-Petitioner \_\_\_\_\_ last lived.

3. Children of the Co-Petitioners conceived, born, or adopted during or prior to the marriage/RDP and any children otherwise legally recognized as children of **both** parties:

Name	Age

Additional children listed on page attached titled "Section 3 – Additional Children"

Name and age of any child conceived or born during this marriage/RDP who is NOT the child of both parties \_\_\_\_\_

- Neither party is now pregnant  
 Co-Petitioner \_\_\_\_\_ is pregnant (and)  
the other party  is  is not the parent of the child due (date) \_\_\_\_\_

4. By filing this petition, we acknowledge that we are bound by the terms of the **Statutory Restraining Order (SRO)** prohibiting either party from disposing of marital/partnership assets. We understand that this restraining order is effective as soon as the Petition is filed with the court.

**5. Other Case Information**

**5A. Pending Cases**

List any other domestic relations case that has been started but not yet finished in any state between the parties (including child or spousal/partner support, dissolution (divorce), annulment, separation, custody, paternity, juvenile court, or modifications).

Name of Court or Agency	Case No.	Involves: (check all that apply)
		<input type="checkbox"/> Dissolution, annulment, or separation <input type="checkbox"/> Spousal/partner support <input type="checkbox"/> Child support <input type="checkbox"/> Custody/parenting time <input type="checkbox"/> Restraining order <input type="checkbox"/> Juvenile dependency/delinquency
		<input type="checkbox"/> Dissolution, annulment, or separation <input type="checkbox"/> Spousal/partner support <input type="checkbox"/> Child support <input type="checkbox"/> Custody/parenting time <input type="checkbox"/> Restraining order <input type="checkbox"/> Juvenile dependency/delinquency

Additional pending cases listed on page attached titled "Section 5A – Pending Cases"

**5B. Existing Orders or Judgments**

List any existing order or judgment in this or any state between the parties **and** attach a copy of the signed order or judgment (including child (whether or not it is currently effective), dissolution (divorce), annulment, separation, custody, paternity, juvenile court, modifications, or restraining/protective orders).

Name of Court or Agency	Case No.	Date Signed	Involves: (check all that apply)
			<input type="checkbox"/> Dissolution, annulment, or separation <input type="checkbox"/> Spousal/partner support <input type="checkbox"/> Child support <input type="checkbox"/> Custody/parenting time <input type="checkbox"/> Restraining order <input type="checkbox"/> Juvenile dependency/delinquency
<b>*Result (if custody/parenting time):</b>			

Additional existing orders or judgments listed on page attached titled "Section 5B – Existing Orders/Judgments"

**CHILDREN**

A No-Contact Order (criminal or other) prohibits one party from exercising parenting time:

Case #: \_\_\_\_\_ County/State: \_\_\_\_\_

**6. UCCJEA Information (Uniform Child Custody Jurisdiction and Enforcement Act)**

You must advise the court if any of this information changes.

**6A.** Besides those listed above, list any case about the CUSTODY or PARENTING TIME (visitation) of the minor children named in this case that you participated in (*include any that were filed but dismissed or denied by the court, and any filed by or against someone other than the parties in this case*).

Name of Court	State	Case No.	Date of Final Decision	Result (Include names of affected children)

**6B.** List any OTHER legal proceeding that may affect the outcome of this case (*include any enforcement of domestic violence or protective orders, adoption, termination of parental rights, or guardianship involving any of the children pending in any state*).

Name of Court	State	Case No.	Type of Case	Affected Children



**6C.** List the places where the **minor** children have lived in the last five years, the names of the people they lived with at that time, and **current** contract addresses for those people.

**Current:**

Child's Name	Current Address	Lives With:
		<input type="checkbox"/> Co-Petitioner _____ <input type="checkbox"/> Both Co-Petitioners <input type="checkbox"/> Other _____
		<input type="checkbox"/> Co-Petitioner _____ <input type="checkbox"/> Both Co-Petitioners <input type="checkbox"/> Other _____

**Residences:**

Dates From/To	County, State	Name of Parent/Caretaker	Contact Address of Parent/Caretaker	Which Children

Additional page attached titled "Section 6C-UCCJEA"

**Additional Caretakers:**

Dates From/To	Name of Parent/Caretaker	Where did they live with this Caretaker?	Contact Address of Parent/Caretaker	Which Children

**6D.**  The children listed in Section 3 have continuously lived in Oregon for the six months before the filing of this *Petition*, except for the children named below.

The following children have **not** lived in Oregon continuously for six months: (*names*)

There is another legal basis for Oregon to address these children. *Explain:* \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**6E.** We do not know any person besides the other parent who has physical custody of the children or who claims to have custody, visitation, or parenting time rights

except for (*list name and address*): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**7. Custody and Parenting Time**

Custody of the children should be awarded as follows:

Parties should have joint custody of the following children (*list names*): \_\_\_\_\_

Co-Petitioner \_\_\_\_\_ should be awarded sole custody of the following children (*list names*): \_\_\_\_\_

Co-Petitioner \_\_\_\_\_ should be awarded sole custody of the following children (*list names*): \_\_\_\_\_

Parenting time should be awarded  as set forth in the attached **Parenting Plan**, labeled Exhibit \_\_\_\_\_ **or**  as follows \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Parenting time should be supervised by \_\_\_\_\_

Any cost of supervision should be paid by  Co-Petitioner \_\_\_\_\_

Co-Petitioner \_\_\_\_\_ should not be granted parenting time because this would endanger the health or safety of the children.

**State supporting facts:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Relocation**

We should be allowed to move more than 60 miles further distant from each other without advance written notice because good cause exists (*explain*): \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

**Contact Information**

We should not be required to provide contact information to each other or to contact each other in case of emergency circumstances or substantial change in the health of the children (*explain*):

\_\_\_\_\_  
\_\_\_\_\_

**Parental Authority under ORS 107.154**

Co-Petitioner \_\_\_\_\_ should not have authority under ORS 107.154 (*explain*): \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**8. Support**

**A. Child Support**

There **IS** an existing child support order in the monthly amount of \$ \_\_\_\_\_ from (*county, state*) \_\_\_\_\_  
 The court case # is \_\_\_\_\_ and the Child Support Program (CSP)# is \_\_\_\_\_  
 We **do not** want to change this amount (*skip to section 8D, below*)  
 We **do** want to change this amount because circumstances have changed significantly since the order was issued. *Explain the change* \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
*(fill in the sections below with the new amount you are requesting)*

**or**

There **IS NOT** an existing child support order from any other court or agency  
 We **are not** requesting child support because \_\_\_\_\_  
 \_\_\_\_\_  
*(skip to section 8E, below)*  
 We **are** requesting child support (*fill in the sections below*)

**A.1.  Support (including Cash Medical Support, see instructions) is presumed to be unavailable** because the parent who would pay (*check all that apply*):

- 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 6 months)

Support should be ordered despite the presumption (*explain why and complete section 8.A.2, below*): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**A.2. Support should be ordered payable:**

**by**  Co-Petitioner \_\_\_\_\_

**to**  Co-Petitioner \_\_\_\_\_

Adult Child Attending School (*name*): \_\_\_\_\_

**on** the first day of each month

**beginning**  the month following entry of this judgment **or**  \_\_\_\_\_ (*date*)

The total monthly amount should be:

\$ \_\_\_\_\_, which is (**check one**)

the amount presumed correct as reflected on the child support guideline worksheets attached to this petition

**or**

different from the amount presumed correct by the child support guidelines because the guideline amount would be unjust or inappropriate (*explain*): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**B. Medical Support**

Medical support has already been ordered in another case as noted in Section 4 above  
 The existing order should not be changed. (*skip to Section C below*)  
 The existing order should be changed (*fill out the sections below*). I have also requested a change of child support above.  
*If medical support has not been ordered in another case, complete sections below*

**B.1. Health Insurance Coverage**

Co-Petitioner \_\_\_\_\_  both parents should be ordered to provide health insurance coverage throughout the period of the child support obligation.

**Cash Medical Support**

*(If health insurance is not available, then the parent who is ordered to pay child support will also be ordered to pay cash medical support according to the Child Support Guidelines unless the court finds reason not to)*

Cash Medical Support should **not** be ordered because:

- Support is presumed to be unavailable for the reason marked in Section 8(A)(1), above (*Note: if you asked that support be awarded anyway, do not mark this box*).
- The parent paying child support has income at or below Oregon’s minimum wage for full-time employment, so cash medical support should not be ordered.
- The children’s medical needs will be met by the **Uninsured Medical Expenses** provision below.
- Other (*explain*): \_\_\_\_\_

**B.2. Uninsured Medical Expenses**

Uninsured medical expenses should not be awarded

**or**

Co-Petitioner \_\_\_\_\_ should pay \_\_\_\_\_% and Co-Petitioner \_\_\_\_\_ should pay \_\_\_\_\_% of the unreimbursed costs of the children’s reasonable medical, dental, and vision care. This does not include ordinary expenses like nonprescription medication, bandages, vitamins, and copays for regular checkups, which the parents are presumed to 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 should be **in addition** to any child support and cash medical support ordered above.

**C. Payment**

*How should payments be made?*

We understand that payments will be made by income withholding unless an exception applies.

- We request an exception to the income withholding requirement of ORS 25.378 so that payment can be made another way because good cause exists.
  - Co-Petitioners have agreed in writing to the following alternative payment method (*explain*): \_\_\_\_\_  
 \_\_\_\_\_
  - Other exception under ORS 25.396 (*explain*): \_\_\_\_\_  
 \_\_\_\_\_

Where should payments go?

All support payments should 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 should be made to the recipient’s checking or savings account. The receiving parent should be ordered to provide the paying parent with current deposit slips or bank name, account name, and account number.

**or**

Other (explain): \_\_\_\_\_

\_\_\_\_\_  
(only available if you request an exception to income withholding, above)

**Adult Child Attending School**

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

GOOD CAUSE exists for DCS not to pay support directly to a child attending school (explain): \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

**D. Length of child support**

Support should end when the last child (**check one**):

reaches age 18, or if the child qualifies as a child attending school under ORS 107.108, age 21

reaches age 18

or becomes self-supporting, emancipated, or married.

**E. Tax Dependents**

(Note that the 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. Speak to a lawyer or tax professional.)

Co-Petitioner \_\_\_\_\_ should be permitted to claim the following children as dependents for tax purposes beginning with the **tax** year the judgment is entered. The other parent must complete any IRS waivers or forms necessary to accomplish this order in each tax year and must not file contradictory tax returns.

List names: \_\_\_\_\_

\_\_\_\_\_

**or**

Other (specify): \_\_\_\_\_

\_\_\_\_\_

**F. Life Insurance Coverage for Children**

The party paying support should carry life insurance for the benefit of the parties’ children throughout the period of the support obligation. The coverage should be in the amount of \$ \_\_\_\_\_

**9. Additional Provisions** \_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Additional page attached titled "Section 9 - Additional Provisions"

**SPOUSAL/PARTNER SUPPORT**

**10. Spousal/Partner Support and Life Insurance**

**A. Support**

- No spousal/partner support is requested **or**
- Spousal/partner support should be paid
  - by**  Co-Petitioner \_\_\_\_\_
  - to**  Co-Petitioner \_\_\_\_\_

*Type of Support:*                      *Payment Terms:\**                      *Based on these factors:*

<p><i>Transitional</i></p> <p>\$ _____</p>	<p><input type="checkbox"/> monthly payments beginning the month following:</p> <ul style="list-style-type: none"> <li>➤ <input type="checkbox"/> entry of the judgment <i>or</i></li> <li>➤ <input type="checkbox"/> _____</li> </ul> <p>Ending*:</p> <p><i>Or</i> <input type="checkbox"/> lump sum payable by (date): _____</p>	
<p><i>Compensatory</i></p> <p>\$ _____</p>	<p><input type="checkbox"/> monthly payments beginning the month following:</p> <ul style="list-style-type: none"> <li>➤ <input type="checkbox"/> entry of the judgment <i>or</i></li> <li>➤ <input type="checkbox"/> _____</li> </ul> <p>Ending*:</p> <p><i>Or</i> <input type="checkbox"/> lump sum payable by (date): _____</p>	
<p><i>Maintenance</i></p> <p>\$ _____</p>	<p><input type="checkbox"/> monthly payments beginning the month following:</p> <ul style="list-style-type: none"> <li>➤ <input type="checkbox"/> entry of the judgment <i>or</i></li> <li>➤ <input type="checkbox"/> _____</li> </ul> <p>Ending*:</p> <p><i>Or</i> <input type="checkbox"/> lump sum payable by (date): _____</p>	

*\*All monthly payments are due on the 1<sup>st</sup> of the month. All payments end on the death of either party (unless an earlier event is specified above)*

**Choose ONE option:**

All support payments should be made directly into recipient’s checking or savings account. The spouse or partner receiving support must provide the paying spouse or partner with either current deposit slips or their bank name, account name, and account number.

**or**

To the Department of Justice, Child Support Accounting Unit, PO Box 14506, Salem, OR, 97309, The Department of Justices should provide all collection, accounting, and disbursement services.

**B. Life Insurance**

The party paying support should carry life insurance for the benefit of the other party throughout the period of the support obligation. The coverage should be in the amount of \$\_\_\_\_\_

**PROPERTY AND DEBTS**

**11. Real Property**

- Neither party has any interest in any real property in Oregon or any other place
- Both parties have **or**  Co-Petitioner \_\_\_\_\_ has an interest in real property at: (address) \_\_\_\_\_
- Additional page attached titled “Section 11 - Real Property”

The legal description of the real property is attached as Exhibit \_\_\_\_\_ and incorporated in this petition

This property should be distributed as follows: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**12. Personal Property**

*(Retirement benefits can be divided. See a lawyer if you want to do that.)*

The Co-Petitioners have divided between them all personal property that they own. This includes all personal effects, household goods, motor vehicles, pets, and other items of property. Neither party should claim items now in the possession of the other.

**or**

The parties’ personal property should be divided as follows, with equitable distribution of any property not listed:

Co-Petitioner \_\_\_\_\_ should be awarded the following personal property: \_\_\_\_\_  
\_\_\_\_\_

Additional page attached titled “Section 12 - \_\_\_\_\_’s Personal Property”

Co-Petitioner \_\_\_\_\_ should be awarded all of his/her retirement benefits, pension plans, profit-sharing plans, deferred-compensation plans, and stock option plans held by his/her employer, free of any interest of the other party.

Co-Petitioner \_\_\_\_\_ should be awarded the following personal property: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Additional page attached titled "Section 12 - \_\_\_\_\_s Personal Property"

Co-Petitioner \_\_\_\_\_ should be awarded all of his/her retirement benefits, pension plans, profit-sharing plans, deferred-compensation plans, and stock option plans held by his/her employer, free of any interest of the other party.

**13. Distribution of Debts** Debts should be paid as follows:

Name of Creditor (who debt is owed to)	What debt is for	Amount	Who should pay (Name)

Additional page attached titled "Section 13 - Distribution of Debts"

Each spouse or partner should be responsible for the payment of all debts incurred individually since the date of their separation, all debts distributed to him or her by the court, **and** all debts secured by property distributed to him or her.

Debts should be divided as of (*date*): \_\_\_\_\_

**Transfer of Debts and Property**

Each party should be ordered to complete all property transfers required by the judgment within 30 days of the date of judgment. Each should execute, acknowledge, and deliver whatever documents are necessary to accomplish the distribution of debts and property ordered by the court. The judgment should operate to convey title if either party fails to comply with this requirement.

---

**14. Former Name**

Co-Petitioner \_\_\_\_\_'s former legal name of \_\_\_\_\_ should be restored.  
(*write the FULL name – first, middle, and last*)

**15. Information required by ORS 107.085**

Name of Co-Petitioner: \_\_\_\_\_ Age \_\_\_\_\_  
Contact address: \_\_\_\_\_  
Contact Phone Number: \_\_\_\_\_

Name of Co-Petitioner: \_\_\_\_\_ Age \_\_\_\_\_  
Contact address: \_\_\_\_\_  
Contact Phone Number: \_\_\_\_\_

A **Confidential Information Form** (CIF) has been completed and filed with the court clerk containing all information required by ORS 107.085 that is identified as confidential by UTCR 2.130 for  each Co-Petitioner  each Adult Child.



**16. Court Costs and Fees for this case** (whether paid or deferred).

- Costs and fees should be paid by both parties equally.
- \_\_\_\_\_ should reimburse \_\_\_\_\_ for costs and fees paid.
- Other: \_\_\_\_\_.

**We request a Judgment granting the relief asked for above, and other equitable relief that the court finds just.**

---

---

**Certificate of pending/existing child support proceedings**

- There  is  is not a PENDING child support proceeding.
- There  is  is not an EXISTING child support order or judgment.

Information about any pending or existing child support proceeding is included above.

---

---

**We hereby declare that the above statements are true and complete to the best of our knowledge and belief. We understand they are made for use in court and are subject to penalty for perjury.**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Co-Petitioner Signature

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Contact Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Contact Phone

\_\_\_\_\_  
Date

\_\_\_\_\_  
Co-Petitioner Signature

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Contact Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Contact Phone



**RECORD OF DISSOLUTION  
OF MARRIAGE, ANNULMENT OR  
REGISTERED DOMESTIC PARTNERSHIP**

136-

State file number:

The petitioner or legal representative of the petitioner is responsible for completing the personal information on this form and shall present this form to the clerk of the court with the petition. In all cases the completed record shall be a prerequisite to the granting of the final judgment.

Case number: \_\_\_\_\_  
 Judgment type:     Dissolution of marriage     Annulment     Dissolution of registered domestic partnership(RDP)

**Spouse / Partner A**

1. Spouse/Partner A – Legal name: (first, middle, last, suffix)    2. Last name at birth: (not required for RDP)  
 3. Residence or legal address: (street and number) (city or town) (county) (state)  
 4. Other legal last names used:  
 5. Date of birth: (mm/dd/yyyy)    6. Birthplace: (state, territory or foreign country)

**Spouse / Partner B**

7. Spouse/Partner B – Legal name: (first, middle, last, suffix)    8. Last name at birth: (not required for RDP)  
 9. Residence or legal address: (street and number) (city or town) (county) (state)  
 10. Other legal last names used:  
 11. Date of birth: (mm/dd/yyyy)    12. Birthplace: (state, territory or foreign country)

**Marriage / Declaration**

13. Date of marriage / filing of RDP declaration: (mm/dd/yyyy)    14. Date couple last resided in same household: (mm/dd/yyyy)  
 15a. Place of marriage/RDP: (city, town or location)    15b. County:    15c. State or foreign country:  
 16. Number of children under 18 in this household as of the date in item 14:  
 Number: \_\_\_\_\_ None    17. Petitioner:  
 Spouse/Partner A     Spouse/Partner B     Both

**Attorney**

18a. Name of petitioner's attorney: (print)    18b. Address: (street and number or rural route number, city or town, state, ZIP code)  
 19a. Name of respondent's attorney: (print)    19b. Address: (street and number or rural route number, city or town, state, ZIP code)

**Judgment**

20. Marriage/RDP declaration of the above named persons was dissolved on: (mm/dd/yyyy)    21. Date judgment becomes effective: (mm/dd/yyyy)  
 22. Number of children under 18 whose physical custody was awarded to:  
 \_\_\_ Spouse/Partner A    \_\_\_ Spouse/Partner B    \_\_\_ Joint (shared custody)    \_\_\_ Other (specify) \_\_\_\_\_     No children  
 23. County of decree:    24. Title of court: **Circuit**  
 25. Signature of court official:    26. Title of court official:    27. Date signed: (mm/dd/yyyy)

Information below will not appear on the certified copies of the record.

**Spouse / Partner A**

28. Spouse A's Social Security number: (not required for RDP)				29. Spouse B's Social Security number: (not required for RDP)					
30. Number of this marriage/RDP – first, second, etc.:		31. If previously married or in a RDP date last marriage/RDP ended:		32. Hispanic origin: Cuban, Mexican, Puerto Rican		33. Race(s): Black, White, etc.		34. Education – Specify only highest grade completed:	
Marriage	RDP	By death, divorce, dissolution or annulment (specify below)	Date: (mm/dd/yyyy)	List all that apply (specify below)		List all that apply (specify below)		Elementary/Secondary: (grades 0-12)	College: (1-4 or 5+)
30a.	30b.	31a.	31b.	32a.	33a.	34a.	34b.		
30c.	30d.	31c.	31d.	32b.	33b.	34c.	34d.		

**Spouse / Partner B**

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

Case No: \_\_\_\_\_

\_\_\_\_\_ Co-Petitioner

and

\_\_\_\_\_ Co-Petitioner

**CONFIDENTIAL  
INFORMATION FORM**

Amended CIF

*UTCRC 2.130*

Unmarried children age 18, 19, or 20 years old (per ORS 107.108)

**Submitted by:**  Co-Petitioner (*name*): \_\_\_\_\_

**Information about (*name*):** \_\_\_\_\_  
(*first, middle, last*)  Co-Petitioner  Adult Child  other: \_\_\_\_\_

Date of Birth:	Social Security Number:
Driver License (Number and State):	
Former Legal Names:	
Employer's Name, Address, and Phone:	

**Minor children of the parties:<sup>1</sup>**

Name:	Date of Birth:	Social Security Number:

Additional page attached

<sup>1</sup> The names of parties and children, and children's ages are not confidential. This form can only be viewed by the party who files it unless the court orders otherwise.

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

Case No: \_\_\_\_\_

\_\_\_\_\_  
Co-Petitioner

and

\_\_\_\_\_  
Co-Petitioner

**CONFIDENTIAL  
INFORMATION FORM**

Amended CIF

UTCR 2.130

Unmarried children age 18, 19, or 20 years old (per ORS 107.108)

**Submitted by:**  Co-Petitioner (name): \_\_\_\_\_

**Information about (name):** \_\_\_\_\_  
(first, middle, last)  Co-Petitioner  Adult Child  other: \_\_\_\_\_

Date of Birth:	Social Security Number:
Driver License (Number and State):	
Former Legal Names:	
Employer's Name, Address, and Phone:	

**Minor children of the parties:<sup>1</sup>**

Name:	Date of Birth:	Social Security Number:

Additional page attached

<sup>1</sup> The names of parties and children, and children's ages are not confidential. This form can only be viewed by the party who files it unless the court orders otherwise.

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

Case No: \_\_\_\_\_

\_\_\_\_\_  
Co-Petitioner

and

**NOTICE OF FILING OF  
CONFIDENTIAL  
INFORMATION  
FORM (CIF)**

\_\_\_\_\_  
Co-Petitioner

and

Amended CIF

Unmarried children 18, 19, or 20 years old (per ORS 107.108) (*full names*)

I filed Confidential Information Forms with the Court about the following parties to this case as required by Uniform Trial Court Rule (UTCRC) 2.130 (*Use first, middle, last names below*)

1) My Name: \_\_\_\_\_

Co-Petitioner       Adult Child       other: \_\_\_\_\_

Containing (check all that apply):

Social Security Number (SSN)    Date of Birth (DOB)    children's SSN    children's DOB  
 employer's name, address, and phone number    driver's license number    former legal names

2) Name: \_\_\_\_\_

Co-Petitioner       Adult Child       other: \_\_\_\_\_

Containing (check all that apply):

SSN    DOB    children's SSN    children's DOB    employer's name, address, and phone  
number    driver's license number    former legal names

3) Name: \_\_\_\_\_

Co-Petitioner       Adult Child       other: \_\_\_\_\_

Containing (check all that apply):

SSN    DOB    children's SSN    children's DOB    employer's name, address, and phone  
number    driver's license number    former legal names

4) Name: \_\_\_\_\_

Co-Petitioner       Adult Child       other: \_\_\_\_\_

Containing (check all that apply):

SSN    DOB    children's SSN    children's DOB    employer's name, address, and phone  
number    driver's license number    former legal names

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name (printed)

\_\_\_\_\_  
Contact Address

\_\_\_\_\_  
City, State, ZIP

\_\_\_\_\_  
Contact Phone

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

Case No. \_\_\_\_\_

\_\_\_\_\_  
Co-Petitioner

and

\_\_\_\_\_  
Co-Petitioner

**CERTIFICATE OF MAILING OR  
DELIVERY TO DIVISION OF  
CHILD SUPPORT**

I certify that on *(date)* \_\_\_\_\_, I  hand-delivered **or**  mailed by first-class mail a true copy of the **Petition** in the above domestic relations case to the local branch office of the Department of Justice, Division of Child Support at  
*(list address):* \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**I hereby declare that the above statements are true to the best of my knowledge and belief. I understand they are made for use as evidence in court and I am subject to penalty for perjury.**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Co-Petitioner Signature

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Contact Address

\_\_\_\_\_  
City / State / ZIP

\_\_\_\_\_  
Contact Phone

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

In the Matter of the Marriage or Registered Domestic Partnership (RDP) of:

\_\_\_\_\_ Co-Petitioner  
and  
\_\_\_\_\_ Co-Petitioner

Case No: \_\_\_\_\_

**DECLARATION  
SUPPORTING STIPULATED  
GENERAL JUDGMENT  
OF  MARRIAGE  RDP**

The statements made in the Petition remain true and accurate **except**:

Section Number	Explain

Additional page attached

**Minor Children**

Children of Co-Petitioners (under age 18) conceived, born, or adopted during or prior to the marriage/RDP and any children otherwise legally recognized as children of both parties:

Name of Child	Age	Currently lives with (Name, Address or Contact Address)	For how long

Additional children listed on page attached titled "Additional Children"

Co-Petitioner \_\_\_\_\_ is pregnant, and the other party  **is**  **is not** the parent of this child. The expected date of the child's birth is \_\_\_\_\_.

**Child support** has been requested. The information included in that worksheet is true and accurate to the best of our knowledge. (*Attach the worksheets to the General Judgment*)

The parent who should pay child support ("payor") does **not** live in Oregon **but** (*check all that apply*)

- Filed a *Co-Petition* in this case
- Lived in Oregon with at least one of the children
- Lived in Oregon and paid for prenatal or other costs for at least one of the children
- At least one child lives in Oregon as a result of an act or instruction by the payor

- At least one child may have been conceived in Oregon
  - Claimed parenthood on a Voluntary Acknowledgment of Paternity
  - Both parties lived in Oregon for at least 6 months and the non-resident party moved out of Oregon less than one year before the *Co-Petition* was filed in this case
  - There is another basis for jurisdiction (***explain***): \_\_\_\_\_
- 
- 

We ask the court to enter judgment without a hearing under ORS 107.095(4) *because*:

- Both parties have stipulated (agreed) to the terms of the *Judgment*.

---

---

**We hereby declare that the above statements are true and complete to the best of our knowledge and belief. We understand they are made for use as evidence in court and we are subject to penalty for perjury.**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Co-Petitioner Signature

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Contact Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Contact Phone

\_\_\_\_\_  
Date

\_\_\_\_\_  
Co-Petitioner Signature

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Contact Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Contact Phone



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

In the Matter of the Marriage or Registered Domestic Partnership (RDP) of:

Case No: \_\_\_\_\_

\_\_\_\_\_  
and Co-Petitioner

**GENERAL JUDGMENT OF  
DISSOLUTION OF**  
 **MARRIAGE**    **RDP**

\_\_\_\_\_  
Co-Petitioner

and

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

**This document was presented to the court:**

On the *Petition* and stipulation of the parties, as shown by the signatures at the end of this *Judgment*.

**Children 18, 19, or 20 Years of Age**

- Waived further 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:**

A. The court considered the declaration and stipulations presented and finds that: (*Check all that apply*)

- I.  Irreconcilable differences have caused the irremediable breakdown of this marriage or registered domestic partnership

II. At the time the *Petition* was filed:

Marriage Only:  At least one spouse lived in Oregon and that same spouse had lived in Oregon continuously for 6 months prior to the filing of the *Petition*. At least one spouse lived in the county in which the *Petition* was filed.

Registered Domestic Partnership Only:

At least one partner lived in Oregon and that same partner had lived in Oregon continuously for 6 months prior to the filing of the *Petition*. At least one partner lived in the county in which the *Petition* was filed.

**or**

Neither partner lived in Oregon and the *Petition* was filed in the county where Co-Petitioner \_\_\_\_\_ last resided.

**B. Party and Marriage/RDP Information:**

Date of Marriage or registration of RDP: \_\_\_\_\_

Place of Marriage or registration of RDP: \_\_\_\_\_ (County, State)

Current age of parties:

Co-Petitioner \_\_\_\_\_ (name) \_\_\_\_\_ (age)

Co-Petitioner \_\_\_\_\_ (name) \_\_\_\_\_ (age)

**C. Children of the Parties** (Children conceived, born, or adopted during or prior to the marriage/RDP and any children otherwise legally recognized as children of both parties)

Name	Year of Birth	Age

Additional page attached titled "Findings C – Children of the Parties"

Co-petitioner \_\_\_\_\_ is not the father of, or paternity has not been established for, the children: (names) \_\_\_\_\_

Neither party is now pregnant (or)

Co-Petitioner \_\_\_\_\_ is now pregnant

The other party is not the parent of the child due (date) \_\_\_\_\_

**D. 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 marriage or RDP is legally dissolved as of the date this **Judgment** is signed. The terms of this **Judgment** are effective upon entry in the court register.

**CHILDREN**

**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 1.800.850.0228 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.

**1. Custody and Parenting Time**

Custody of the children is awarded as follows:

- Co-Petitioners have **joint** custody of the following children (*names*):  
\_\_\_\_\_
- Co-Petitioner \_\_\_\_\_ is awarded **sole** custody of the following children (*names*): \_\_\_\_\_
- Co-Petitioner \_\_\_\_\_ is awarded **sole** custody of the following children (*names*): \_\_\_\_\_

Parenting time is awarded

- as described in the attached **Parenting Plan**, labeled Exhibit \_\_\_\_\_ **or**
- as follows \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- Parenting time will be supervised by \_\_\_\_\_
  - Any cost of supervision must be paid by \_\_\_\_\_
  - Other: \_\_\_\_\_

Co-Petitioner \_\_\_\_\_ is not awarded parenting time because it would endanger the health and safety of the children

**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

**Contact Information**

- Co-Petitioners 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.

**Parental Authority**

- The non-custodial parent’s authority under ORS 107.154 is suspended for good cause.

**2. Child and Medical Support and Life Insurance for Children**

**A. Child Support**

**Existing Child Support Obligation**

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

\_\_\_\_\_

- No action is taken by this judgment regarding any prior child support order or judgment
- This judgment does not replace any existing child support order or judgment. Payment amount and schedule remain as ordered on *(date of order or judgment)*: \_\_\_\_\_
  - any arrears accumulated under the continued order or judgment remain due
- 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.
  - any arrears accumulated under the continued order or judgment remain due
- Other:

**Presumed Inability To Pay Under ORS 25.245**

- The parent who would pay support is presumed to be unable to pay because that parent:
  - receives case payments from a **public assistance** program incoming TANF or SSI
  - is (or is expected to be) **incarcerated** (in jail or prison for at least 6 months)
- 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 for reasons other than the presumption of inability to pay or continuation of an existing order or judgment (*explain*): \_\_\_\_\_

**or**

**Support must be paid:**

**By**  Co-Petitioner \_\_\_\_\_

**To**  Co-Petitioner \_\_\_\_\_

Adult Child Attending School (*name*): \_\_\_\_\_

**On** the first day of each month

**Starting**  the month following entry of this judgment **or**  
 \_\_\_\_\_ (*date*)

The total monthly amount due is: \$ \_\_\_\_\_ (*Child Support Worksheets are attached and incorporated, labeled Exhibit \_\_\_\_\_*)

This amount is:

the amount presumed to be appropriate under the support guidelines, **or**

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 2A above **or**  from \_\_\_\_\_ county. The court case # is \_\_\_\_\_ and the Child Support Program (CSP) # is \_\_\_\_\_  
 The existing order is not changed.  
 The existing order is terminated. Medical support is ordered as follows:

**i. Private Health Insurance:**

Co-Petitioner \_\_\_\_\_  both parents are ordered to keep insurance throughout the period of the child support obligation.

**ii. Cash Medical Support**

Cash Medical Support is ordered in the amount of \$ \_\_\_\_\_ per month because health insurance is not available. 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 health insurance for the children.

Cash Medical Support is **not** ordered because:

Support is presumed to be unavailable for the reason marked above and the presumption has not been sufficiently rebutted.

The parent paying child support has income at or below Oregon's minimum wage for full-time employment, so cash medical support should not 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 health insurance within **10 days** of the change if collection services are provided by DCS.

**iii. Uninsured Medical Expenses**

Uninsured medical expenses are not be awarded.

**or**

Co-Petitioner \_\_\_\_\_ must pay \_\_\_\_\_% and Co-Petitioner \_\_\_\_\_ must pay \_\_\_\_\_% of the unreimbursed costs of the children’s reasonable medical, dental, and vision care. This does not include ordinary expenses like 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 should be **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 is an arrearage 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 not previously been granted an 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**

The Division of Child Support will pay support for an adult child attending school 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  Co-Petitioner \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ per month.

**D. Length of Child Support**

Support ends when the last child becomes self-supporting, emancipated, or married **or** (check one):

- reaches age 18, or if the child qualifies as a child attending school under ORS 107.108, age 21
- reaches age 18

**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,  Co-Petitioner \_\_\_\_\_ 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 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 2G – Additional Provisions"

**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 3 years from the date the order took effect or at any time upon a substantial change of circumstances.

**SPOUSAL/PARTNER SUPPORT**

**3. Spousal or Partner Support and Life Insurance**

**A. Support**

No spousal/partner support or life insurance for the benefit of either party is ordered in this case **or**

Spousal/partner support must be paid

**by**  Co-Petitioner \_\_\_\_\_

**to**  Co-Petitioner \_\_\_\_\_

<i>Type:</i>	<i>Terms:</i>	<i>Factors:</i>
<p><i>Transitional</i></p> <p>\$ _____</p>	<p><input type="checkbox"/> monthly payments beginning the month following:</p> <p>➤ <input type="checkbox"/> entry of this judgment <i>or</i></p> <p>➤ <input type="checkbox"/> _____</p> <hr/> <p>Ending*:</p> <hr/> <p><i>Or</i> <input type="checkbox"/> lump sum payable by <i>(date)</i>: _____</p>	
<p><i>Compensatory</i></p> <p>\$ _____</p>	<p><input type="checkbox"/> monthly payments beginning the month following:</p> <p>➤ <input type="checkbox"/> entry of this judgment <i>or</i></p> <p>➤ <input type="checkbox"/> _____</p> <hr/> <p>Ending*:</p> <hr/> <p><i>Or</i> <input type="checkbox"/> lump sum payable by <i>(date)</i>: _____</p>	
<p><i>Maintenance</i></p> <p>\$ _____</p>	<p><input type="checkbox"/> monthly payments beginning the month following:</p> <p>➤ <input type="checkbox"/> entry of this judgment <i>or</i></p> <p>➤ <input type="checkbox"/> _____</p> <hr/> <p>Ending*:</p> <hr/> <p><i>Or</i> <input type="checkbox"/> lump sum payable by <i>(date)</i>: _____</p>	

*All payments end on the death of either party unless an earlier event is specified*

All payments of spousal/partner support must be made:

Directly into \_\_\_\_\_'s bank account. The paying spouse/partner should keep a receipt of deposit as proof of payment. The person receiving support must provide the person paying support with current deposit slips or their bank name, account name, and account number.

**or**

To the Department of Justice, Child Support Accounting Unit, PO Box 14506, Salem, Oregon, 97309. Parties request that collection, accounting, disbursement, enforcement services be provided through the Department of Justice.



**B. Withholding**

If enforcement services are provided through the State of Oregon’s Department of Justice, the support order is enforceable by income withholding under ORS 25.311.

**C. Life Insurance**

The party paying support must carry life insurance for the benefit of the other party 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 other party.

**PROPERTY AND DEBTS**

**4. Real Property**

Neither party has any interest in any real property in Oregon or any other place  
 Both parties have *or* {  Co-Petitioner \_\_\_\_\_ has} an interest in real property at: (*address*): \_\_\_\_\_  
This property is awarded as follows: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Additional page titled “Section 4 – Real Property” attached

The legal description of the property is attached as Exhibit \_\_\_\_\_ and incorporated into this *Judgment*

Co-Petitioner \_\_\_\_\_ is responsible for preparing, signing, and recording a deed transferring the real property as required by this *Judgment*  
Other: \_\_\_\_\_

**5. Personal Property**

The Co-Petitioners have divided between them all personal property that they own separately or together, and each is awarded those items now in their possession *except that*:

**A.**  Co-Petitioner \_\_\_\_\_ is awarded the following personal property: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Additional page attached titled “Section 5A-\_\_\_\_\_ Personal Property”

Co-Petitioner \_\_\_\_\_ is awarded all retirement benefits, pension plans, profit-sharing plans, deferred compensation plans, and stock options held by his/her current and past employers, free of any interest by the other party.

**B.**  Co-Petitioner \_\_\_\_\_ is awarded the following personal property: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Additional page attached titled “Section 5B-\_\_\_\_\_ Personal Property”

Co-Petitioner \_\_\_\_\_ is awarded all retirement benefits, pension plans, profit-sharing plans, deferred compensation plans, and stock options held by his/her current and past employers, free of any interest by the other party.

**6. Distribution of Debts** The debts will be paid as follows:

Name of creditor (who money is owed to)	What the debt is for	Amount	Who pays ( <i>name</i> )

Additional page attached titled "Section 6-Distribution of Debts"

Unless otherwise specified above, each party is responsible for the payment of all debts incurred by him or her individually since the date of separation, all debts distributed to him or her by the court, and all debts which are secured by property distributed to that party. If any creditor asks the party not responsible for a debt to pay any portion of it, and he or she does so, the party responsible for that debt must reimburse the paying party for any amount paid to the creditor after the date this *Judgment* is entered.

Debts are divided between the parties as of (*date*): \_\_\_\_\_

**Transfer of Property and Debts**

Within thirty (30) days of the date of this *Judgment*, each party must execute, acknowledge, and deliver whatever documents are necessary to accomplish the distribution of debts and property ordered by the court. This *Judgment* operates to convey title to the party awarded the property if the other party fails to comply with this requirement.

**7. Former Name**

Co-Petitioner \_\_\_\_\_'s former legal name of \_\_\_\_\_ is restored (*use FULL name – first, middle, and last*)

**8. Additional Provisions**

---



---



---

Additional page attached titled "Section 8 - Additional Provisions"

**9. Court Costs and Fees, Whether Paid or Deferred**

- Fees have already been paid, and no reimbursement is required.
- Co-Petitioner \_\_\_\_\_ will reimburse the other party \$ \_\_\_\_\_ for costs and fees.
- Other: \_\_\_\_\_

**10. Information Required by ORS 25.020 and 107.085**

As required by UTCR 2.130, a *Confidential Information Form* 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 the Department of Justice (P.O. Box 14506, Salem, Oregon 97309) in writing of any change in the information within ten (10) days of such change. The Department of Justice or the District Attorney may not disclose the information in the CIF to the other party.

**MONEY AWARD**

Support Obligation included  and child support must be paid to Dept. of Justice

	CO-PETITIONER	CO-PETITIONER
Full Name		
Contact Address		
Year of Birth		
Social Security # (last 4 digits)		
Driver License # (last 4 digits) and State		
Lawyer Name, Address, Phone #		

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 #: _____ _____ _____
---

**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):
Co- Petitioner Name: _____	None or Name: _____
Co- Petitioner Name: _____	None or Name: _____
Adult Child Name: _____	None or Name: _____

Type of Judgment		Amount	Beginning / Ending
<input type="checkbox"/> Child Support	<b>WHO PAYS</b> <input type="checkbox"/> _____	\$ _____ per month for cash medical support <b>and</b> \$ _____ per month for child support	Beginning the first day of the month <input type="checkbox"/> following entry of this judgment <i>or</i> <input type="checkbox"/> Other _____ and due on the first day of each month thereafter
	<b>WHO RECEIVES</b> <input type="checkbox"/> _____ <input type="checkbox"/> Adult Child		Ending when the last child turns <input type="checkbox"/> 18 <i>or</i> <input type="checkbox"/> 21 (if the child remains a Child Attending School)
<input type="checkbox"/> Spousal/ Partner Support	<b>WHO RECEIVES</b> <input type="checkbox"/> _____	<i>Transitional</i> \$ _____ <input type="checkbox"/> per month <i>or</i> <input type="checkbox"/> total	<i>Payable on the first of every            month beginning the month            following:</i> <input type="checkbox"/> entry of this judgment <i>or</i> <input type="checkbox"/> other: _____
			Ending:
			<i>or due in full by:</i> (date): _____
			Other:

Type of Judgment		Amount	Beginning / Ending
		<i>Compensatory</i> \$ _____  <input type="checkbox"/> per month <i>or</i> <input type="checkbox"/> total	<i>Payable on the first of every month beginning the month following:</i> <input type="checkbox"/> entry of this judgment <i>or</i> <input type="checkbox"/> other: _____
		Ending:	
		<i>or due in full by:</i> <i>(date):</i> _____	
		Other:	
		<i>Maintenance</i> \$ _____  <input type="checkbox"/> per month <i>or</i> <input type="checkbox"/> total	<i>Payable on the first of every month beginning the month following:</i> <input type="checkbox"/> entry of this judgment <i>or</i> <input type="checkbox"/> other: _____
		Ending:	
<i>or due in full by:</i> <i>(date):</i> _____			
Other:			
<i>All payments end on the death of either party unless an earlier event is specified</i>			
<input type="checkbox"/> Property Division	<b>WHO RECEIVES</b> <input type="checkbox"/> _____	\$ _____ per month until a total of \$ _____ is paid	Beginning the <i>(day)</i> _____ of the month following entry of judgment
	<b>or</b>		
	A lump sum of \$ _____	Paid by <i>(date)</i> : _____	

Prejudgment Interest	<b>WHO RECEIVES</b> <input type="checkbox"/> _____	\$ _____	
Postjudgment Interest	<b>WHO RECEIVES</b> <input type="checkbox"/> _____	9% per year simple interest on the unpaid balance of the total judgment amount of \$ _____	Interest accrues from the date the judgment is entered and continues until the judgment is fully paid

<input type="checkbox"/> Court Costs and Service Fees already paid	<b>WHO RECEIVES</b> <input type="checkbox"/> _____	Checked party reimburses the other party's costs and fees of: \$ _____ Directly to the awarded party
<input type="checkbox"/> Deferred Court Costs and Service Fees	<b>WHO PAYS</b> <input type="checkbox"/> _____	Checked party must pay deferred costs and fees of: \$ _____ To the State of Oregon through this court

*Judge Signature:*

---



---



---

**Certificate of Readiness**

This proposed judgment is ready for judicial signature because:

Each party affected by this judgment has **stipulated** to or approved the **Judgment**, as shown by the signatures on the **Judgment**.

Submitted by:	
Signature	Print Name

---

We understand that we are subject to penalty for perjury for giving false information to the court. All factual information in this Judgment is true to the best of our knowledge and belief. We agree to the terms of this Judgment. We understand that this Judgment is enforceable by the court.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Co- Petitioner Signature

\_\_\_\_\_  
Name (printed)

\_\_\_\_\_  
Contact Address                      City, State, ZIP                      Contact Phone

\_\_\_\_\_  
Date

\_\_\_\_\_  
Co- Petitioner Signature

\_\_\_\_\_  
Name (printed)

\_\_\_\_\_  
Contact Address                      City, State, ZIP                      Contact Phone

Child 18, 19, or 20 years of age, stipulates to the terms of this judgment

\_\_\_\_\_  
Date

\_\_\_\_\_  
Adult Child Signature

\_\_\_\_\_  
Name (printed)

\_\_\_\_\_  
Contact Address                      City, State, ZIP                      Contact Phone

---

**Optional: APPLICATION FOR FULL CHILD SUPPORT PROGRAM SERVICES**

By signing below, I apply for child support services, including enforcement, from the Child Support Program (CSP). If you never received TANF, tribal TANF or AFDC in any state, an annual \$35 fee will apply if over \$550 is collected and distributed to the family each year.

\_\_\_\_\_  
Co- Petitioner Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Co- Petitioner Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Adult Child Signature

\_\_\_\_\_  
Date

---