
SUBSTITUTE SENATE BILL 6334

State of Washington

65th Legislature

2018 Regular Session

By Senate Law & Justice (originally sponsored by Senators Dhingra, Angel, and Darneille; by request of Department of Social and Health Services)

1 AN ACT Relating to child support, but only including a parent's
2 obligation to provide medical support, use of electronic funds
3 transfers, notice of noncompliance, adoption of the economic table
4 recommended by the child support work group, and references to the
5 federal poverty level in self-support reserve limitations; amending
6 RCW 26.09.105, 26.18.020, 26.18.170, 26.23.050, 26.26.165, 26.26.375,
7 74.20A.055, 74.20A.056, 74.20A.059, 74.20A.300, 74.20A.350,
8 26.19.020, and 26.19.065; adding a new section to chapter 26.23 RCW;
9 and providing an effective date.

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

11 **PART I**
12 **HEALTH CARE COVERAGE**

13 **Sec. 101.** RCW 26.09.105 and 2009 c 476 s 1 are each amended to
14 read as follows:

15 (1) Whenever a child support order is entered or modified under
16 this chapter, the court shall require both parents to provide medical
17 support for any child named in the order as provided in this section.

18 (a) The child support order must include an obligation to provide
19 health care coverage that is both accessible to all children named in
20 the order and available at reasonable cost to the obligated parent.

1 (b) The court must allocate the cost of health care coverage
2 between the parents.

3 (2) Medical support consists of:

4 ~~((i))~~ (a) Health ~~((insurance))~~ care coverage, which may consist
5 of health insurance coverage or public health care coverage; and

6 ~~((ii) Cash medical support.)~~

7 (b) Cash medical support, which consists of:

8 (i) A parent's monthly payment toward the premium paid for
9 coverage provided by ~~((either the other parent or the state))~~ a
10 public entity or by another parent, which represents the obligated
11 parent's proportionate share of the premium paid, but no more than
12 twenty-five percent of the obligated parent's basic support
13 obligation; and

14 (ii) A parent's proportionate share of uninsured medical
15 expenses.

16 ~~((c))~~ (3) The parents share the obligation to provide medical
17 support for the child or children specified in the order, by
18 providing health care coverage or contributing a cash medical support
19 obligation when appropriate, and paying a proportionate share of any
20 uninsured medical expenses.

21 (4) Under appropriate circumstances, the court may excuse one
22 parent from the responsibility to provide health ~~((insurance))~~ care
23 coverage or the monthly payment toward the premium. The child's
24 receipt of public health care coverage may not be the sole basis for
25 excusing a parent from providing health insurance coverage through an
26 employer or union.

27 ~~((d) The court shall always require both parents to contribute~~
28 ~~their proportionate share of uninsured medical expenses.~~

29 ~~(2) Both parents share the obligation to provide medical support~~
30 ~~for the child or children specified in the order, by providing health~~
31 ~~insurance coverage or contributing a cash medical support obligation~~
32 ~~when appropriate, and paying a proportionate share of any uninsured~~
33 ~~medical expenses.~~

34 ~~(3))~~ (5)(a) The court may specify how medical support must be
35 provided by each parent under subsection ~~((4))~~ (6) of this section.

36 (b) If the court does not specify how medical support will be
37 provided or if neither parent provides proof that he or she is
38 providing health ~~((insurance))~~ care coverage for the child at the
39 time the support order is entered, the division of child support or

1 either parent may enforce a parent's obligation to provide medical
2 support under RCW 26.18.170.

3 ~~((4))~~ (6)(a) If there is sufficient evidence provided at the
4 time the order is entered, the court may make a determination of
5 which parent must provide health care coverage and which parent must
6 contribute a sum certain amount as his or her monthly payment toward
7 the premium.

8 (b) If both parents have available health insurance coverage or
9 health care coverage that is accessible to the child at the time the
10 support order is entered, the court has discretion to order the
11 parent with better coverage to provide the ~~((health—insurance))~~
12 coverage for the child and the other parent to pay a monthly payment
13 toward the premium. In making the determination of which coverage is
14 better, the court shall consider the needs of the child, the cost and
15 extent of each parent's coverage, and the accessibility of the
16 coverage.

17 (c) Each parent shall ~~((remain))~~ be responsible for his or her
18 proportionate share of uninsured medical expenses.

19 ~~((5))~~ (7) The order must provide that if the parties'
20 circumstances change, the parties' medical support obligations will
21 be enforced as provided in RCW 26.18.170.

22 ~~((6))~~ (8) A parent who is ordered to maintain or provide health
23 ~~((insurance))~~ care coverage may comply with that requirement by:

24 (a) Providing proof of accessible ~~((private—insurance))~~ health
25 care coverage for any child named in the order; or

26 (b) Providing coverage that can be extended to cover the child
27 that is available to that parent through employment or that is union-
28 related, if the cost of such coverage does not exceed twenty-five
29 percent of that parent's basic child support obligation.

30 ~~((7))~~ (9) The order must provide that, while an obligated
31 parent may satisfy his or her health care coverage obligation by
32 enrolling the child in public health care coverage, that parent is
33 also required to provide accessible health insurance coverage for the
34 child if it is available at no cost through the parent's employer or
35 union.

36 (10) The order must provide that the fact that the custodial
37 parent enrolled the child in public health care coverage does not
38 satisfy the noncustodial parent's health care coverage obligation
39 unless the support order provides otherwise.

1 (a) If there is accessible health insurance coverage for the
2 child available through the noncustodial parent's employer or union,
3 the noncustodial parent may satisfy the health care coverage
4 obligation by enrolling the child in such coverage if such coverage
5 is available for no more than twenty-five percent of the noncustodial
6 parent's basic support obligation; or

7 (b) If there is no accessible health insurance coverage for the
8 child available through the noncustodial parent's employer or union,
9 the noncustodial parent may satisfy the health care coverage
10 obligation by contributing a proportionate share of any premium paid
11 by the custodial parent or the state for public health care coverage
12 for the child.

13 (11) The court may order a parent to provide health ((insurance))
14 care coverage that exceeds twenty-five percent of that parent's basic
15 support obligation if it is in the best interests of the child to
16 provide coverage.

17 ~~((8) If the child receives state-financed medical coverage~~
18 ~~through the department under chapter 74.09 RCW for which there is an~~
19 ~~assignment, the obligated parent shall pay a monthly payment toward~~
20 ~~the premium.~~

21 ~~((9))~~ (12) Each parent is responsible for his or her
22 proportionate share of uninsured medical expenses for the child or
23 children covered by the support order.

24 ~~((10))~~ (13) The parents must maintain health ((insurance)) care
25 coverage as required under this section until:

26 (a) Further order of the court;

27 (b) The child is emancipated, if there is no express language to
28 the contrary in the order; or

29 (c) Health insurance is no longer available through the parents'
30 employer or union and no conversion privileges exist to continue
31 coverage following termination of employment.

32 ~~((11))~~ (14) A parent who is required to extend health insurance
33 coverage to a child under this section is liable for any covered
34 health care costs for which the parent receives direct payment from
35 an insurer.

36 ~~((12) This section shall not be construed to limit the authority~~
37 ~~of the court to enter or modify support orders containing provisions~~
38 ~~for payment of uninsured health expenses, health care costs, or~~
39 ~~insurance premiums which are in addition to and not inconsistent with~~
40 ~~this section.~~

1 ~~(13))~~ (15) A parent ordered to provide health ~~((insurance))~~ care
2 coverage must provide proof of such coverage or proof that such
3 coverage is unavailable within twenty days of the entry of the order
4 to:

5 (a) The other parent; or

6 (b) The department of social and health services if the parent
7 has been notified or ordered to make support payments to the
8 Washington state support registry.

9 ~~((14))~~ (16) Every order requiring a parent to provide health
10 care or insurance coverage must be entered in compliance with RCW
11 26.23.050 and be subject to direct enforcement as provided under
12 chapter 26.18 RCW.

13 ~~((15))~~ (17) When a parent is providing health insurance or
14 health care coverage at the time the order is entered, the premium
15 shall be included in the worksheets for the calculation of child
16 support under chapter 26.19 RCW.

17 ~~((16))~~ (18) As used in this section:

18 (a) "Accessible" means health ~~((insurance))~~ care coverage which
19 provides primary care services to the child or children with
20 reasonable effort by the custodian.

21 (b) "Cash medical support" means a combination of: (i) A parent's
22 monthly payment toward the premium paid for coverage provided by
23 ~~((either the other))~~ a public entity or by another parent ~~((or the~~
24 ~~state))~~, which represents the obligated parent's proportionate share
25 of the premium paid, but no more than twenty-five percent of the
26 obligated parent's basic support obligation; and (ii) a parent's
27 proportionate share of uninsured medical expenses.

28 (c) ~~(("Health insurance coverage" does not include medical~~
29 ~~assistance provided under chapter 74.09 RCW.~~

30 ~~(d))~~ "Uninsured medical expenses" includes premiums, copays,
31 deductibles, along with other health care costs not covered by
32 ~~((insurance))~~ health care coverage.

33 ~~((e))~~ (d) "Obligated parent" means a parent ordered to provide
34 health insurance coverage for the children.

35 ~~((f))~~ (e) "Proportionate share" means an amount equal to a
36 parent's percentage share of the combined monthly net income of both
37 parents as computed when determining a parent's child support
38 obligation under chapter 26.19 RCW.

39 ~~((g))~~ (f) "Monthly payment toward the premium" means a parent's
40 contribution toward premiums paid for coverage provided by a public

1 entity or by ((the other)) another parent ((or the state for
2 insurance coverage for the child)), which is based on the obligated
3 parent's proportionate share of the premium paid, but no more than
4 twenty-five percent of the obligated parent's basic support
5 obligation.

6 ((+17)) (g) "Premium" means the amount paid for coverage
7 provided by a public entity or by another parent for a child covered
8 by the order. This term may also mean "cost of coverage."

9 (19) This section does not limit the authority of the court to
10 enter or modify support orders containing provisions for payment of
11 uninsured health expenses, health care costs, or insurance premiums
12 which are in addition to and not inconsistent with this section.

13 (20) The department of social and health services has rule-making
14 authority to enact rules in compliance with 45 C.F.R. Parts 302, 303,
15 304, 305, and 308.

16 **Sec. 102.** RCW 26.18.020 and 2008 c 6 s 1027 are each amended to
17 read as follows:

18 Unless the context clearly requires otherwise, the definitions in
19 this section apply throughout this chapter.

20 (1) "Dependent child" means any child for whom a support order
21 has been established or for whom a duty of support is owed.

22 (2) "Duty of maintenance" means the duty to provide for the needs
23 of a spouse or former spouse or domestic partner or former domestic
24 partner imposed under chapter 26.09 RCW.

25 (3) "Duty of support" means the duty to provide for the needs of
26 a dependent child, which may include necessary food, clothing,
27 shelter, education, and health care. The duty includes any obligation
28 to make monetary payments, to pay expenses, including maintenance in
29 cases in which there is a dependent child, or to reimburse another
30 person or an agency for the cost of necessary support furnished a
31 dependent child. The duty may be imposed by court order, by operation
32 of law, or otherwise.

33 (4) "Obligee" means the custodian of a dependent child, the
34 spouse or former spouse or domestic partner or former domestic
35 partner, or person or agency, to whom a duty of support or duty of
36 maintenance is owed, or the person or agency to whom the right to
37 receive or collect support or maintenance has been assigned.

38 (5) "Obligor" means the person owing a duty of support or duty of
39 maintenance.

1 (6) "Support or maintenance order" means any judgment, decree, or
2 order of support or maintenance issued by the superior court or
3 authorized agency of the state of Washington; or a judgment, decree,
4 or other order of support or maintenance issued by a court or agency
5 of competent jurisdiction in another state or country, which has been
6 registered or otherwise made enforceable in this state.

7 (7) "Employer" includes the United States government, a state or
8 local unit of government, and any person or entity who pays or owes
9 earnings or remuneration for employment to the obligor.

10 (8) "Earnings" means compensation paid or payable for personal
11 services or remuneration for employment, whether denominated as
12 wages, salary, commission, bonus, or otherwise, and, notwithstanding
13 any other provision of law making the payments exempt from
14 garnishment, attachment, or other process to satisfy support or
15 maintenance obligations, specifically includes periodic payments
16 pursuant to pension or retirement programs, or insurance policies of
17 any type, but does not include payments made under Title 50 RCW,
18 except as provided in RCW 50.40.020 and 50.40.050, or Title 74 RCW.

19 (9) "Disposable earnings" means that part of the earnings of an
20 individual remaining after the deduction from those earnings of any
21 amount required by law to be withheld.

22 (10) "Department" means the department of social and health
23 services.

24 (11) "Health insurance coverage" is another term for, and
25 included in the definition of, "health care coverage." Health
26 insurance coverage includes any coverage under which medical services
27 are provided by an employer or a union whether that coverage is
28 provided through a self-insurance program, under the employee
29 retirement income security act of 1974, a commercial insurer pursuant
30 to chapters 48.20 and 48.21 RCW, a health care service contractor
31 pursuant to chapter 48.44 RCW, or a health maintenance organization
32 pursuant to chapter 48.46 RCW, and the state through chapter 41.05
33 RCW.

34 (12) "Insurer" means a commercial insurance company providing
35 disability insurance under chapter 48.20 or 48.21 RCW, a health care
36 service contractor providing health care coverage under chapter 48.44
37 RCW, a health maintenance organization providing comprehensive health
38 care services under chapter 48.46 RCW, and shall also include any
39 employer or union which is providing health insurance coverage on a
40 self-insured basis.

1 (13) "Remuneration for employment" means moneys due from or
2 payable by the United States to an individual within the scope of 42
3 U.S.C. Sec. 659 and 42 U.S.C. Sec. 662(f).

4 (14) "Health care coverage" means fee for service, health
5 maintenance organization, preferred provider organization, and other
6 types of private health insurance and public health care coverage
7 under which medical services could be provided to a dependent child
8 or children. The term "health care coverage" includes, but is not
9 limited to, health insurance coverage.

10 (15) "Public health care coverage," sometimes called "state
11 purchased health care," means state-financed or federally financed
12 medical coverage, whether or not there is an assignment of rights.
13 For children residing in Washington state, this includes coverage
14 through the department of social and health services or the health
15 care authority, except for coverage under chapter 41.05 RCW; for
16 children residing outside of Washington, this includes coverage
17 through another state's agencies that administer state purchased
18 health care programs.

19 **Sec. 103.** RCW 26.18.170 and 2009 c 476 s 2 are each amended to
20 read as follows:

21 (1) Whenever a parent has been ordered to provide medical support
22 for a dependent child, the department or the other parent may seek
23 enforcement of the medical support as provided under this section.

24 (a) If the obligated parent provides proof that he or she
25 provides accessible health care coverage for the child (~~(through~~
26 ~~private insurance)~~), that parent has satisfied his or her obligation
27 to provide health (~~(insurance)~~) care coverage.

28 (b) If the obligated parent does not provide proof of coverage,
29 either the department or the other parent may take appropriate action
30 as provided in this section to enforce the obligation.

31 (2) An obligated parent may satisfy his or her health care
32 coverage obligation by enrolling the child in public health care
33 coverage, but that parent is also required to provide accessible
34 health insurance coverage for the child if it is available at no cost
35 through the parent's employer or union.

36 (3) The fact that the custodial parent enrolled the child in
37 public health care coverage does not satisfy the noncustodial
38 parent's health care coverage obligation unless the support order
39 provides otherwise.

1 (a) If there is accessible health insurance coverage for the
2 child available through the noncustodial parent's employer or union,
3 the noncustodial parent may satisfy the health care coverage
4 obligation by enrolling the child in such coverage if such coverage
5 is available for no more than twenty-five percent of the noncustodial
6 parent's basic support obligation;

7 (b) If there is no accessible health insurance coverage for the
8 child available through the noncustodial parent's employer or union,
9 the noncustodial parent may satisfy the health care coverage
10 obligation by contributing a proportionate share of any premium paid
11 by the custodial parent or the state for public health care coverage
12 for the child.

13 (4) The department may attempt to enforce a parent's obligation
14 to provide health insurance coverage for the dependent child. If
15 health insurance coverage is not available through the parent's
16 employment or union at a cost not to exceed twenty-five percent of
17 the parent's basic support obligation, or as otherwise provided in
18 the support order, the department may enforce any monthly payment
19 toward the premium ordered to be provided under RCW 26.09.105 or
20 74.20A.300.

21 ~~((+3))~~ (5) A parent seeking to enforce another parent's monthly
22 payment toward the premium under RCW 26.09.105 may:

23 (a) Apply for support enforcement services from the division of
24 child support as provided by rule; or

25 (b) Take action on his or her own behalf by:

26 (i) Filing a motion in the underlying superior court action; or

27 (ii) Initiating an action in superior court to determine the
28 amount owed by the obligated parent, if there is not already an
29 underlying superior court action.

30 ~~((+4))~~ (6)(a) The department may serve a notice of support owed
31 under RCW 26.23.110 on a parent to determine the amount of that
32 parent's monthly payment toward the premium.

33 (b) Whether or not the child receives temporary assistance for
34 needy families or medicaid, the department may enforce the
35 responsible parent's monthly payment toward the premium. When the
36 child receives ~~((state-financed medical))~~ public health care coverage
37 ~~((through the department under chapter 74.09 RCW))~~ for which there is
38 an assignment, the department may disburse amounts collected to the
39 custodial parent to be used for the medical costs of the child or the
40 department may retain amounts collected and apply them toward the

1 cost of providing the child's state-financed medical coverage. The
2 department may disregard monthly payments toward the premium which
3 are passed through to the family in accordance with federal law.

4 ~~((+5))~~ (7)(a) If the order to provide health insurance coverage
5 contains language notifying the parent ordered to provide coverage
6 that failure to provide such coverage or proof that such coverage is
7 unavailable may result in direct enforcement of the order and orders
8 payments through, or has been submitted to, the Washington state
9 support registry for enforcement, then the department may, without
10 further notice to the parent, send a national medical support notice
11 pursuant to 42 U.S.C. Sec. 666(a)(19), and sections 401 (e) and (f)
12 of the federal child support and performance incentive act of 1998 to
13 the parent's employer or union. The notice shall be served:

14 (i) By regular mail;

15 (ii) In the manner prescribed for the service of a summons in a
16 civil action;

17 (iii) By certified mail, return receipt requested; or

18 (iv) By electronic means if there is an agreement between the
19 secretary of the department and the person, firm, corporation,
20 association, political subdivision, department of the state, or
21 agency, subdivision, or instrumentality of the United States to
22 accept service by electronic means.

23 (b) The notice shall require the employer or union to enroll the
24 child in the health insurance plan as provided in subsection ~~((+8))~~
25 (10) of this section.

26 (c) The returned part A of the national medical support notice to
27 the division of child support by the employer constitutes proof of
28 service of the notice in the case where the notice was served by
29 regular mail.

30 ~~((+6))~~ (8) Upon receipt of a national medical support notice
31 from a child support agency operating under Title IV-D of the federal
32 social security act:

33 (a) The parent's employer or union shall comply with the
34 provisions of the notice, including meeting response time frames and
35 withholding requirements required under part A of the notice;

36 (b) The parent's employer or union shall also be responsible for
37 complying with forwarding part B of the notice to the child's plan
38 administrator, if required by the notice;

39 (c) The plan administrator is responsible for complying with the
40 provisions of the notice.

1 (~~(7)~~) (9) If the parent's order to provide health insurance
2 coverage does not order payments through, and has not been submitted
3 to, the Washington state support registry for enforcement:

4 (a) The parent seeking enforcement may, without further notice to
5 the obligated parent, send a certified copy of the order requiring
6 health insurance coverage to the parent's employer or union by
7 certified mail, return receipt requested; and

8 (b) The parent seeking enforcement shall attach a notarized
9 statement to the order declaring that the order is the latest order
10 addressing coverage entered by the court and require the employer or
11 union to enroll the child in the health insurance plan as provided in
12 subsection (~~(8)~~) (10) of this section.

13 (~~(8)~~) (10) Upon receipt of an order that provides for health
14 insurance coverage:

15 (a) The parent's employer or union shall answer the party who
16 sent the order within twenty days and confirm that the child:

17 (i) Has been enrolled in the health insurance plan;

18 (ii) Will be enrolled; or

19 (iii) Cannot be covered, stating the reasons why such coverage
20 cannot be provided;

21 (b) The employer or union shall withhold any required premium
22 from the parent's income or wages;

23 (c) If more than one plan is offered by the employer or union,
24 and each plan may be extended to cover the child, then the child
25 shall be enrolled in the parent's plan. If the parent's plan does not
26 provide coverage which is accessible to the child, the child shall be
27 enrolled in the least expensive plan otherwise available to the
28 parent;

29 (d) The employer or union shall provide information about the
30 name of the health insurance coverage provider or issuer and the
31 extent of coverage available to the parent and shall make available
32 any necessary claim forms or enrollment membership cards.

33 (~~(9)~~) (11) If the order for coverage contains no language
34 notifying either or both parents that failure to provide health
35 insurance coverage or proof that such coverage is unavailable may
36 result in direct enforcement of the order, the department or the
37 parent seeking enforcement may serve a written notice of intent to
38 enforce the order on the obligated parent by certified mail, return
39 receipt requested, or by personal service. If the parent required to
40 provide medical support fails to provide written proof that such

1 coverage has been obtained or applied for or fails to provide proof
2 that such coverage is unavailable within twenty days of service of
3 the notice, the department or the parent seeking enforcement may
4 proceed to enforce the order directly as provided in subsection
5 ~~((+5+))~~ (7) of this section.

6 ~~((+10+))~~ (12) If the parent ordered to provide health insurance
7 coverage elects to provide coverage that will not be accessible to
8 the child because of geographic or other limitations when accessible
9 coverage is otherwise available, the department or the parent seeking
10 enforcement may serve a written notice of intent to purchase health
11 insurance coverage on the obligated parent by certified mail, return
12 receipt requested. The notice shall also specify the type and cost of
13 coverage.

14 ~~((+11+))~~ (13) If the department serves a notice under subsection
15 ~~((+10+))~~ (12) of this section the parent required to provide medical
16 support shall, within twenty days of the date of service:

17 (a) File an application for an adjudicative proceeding; or

18 (b) Provide written proof to the department that the obligated
19 parent has either applied for, or obtained, coverage accessible to
20 the child.

21 ~~((+12+))~~ (14) If the parent seeking enforcement serves a notice
22 under subsection ~~((+10+))~~ (12) of this section, within twenty days of
23 the date of service the parent required to provide medical support
24 shall provide written proof to the parent seeking enforcement that he
25 or she has either applied for, or obtained, coverage accessible to
26 the child.

27 ~~((+13+))~~ (15) If the parent required to provide medical support
28 fails to respond to a notice served under subsection ~~((+10+))~~ (12) of
29 this section to the party who served the notice, the party who served
30 the notice may purchase the health insurance coverage specified in
31 the notice directly.

32 (a) If the obligated parent is the responsible parent, the amount
33 of the monthly premium shall be added to the support debt and be
34 collectible without further notice.

35 (b) If the obligated parent is the custodial parent, the
36 responsible parent may file an application for enforcement services
37 and ask the department to establish and enforce the custodial
38 parent's obligation.

1 (c) The amount of the monthly premium may be collected or accrued
2 until the parent required to provide medical support provides proof
3 of the required coverage.

4 (~~(14)~~) (16) The signature of the parent seeking enforcement or
5 of a department employee shall be a valid authorization to the
6 coverage provider or issuer for purposes of processing a payment to
7 the child's health services provider. An order for health insurance
8 coverage shall operate as an assignment of all benefit rights to the
9 parent seeking enforcement or to the child's health services
10 provider, and in any claim against the coverage provider or issuer,
11 the parent seeking enforcement or his or her assignee shall be
12 subrogated to the rights of the parent obligated to provide medical
13 support for the child. Notwithstanding the provisions of this section
14 regarding assignment of benefits, this section shall not require a
15 health care service contractor authorized under chapter 48.44 RCW or
16 a health maintenance organization authorized under chapter 48.46 RCW
17 to deviate from their contractual provisions and restrictions
18 regarding reimbursement for covered services. If the coverage is
19 terminated, the employer shall mail a notice of termination to the
20 department or the parent seeking enforcement at that parent's last
21 known address within thirty days of the termination date.

22 (~~(15)~~) (17) This section shall not be construed to limit the
23 right of the parents or parties to the support order to bring an
24 action in superior court at any time to enforce, modify, or clarify
25 the original support order.

26 (~~(16)~~) (18) Where a child does not reside in the issuer's
27 service area, an issuer shall cover no less than urgent and emergent
28 care. Where the issuer offers broader coverage, whether by policy or
29 reciprocal agreement, the issuer shall provide such coverage to any
30 child otherwise covered that does not reside in the issuer's service
31 area.

32 (~~(17)~~) (19) If a parent required to provide medical support
33 fails to pay his or her portion, determined under RCW 26.19.080, of
34 any premium, deductible, copay, or uninsured medical expense incurred
35 on behalf of the child, pursuant to a child support order, the
36 department or the parent seeking reimbursement of medical expenses
37 may enforce collection of the obligated parent's portion of the
38 premium, deductible, copay, or uninsured medical expense incurred on
39 behalf of the child.

1 (a) If the department is enforcing the order and the responsible
2 parent is the obligated parent, the obligated parent's portion of the
3 premium, deductible, copay, or uninsured medical expenses incurred on
4 behalf of the child added to the support debt and be collectible
5 without further notice, following the reduction of the expenses to a
6 sum certain either in a court order or by the department, pursuant to
7 RCW 26.23.110.

8 (b) If the custodial parent is the obligated parent, the
9 responsible parent may file an application for enforcement services
10 and ask the department to establish and enforce the custodial
11 parent's obligation.

12 ~~((18))~~ (20) As used in this section:

13 (a) "Accessible" means health insurance coverage which provides
14 primary care services to the child or children with reasonable effort
15 by the custodian.

16 (b) "Cash medical support" means a combination of: (i) A parent's
17 monthly payment toward the premium paid for coverage by either the
18 other parent or the state, which represents the obligated parent's
19 proportionate share of the premium paid, but no more than twenty-five
20 percent of the obligated parent's basic support obligation; and (ii)
21 a parent's proportionate share of uninsured medical expenses.

22 (c) ~~("Health insurance coverage" does not include medical
23 assistance provided under chapter 74.09 RCW.~~

24 ~~(d))~~ "Uninsured medical expenses" includes premiums, copays,
25 deductibles, along with other health care costs not covered by
26 insurance.

27 ~~((e))~~ (d) "Obligated parent" means a parent ordered to provide
28 health insurance coverage for the children.

29 ~~((f))~~ (e) "Monthly payment toward the premium" means a parent's
30 contribution toward premiums paid by the other parent or the state
31 for insurance coverage for the child, which is based on the obligated
32 parent's proportionate share of the premium paid, but no more than
33 twenty-five percent of the obligated parent's basic support
34 obligation.

35 ~~((19))~~ (21) The department has rule-making authority to enact
36 rules consistent with 42 U.S.C. Sec. 652(f) and 42 U.S.C. Sec.
37 666(a)(19) as amended by section 7307 of the deficit reduction act of
38 2005. Additionally, the department has rule-making authority to
39 implement regulations required under 45 C.F.R. Parts 302, 303, 304,
40 305, and 308.

1 **Sec. 104.** RCW 26.23.050 and 2009 c 476 s 4 are each amended to
2 read as follows:

3 (1) If the division of child support is providing support
4 enforcement services under RCW 26.23.045, or if a party is applying
5 for support enforcement services by signing the application form on
6 the bottom of the support order, the superior court shall include in
7 all court orders that establish or modify a support obligation:

8 (a) A provision that orders and directs the responsible parent to
9 make all support payments to the Washington state support registry;

10 (b) A statement that withholding action may be taken against
11 wages, earnings, assets, or benefits, and liens enforced against real
12 and personal property under the child support statutes of this or any
13 other state, without further notice to the responsible parent at any
14 time after entry of the court order, unless:

15 (i) One of the parties demonstrates, and the court finds, that
16 there is good cause not to require immediate income withholding and
17 that withholding should be delayed until a payment is past due; or

18 (ii) The parties reach a written agreement that is approved by
19 the court that provides for an alternate arrangement;

20 (c) A statement that the receiving parent might be required to
21 submit an accounting of how the support, including any cash medical
22 support, is being spent to benefit the child;

23 (d) A statement that any parent required to provide health
24 (~~insurance~~) care coverage for the child or children covered by the
25 order must notify the division of child support and the other parent
26 when the coverage terminates; and

27 (e) A statement that the responsible parent's privileges to
28 obtain and maintain a license, as defined in RCW 74.20A.320, may not
29 be renewed, or may be suspended if the parent is not in compliance
30 with a support order as provided in RCW 74.20A.320.

31 As used in this subsection and subsection (3) of this section,
32 "good cause not to require immediate income withholding" means a
33 written determination of why implementing immediate wage withholding
34 would not be in the child's best interests and, in modification
35 cases, proof of timely payment of previously ordered support.

36 (2) In all other cases not under subsection (1) of this section,
37 the court may order the responsible parent to make payments directly
38 to the person entitled to receive the payments, to the Washington
39 state support registry, or may order that payments be made in
40 accordance with an alternate arrangement agreed upon by the parties.

1 (a) The superior court shall include in all orders under this
2 subsection that establish or modify a support obligation:

3 (i) A statement that withholding action may be taken against
4 wages, earnings, assets, or benefits, and liens enforced against real
5 and personal property under the child support statutes of this or any
6 other state, without further notice to the responsible parent at any
7 time after entry of the court order, unless:

8 (A) One of the parties demonstrates, and the court finds, that
9 there is good cause not to require immediate income withholding and
10 that withholding should be delayed until a payment is past due; or

11 (B) The parties reach a written agreement that is approved by the
12 court that provides for an alternate arrangement;

13 (ii) A statement that the receiving parent may be required to
14 submit an accounting of how the support is being spent to benefit the
15 child;

16 (iii) A statement that any parent required to provide health
17 (~~insurance~~) care coverage for the child or children covered by the
18 order must notify the division of child support and the other parent
19 when the coverage terminates; and

20 (iv) A statement that a parent seeking to enforce the obligation
21 to provide health (~~insurance~~) care coverage may:

22 (A) File a motion in the underlying superior court action; or

23 (B) If there is not already an underlying superior court action,
24 initiate an action in the superior court.

25 As used in this subsection, "good cause not to require immediate
26 income withholding" is any reason that the court finds appropriate.

27 (b) The superior court may order immediate or delayed income
28 withholding as follows:

29 (i) Immediate income withholding may be ordered if the
30 responsible parent has earnings. If immediate income withholding is
31 ordered under this subsection, all support payments shall be paid to
32 the Washington state support registry. The superior court shall issue
33 a mandatory wage assignment order as set forth in chapter 26.18 RCW
34 when the support order is signed by the court. The parent entitled to
35 receive the transfer payment is responsible for serving the employer
36 with the order and for its enforcement as set forth in chapter 26.18
37 RCW.

38 (ii) If immediate income withholding is not ordered, the court
39 shall require that income withholding be delayed until a payment is
40 past due. The support order shall contain a statement that

1 withholding action may be taken against wages, earnings, assets, or
2 benefits, and liens enforced against real and personal property under
3 the child support statutes of this or any other state, without
4 further notice to the responsible parent, after a payment is past
5 due.

6 (c) If a mandatory wage withholding order under chapter 26.18 RCW
7 is issued under this subsection and the division of child support
8 provides support enforcement services under RCW 26.23.045, the
9 existing wage withholding assignment is prospectively superseded upon
10 the division of child support's subsequent service of an income
11 withholding notice.

12 (3) The office of administrative hearings and the department of
13 social and health services shall require that all support obligations
14 established as administrative orders include a provision which orders
15 and directs that the responsible parent shall make all support
16 payments to the Washington state support registry. All administrative
17 orders shall also state that the responsible parent's privileges to
18 obtain and maintain a license, as defined in RCW 74.20A.320, may not
19 be renewed, or may be suspended if the parent is not in compliance
20 with a support order as provided in RCW 74.20A.320. All
21 administrative orders shall also state that withholding action may be
22 taken against wages, earnings, assets, or benefits, and liens
23 enforced against real and personal property under the child support
24 statutes of this or any other state without further notice to the
25 responsible parent at any time after entry of the order, unless:

26 (a) One of the parties demonstrates, and the presiding officer
27 finds, that there is good cause not to require immediate income
28 withholding; or

29 (b) The parties reach a written agreement that is approved by the
30 presiding officer that provides for an alternate agreement.

31 (4) If the support order does not include the provision ordering
32 and directing that all payments be made to the Washington state
33 support registry and a statement that withholding action may be taken
34 against wages, earnings, assets, or benefits if a support payment is
35 past due or at any time after the entry of the order, or that a
36 parent's licensing privileges may not be renewed, or may be
37 suspended, the division of child support may serve a notice on the
38 responsible parent stating such requirements and authorizations.
39 Service may be by personal service or any form of mail requiring a
40 return receipt.

1 (5) Every support order shall state:
2 (a) The address where the support payment is to be sent;
3 (b) That withholding action may be taken against wages, earnings,
4 assets, or benefits, and liens enforced against real and personal
5 property under the child support statutes of this or any other state,
6 without further notice to the responsible parent at any time after
7 entry of a support order, unless:
8 (i) One of the parties demonstrates, and the court finds, that
9 there is good cause not to require immediate income withholding; or
10 (ii) The parties reach a written agreement that is approved by
11 the court that provides for an alternate arrangement;
12 (c) The income of the parties, if known, or that their income is
13 unknown and the income upon which the support award is based;
14 (d) The support award as a sum certain amount;
15 (e) The specific day or date on which the support payment is due;
16 (f) The names and ages of the dependent children;
17 (g) A provision requiring both the responsible parent and the
18 custodial parent to keep the Washington state support registry
19 informed of whether he or she has access to health ((~~insurance~~)) care
20 coverage at reasonable cost and, if so, the health ((~~insurance~~
21 ~~policy~~)) care coverage information;
22 (h) That either or both the responsible parent and the custodial
23 parent shall be obligated to provide medical support for his or her
24 child through health ((~~insurance~~)) care coverage if:
25 (i) The obligated parent provides accessible coverage for the
26 child through private ((~~insurance~~)) or public health care coverage;
27 or
28 (ii) Coverage that can be extended to cover the child is or
29 becomes available to the parent through employment or is union-
30 related; or
31 (iii) In the absence of such coverage, through an additional sum
32 certain amount, as that parent's monthly payment toward the premium
33 as provided under RCW 26.09.105;
34 (i) That a parent providing health ((~~insurance~~)) care coverage
35 must notify both the division of child support and the other parent
36 when coverage terminates;
37 (j) That if proof of health ((~~insurance~~)) care coverage or proof
38 that the coverage is unavailable is not provided within twenty days,
39 the parent seeking enforcement or the department may seek direct
40 enforcement of the coverage through the employer or union of the

1 parent required to provide medical support without further notice to
2 the parent as provided under chapter 26.18 RCW;

3 (k) The reasons for not ordering health (~~insurance~~) care
4 coverage if the order fails to require such coverage;

5 (l) That the responsible parent's privileges to obtain and
6 maintain a license, as defined in RCW 74.20A.320, may not be renewed,
7 or may be suspended if the parent is not in compliance with a support
8 order as provided in RCW 74.20A.320;

9 (m) That each parent must:

10 (i) Promptly file with the court and update as necessary the
11 confidential information form required by subsection (7) of this
12 section; and

13 (ii) Provide the state case registry and update as necessary the
14 information required by subsection (7) of this section; and

15 (n) That parties to administrative support orders shall provide
16 to the state case registry and update as necessary their residential
17 addresses and the address of the responsible parent's employer. The
18 division of child support may adopt rules that govern the collection
19 of parties' current residence and mailing addresses, telephone
20 numbers, dates of birth, social security numbers, the names of the
21 children, social security numbers of the children, dates of birth of
22 the children, driver's license numbers, and the names, addresses, and
23 telephone numbers of the parties' employers to enforce an
24 administrative support order. The division of child support shall not
25 release this information if the division of child support determines
26 that there is reason to believe that release of the information may
27 result in physical or emotional harm to the party or to the child, or
28 a restraining order or protective order is in effect to protect one
29 party from the other party.

30 (6) After the responsible parent has been ordered or notified to
31 make payments to the Washington state support registry under this
32 section, the responsible parent shall be fully responsible for making
33 all payments to the Washington state support registry and shall be
34 subject to payroll deduction or other income-withholding action. The
35 responsible parent shall not be entitled to credit against a support
36 obligation for any payments made to a person or agency other than to
37 the Washington state support registry except as provided under RCW
38 74.20.101. A civil action may be brought by the payor to recover
39 payments made to persons or agencies who have received and retained
40 support moneys paid contrary to the provisions of this section.

1 (7) All petitioners and parties to all court actions under
2 chapters 26.09, 26.10, 26.12, 26.18, 26.21A, 26.23, 26.26, and 26.27
3 RCW shall complete to the best of their knowledge a verified and
4 signed confidential information form or equivalent that provides the
5 parties' current residence and mailing addresses, telephone numbers,
6 dates of birth, social security numbers, driver's license numbers,
7 and the names, addresses, and telephone numbers of the parties'
8 employers. The clerk of the court shall not accept petitions, except
9 in parentage actions initiated by the state, orders of child support,
10 decrees of dissolution, or paternity orders for filing in such
11 actions unless accompanied by the confidential information form or
12 equivalent, or unless the confidential information form or equivalent
13 is already on file with the court clerk. In lieu of or in addition to
14 requiring the parties to complete a separate confidential information
15 form, the clerk may collect the information in electronic form. The
16 clerk of the court shall transmit the confidential information form
17 or its data to the division of child support with a copy of the order
18 of child support or paternity order, and may provide copies of the
19 confidential information form or its data and any related findings,
20 decrees, parenting plans, orders, or other documents to the state
21 administrative agency that administers Title IV-A, IV-D, IV-E, or XIX
22 of the federal social security act. In state initiated paternity
23 actions, the parties adjudicated the parents of the child or children
24 shall complete the confidential information form or equivalent or the
25 state's attorney of record may complete that form to the best of the
26 attorney's knowledge.

27 (8) The department has rule-making authority to enact rules
28 consistent with 42 U.S.C. Sec. 652(f) and 42 U.S.C. Sec. 666(a)(19)
29 as amended by section 7307 of the deficit reduction act of 2005.
30 Additionally, the department has rule-making authority to implement
31 regulations required under 45 C.F.R. Parts 302, 303, 304, 305, and
32 308.

33 **Sec. 105.** RCW 26.26.165 and 1994 c 230 s 17 are each amended to
34 read as follows:

35 (1) In entering or modifying a support order under this chapter,
36 the court shall require either or both parents to maintain or provide
37 health ((insurance)) care coverage for any dependent child as
38 provided under RCW 26.09.105.

1 (2) This section shall not be construed to limit the authority of
2 the court to enter or modify support orders containing provisions for
3 payment of uninsured health expenses, health costs, or insurance
4 premiums which are in addition to and not inconsistent with this
5 section. (~~"Health insurance coverage" as used in this section does~~
6 ~~not include medical assistance provided under chapter 74.09 RCW.~~)

7 (3) A parent ordered to provide health (~~(insurance)~~) care
8 coverage shall provide proof of such coverage or proof that such
9 coverage is unavailable within twenty days of the entry of the order
10 to:

11 (a) The physical custodian; or

12 (b) The department of social and health services if the parent
13 has been notified or ordered to make support payments to the
14 Washington state support registry.

15 (4) Every order requiring a parent to provide health
16 (~~(insurance)~~) care coverage shall be entered in compliance with RCW
17 26.23.050 and be subject to direct enforcement as provided under
18 chapter 26.18 RCW.

19 **Sec. 106.** RCW 26.26.375 and 2011 c 283 s 20 are each amended to
20 read as follows:

21 (1) After the period for rescission of an acknowledgment of
22 paternity provided in RCW 26.26.330 has passed, a parent executing an
23 acknowledgment of paternity of the child named therein may commence a
24 judicial proceeding for:

25 (a) Making residential provisions or a parenting plan with regard
26 to the minor child on the same basis as provided in chapter 26.09
27 RCW; or

28 (b) Establishing a child support obligation under chapter 26.19
29 RCW and maintaining health (~~(insurance)~~) care coverage under RCW
30 26.09.105.

31 (2) Pursuant to RCW 26.09.010(3), a proceeding authorized by this
32 section shall be titled "In re the parenting and support of...."

33 (3) Before the period for a challenge to the acknowledgment or
34 denial of paternity has elapsed under RCW 26.26.335, the petitioner
35 must specifically allege under penalty of perjury, to the best of the
36 petitioner's knowledge, that: (a) No man other than the man who
37 executed the acknowledgment of paternity is the father of the child;
38 (b) there is not currently pending a proceeding to adjudicate the
39 parentage of the child or that another man is adjudicated the child's

1 father; and (c) the petitioner has provided notice of the proceeding
2 to any other men who have claimed parentage of the child. Should the
3 respondent or any other person appearing in the action deny the
4 allegations, a permanent parenting plan or residential schedule may
5 not be entered for the child without the matter being converted to a
6 proceeding to challenge the acknowledgment of paternity under RCW
7 26.26.335 and 26.26.340. A copy of the acknowledgment of paternity or
8 the birth certificate issued by the state in which the child was born
9 must be filed with the petition or response. The court may convert
10 the matter to a proceeding to challenge the acknowledgment on its own
11 motion.

12 **Sec. 107.** RCW 74.20A.055 and 2009 c 476 s 7 are each amended to
13 read as follows:

14 (1) The secretary may, if there is no order that establishes the
15 responsible parent's support obligation or specifically relieves the
16 responsible parent of a support obligation or pursuant to an
17 establishment of paternity under chapter 26.26 RCW, serve on the
18 responsible parent or parents and custodial parent a notice and
19 finding of financial responsibility requiring the parents to appear
20 and show cause in an adjudicative proceeding why the finding of
21 responsibility and/or the amount thereof is incorrect, should not be
22 finally ordered, but should be rescinded or modified. This notice and
23 finding shall relate to the support debt accrued and/or accruing
24 under this chapter and/or RCW 26.16.205, including periodic payments
25 to be made in the future. The hearing shall be held pursuant to this
26 section, chapter 34.05 RCW, the Administrative Procedure Act, and the
27 rules of the department. A custodian who has physical custody of a
28 child has the same rights that a custodial parent has under this
29 section.

30 (2) The notice and finding of financial responsibility shall be
31 served in the same manner prescribed for the service of a summons in
32 a civil action or may be served on the responsible parent by
33 certified mail, return receipt requested. The receipt shall be prima
34 facie evidence of service. The notice shall be served upon the debtor
35 within sixty days from the date the state assumes responsibility for
36 the support of the dependent child or children on whose behalf
37 support is sought. If the notice is not served within sixty days from
38 such date, the department shall lose the right to reimbursement of
39 payments made after the sixty-day period and before the date of

1 notification: PROVIDED, That if the department exercises reasonable
2 efforts to locate the debtor and is unable to do so the entire sixty-
3 day period is tolled until such time as the debtor can be located.
4 The notice may be served upon the custodial parent who is the
5 nonassistance applicant or public assistance recipient by first-class
6 mail to the last known address. If the custodial parent is not the
7 nonassistance applicant or public assistance recipient, service shall
8 be in the same manner as for the responsible parent.

9 (3) The notice and finding of financial responsibility shall set
10 forth the amount the department has determined the responsible parent
11 owes, the support debt accrued and/or accruing, and periodic payments
12 to be made in the future. The notice and finding shall also include:

13 (a) A statement of the name of the custodial parent and the name
14 of the child or children for whom support is sought;

15 (b) A statement of the amount of periodic future support payments
16 as to which financial responsibility is alleged;

17 (c) A statement that the responsible parent or custodial parent
18 may object to all or any part of the notice and finding, and file an
19 application for an adjudicative proceeding to show cause why the
20 terms set forth in the notice should not be ordered;

21 (d) A statement that, if neither the responsible parent nor the
22 custodial parent files in a timely fashion an application for an
23 adjudicative proceeding, the support debt and payments stated in the
24 notice and finding, including periodic support payments in the
25 future, shall be assessed and determined and ordered by the
26 department and that this debt and amounts due under the notice shall
27 be subject to collection action;

28 (e) A statement that the property of the debtor, without further
29 advance notice or hearing, will be subject to lien and foreclosure,
30 distraint, seizure and sale, order to withhold and deliver, notice of
31 payroll deduction or other collection action to satisfy the debt and
32 enforce the support obligation established under the notice;

33 (f) A statement that ~~((either))~~ one or both parents are
34 responsible for either:

35 (i) Providing health ~~((insurance))~~ care coverage for ~~((his—or~~
36 ~~her))~~ the child if accessible coverage that can ~~((be—extended—to))~~
37 cover the child ~~((either))~~:

38 (A) Is available through ~~((private))~~ health insurance ~~((which is~~
39 ~~accessible to the child or through coverage that))~~ or public health
40 care coverage; or

1 (B) Is or becomes available to the parent through that parent's
2 employment or (~~(is union-related,)~~) union; or (~~(for)~~)

3 (ii) Paying a monthly payment toward the premium if no such
4 coverage is available, as provided under RCW 26.09.105.

5 (4) A responsible parent or custodial parent who objects to the
6 notice and finding of financial responsibility may file an
7 application for an adjudicative proceeding within twenty days of the
8 date of service of the notice or thereafter as provided under this
9 subsection.

10 (a) If the responsible parent or custodial parent files the
11 application within twenty days, the office of administrative hearings
12 shall schedule an adjudicative proceeding to hear the parent's or
13 parents' objection and determine the support obligation for the
14 entire period covered by the notice and finding of financial
15 responsibility. The filing of the application stays collection action
16 pending the entry of a final administrative order;

17 (b) If both the responsible parent and the custodial parent fail
18 to file an application within twenty days, the notice and finding
19 shall become a final administrative order. The amounts for current
20 and future support and the support debt stated in the notice are
21 final and subject to collection, except as provided under (c) and (d)
22 of this subsection;

23 (c) If the responsible parent or custodial parent files the
24 application more than twenty days after, but within one year of the
25 date of service, the office of administrative hearings shall schedule
26 an adjudicative proceeding to hear the parent's or parents' objection
27 and determine the support obligation for the entire period covered by
28 the notice and finding of financial responsibility. The filing of the
29 application does not stay further collection action, pending the
30 entry of a final administrative order, and does not affect any prior
31 collection action;

32 (d) If the responsible parent or custodial parent files the
33 application more than one year after the date of service, the office
34 of administrative hearings shall schedule an adjudicative proceeding
35 at which the parent who requested the late hearing must show good
36 cause for failure to file a timely application. The filing of the
37 application does not stay future collection action and does not
38 affect prior collection action:

1 (i) If the presiding officer finds that good cause exists, the
2 presiding officer shall proceed to hear the parent's objection to the
3 notice and determine the support obligation;

4 (ii) If the presiding officer finds that good cause does not
5 exist, the presiding officer shall treat the application as a
6 petition for prospective modification of the amount for current and
7 future support established under the notice and finding. In the
8 modification proceeding, the presiding officer shall set current and
9 future support under chapter 26.19 RCW. The petitioning parent need
10 show neither good cause nor a substantial change of circumstances to
11 justify modification of current and future support;

12 (e) If the responsible parent's support obligation was based upon
13 imputed median net income, the grant standard, or the family need
14 standard, the division of child support may file an application for
15 adjudicative proceeding more than twenty days after the date of
16 service of the notice. The office of administrative hearings shall
17 schedule an adjudicative proceeding and provide notice of the hearing
18 to the responsible parent and the custodial parent. The presiding
19 officer shall determine the support obligation for the entire period
20 covered by the notice, based upon credible evidence presented by the
21 division of child support, the responsible parent, or the custodial
22 parent, or may determine that the support obligation set forth in the
23 notice is correct. The division of child support demonstrates good
24 cause by showing that the responsible parent's support obligation was
25 based upon imputed median net income, the grant standard, or the
26 family need standard. The filing of the application by the division
27 of child support does not stay further collection action, pending the
28 entry of a final administrative order, and does not affect any prior
29 collection action.

30 (f) The department shall retain and/or shall not refund support
31 money collected more than twenty days after the date of service of
32 the notice. Money withheld as the result of collection action shall
33 be delivered to the department. The department shall distribute such
34 money, as provided in published rules.

35 (5) If an application for an adjudicative proceeding is filed,
36 the presiding or reviewing officer shall determine the past liability
37 and responsibility, if any, of the alleged responsible parent and
38 shall also determine the amount of periodic payments to be made in
39 the future, which amount is not limited by the amount of any public
40 assistance payment made to or for the benefit of the child. If

1 deviating from the child support schedule in making these
2 determinations, the presiding or reviewing officer shall apply the
3 standards contained in the child support schedule and enter written
4 findings of fact supporting the deviation.

5 (6) If either the responsible parent or the custodial parent
6 fails to attend or participate in the hearing or other stage of an
7 adjudicative proceeding, upon a showing of valid service, the
8 presiding officer shall enter an order of default against each party
9 who did not appear and may enter an administrative order declaring
10 the support debt and payment provisions stated in the notice and
11 finding of financial responsibility to be assessed and determined and
12 subject to collection action. The parties who appear may enter an
13 agreed settlement or consent order, which may be different than the
14 terms of the department's notice. Any party who appears may choose to
15 proceed to the hearing, after the conclusion of which the presiding
16 officer or reviewing officer may enter an order that is different
17 than the terms stated in the notice, if the obligation is supported
18 by credible evidence presented by any party at the hearing.

19 (7) The final administrative order establishing liability and/or
20 future periodic support payments shall be superseded upon entry of a
21 superior court order for support to the extent the superior court
22 order is inconsistent with the administrative order.

23 (8) Debts determined pursuant to this section, accrued and not
24 paid, are subject to collection action under this chapter without
25 further necessity of action by a presiding or reviewing officer.

26 (9) The department has rule-making authority to enact rules
27 consistent with 42 U.S.C. Sec. 652(f) and 42 U.S.C. Sec. 666(a)(19)
28 as amended by section 7307 of the deficit reduction act of 2005.
29 Additionally, the department has rule-making authority to implement
30 regulations required under 45 C.F.R. Parts 302, 303, 304, 305, and
31 308.

32 **Sec. 108.** RCW 74.20A.056 and 2009 c 476 s 8 are each amended to
33 read as follows:

34 (1) If an alleged father has signed an affidavit acknowledging
35 paternity which has been filed with the state registrar of vital
36 statistics before July 1, 1997, the division of child support may
37 serve a notice and finding of parental responsibility on him and the
38 custodial parent. Procedures for and responsibility resulting from
39 acknowledgments filed after July 1, 1997, are in subsections (8) and

1 (9) of this section. Service of the notice shall be in the same
2 manner as a summons in a civil action or by certified mail, return
3 receipt requested, on the alleged father. The custodial parent shall
4 be served by first-class mail to the last known address. If the
5 custodial parent is not the nonassistance applicant or public
6 assistance recipient, service shall be in the same manner as for the
7 responsible parent. The notice shall have attached to it a copy of
8 the affidavit or certification of birth record information advising
9 of the existence of a filed affidavit, provided by the state
10 registrar of vital statistics, and shall state that:

11 (a) Either or both parents are responsible for providing health
12 (~~insurance~~) care coverage for their child either through
13 (~~private~~) health insurance or public health care coverage, which is
14 accessible to the child, or through coverage that if coverage that
15 can be extended to cover the child is or becomes available to the
16 parent through employment or is union-related, or for paying a
17 monthly payment toward the premium if no such coverage is available,
18 as provided under RCW 26.09.105;

19 (b) The alleged father or custodial parent may file an
20 application for an adjudicative proceeding at which they both will be
21 required to appear and show cause why the amount stated in the notice
22 as to support is incorrect and should not be ordered;

23 (c) An alleged father or mother, if she is also the custodial
24 parent, may request that a blood or genetic test be administered to
25 determine whether such test would exclude him from being a natural
26 parent and, if not excluded, may subsequently request that the
27 division of child support initiate an action in superior court to
28 determine the existence of the parent-child relationship; and

29 (d) If neither the alleged father nor the custodial parent
30 requests that a blood or genetic test be administered or files an
31 application for an adjudicative proceeding, the amount of support
32 stated in the notice and finding of parental responsibility shall
33 become final, subject only to a subsequent determination under RCW
34 26.26.500 through 26.26.630 that the parent-child relationship does
35 not exist.

36 (2) An alleged father or custodial parent who objects to the
37 amount of support requested in the notice may file an application for
38 an adjudicative proceeding up to twenty days after the date the
39 notice was served. An application for an adjudicative proceeding may
40 be filed within one year of service of the notice and finding of

1 parental responsibility without the necessity for a showing of good
2 cause or upon a showing of good cause thereafter. An adjudicative
3 proceeding under this section shall be pursuant to RCW 74.20A.055.
4 The only issues shall be the amount of the accrued debt, the amount
5 of the current and future support obligation, and the reimbursement
6 of the costs of blood or genetic tests if advanced by the department.
7 A custodian who is not the parent of a child and who has physical
8 custody of a child has the same notice and hearing rights that a
9 custodial parent has under this section.

10 (3) If the application for an adjudicative proceeding is filed
11 within twenty days of service of the notice, collection action shall
12 be stayed pending a final decision by the department. If no
13 application is filed within twenty days:

14 (a) The amounts in the notice shall become final and the debt
15 created therein shall be subject to collection action; and

16 (b) Any amounts so collected shall neither be refunded nor
17 returned if the alleged father is later found not to be a responsible
18 parent.

19 (4) An alleged father or the mother, if she is also the custodial
20 parent, may request that a blood or genetic test be administered at
21 any time. The request for testing shall be in writing, or as the
22 department may specify by rule, and served on the division of child
23 support. If a request for testing is made, the department shall
24 arrange for the test and, pursuant to rules adopted by the
25 department, may advance the cost of such testing. The department
26 shall mail a copy of the test results by certified mail, return
27 receipt requested, to the alleged father's and mother's, if she is
28 also the custodial parent, last known address.

29 (5) If the test excludes the alleged father from being a natural
30 parent, the division of child support shall file a copy of the
31 results with the state registrar of vital statistics and shall
32 dismiss any pending administrative collection proceedings based upon
33 the affidavit in issue. The state registrar of vital statistics shall
34 remove the alleged father's name from the birth certificate and
35 change the child's surname to be the same as the mother's maiden name
36 as stated on the birth certificate, or any other name which the
37 mother may select.

38 (6) The alleged father or mother, if she is also the custodial
39 parent, may, within twenty days after the date of receipt of the test
40 results, request the division of child support to initiate an action

1 under RCW 26.26.500 through 26.26.630 to determine the existence of
2 the parent-child relationship. If the division of child support
3 initiates a superior court action at the request of the alleged
4 father or mother and the decision of the court is that the alleged
5 father is a natural parent, the parent who requested the test shall
6 be liable for court costs incurred.

7 (7) If the alleged father or mother, if she is also the custodial
8 parent, does not request the division of child support to initiate a
9 superior court action, or fails to appear and cooperate with blood or
10 genetic testing, the notice of parental responsibility shall become
11 final for all intents and purposes and may be overturned only by a
12 subsequent superior court order entered under RCW 26.26.500 through
13 26.26.630.

14 (8)(a) Subsections (1) through (7) of this section do not apply
15 to acknowledgments of paternity filed with the state registrar of
16 vital statistics after July 1, 1997.

17 (b) If an acknowledged father has signed an acknowledgment of
18 paternity that has been filed with the state registrar of vital
19 statistics after July 1, 1997:

20 (i) The division of child support may serve a notice and finding
21 of financial responsibility under RCW 74.20A.055 based on the
22 acknowledgment. The division of child support shall attach a copy of
23 the acknowledgment or certification of the birth record information
24 advising of the existence of a filed acknowledgment of paternity to
25 the notice;

26 (ii) The notice shall include a statement that the acknowledged
27 father or any other signatory may commence a proceeding in court to
28 rescind or challenge the acknowledgment or denial of paternity under
29 RCW 26.26.330 and 26.26.335;

30 (iii) A statement that either or both parents are responsible for
31 providing health ((insurance)) care coverage for ((his or her)) the
32 child if accessible coverage that can be extended to cover the child
33 is or becomes available to the parent through employment or is union-
34 related as provided under RCW 26.09.105; and

35 (iv) The party commencing the action to rescind or challenge the
36 acknowledgment or denial must serve notice on the division of child
37 support and the office of the prosecuting attorney in the county in
38 which the proceeding is commenced. Commencement of a proceeding to
39 rescind or challenge the acknowledgment or denial stays the

1 establishment of the notice and finding of financial responsibility,
2 if the notice has not yet become a final order.

3 (c) If neither the acknowledged father nor the other party to the
4 notice files an application for an adjudicative proceeding or the
5 signatories to the acknowledgment or denial do not commence a
6 proceeding to rescind or challenge the acknowledgment of paternity,
7 the amount of support stated in the notice and finding of financial
8 responsibility becomes final, subject only to a subsequent
9 determination under RCW 26.26.500 through 26.26.630 that the parent-
10 child relationship does not exist. The division of child support does
11 not refund nor return any amounts collected under a notice that
12 becomes final under this section or RCW 74.20A.055, even if a court
13 later determines that the acknowledgment is void.

14 (d) An acknowledged father or other party to the notice who
15 objects to the amount of support requested in the notice may file an
16 application for an adjudicative proceeding up to twenty days after
17 the date the notice was served. An application for an adjudicative
18 proceeding may be filed within one year of service of the notice and
19 finding of parental responsibility without the necessity for a
20 showing of good cause or upon a showing of good cause thereafter. An
21 adjudicative proceeding under this section shall be pursuant to RCW
22 74.20A.055. The only issues shall be the amount of the accrued debt
23 and the amount of the current and future support obligation.

24 (i) If the application for an adjudicative proceeding is filed
25 within twenty days of service of the notice, collection action shall
26 be stayed pending a final decision by the department.

27 (ii) If the application for an adjudicative proceeding is not
28 filed within twenty days of the service of the notice, any amounts
29 collected under the notice shall be neither refunded nor returned if
30 the alleged father is later found not to be a responsible parent.

31 (e) If neither the acknowledged father nor the custodial parent
32 requests an adjudicative proceeding, or if no timely action is
33 brought to rescind or challenge the acknowledgment or denial after
34 service of the notice, the notice of financial responsibility becomes
35 final for all intents and purposes and may be overturned only by a
36 subsequent superior court order entered under RCW 26.26.500 through
37 26.26.630.

38 (9) Acknowledgments of paternity that are filed after July 1,
39 1997, are subject to requirements of chapters 26.26, the uniform
40 parentage act, and 70.58 RCW.

1 (10) The department and the department of health may adopt rules
2 to implement the requirements under this section.

3 (11) The department has rule-making authority to enact rules
4 consistent with 42 U.S.C. Sec. 652(f) and 42 U.S.C. Sec. 666(a)(19)
5 as amended by section 7307 of the deficit reduction act of 2005.
6 Additionally, the department has rule-making authority to implement
7 regulations required under 45 C.F.R. Parts 302, 303, 304, 305, and
8 308.

9 **Sec. 109.** RCW 74.20A.059 and 2009 c 476 s 9 are each amended to
10 read as follows:

11 (1) The department, the physical custodian, or the responsible
12 parent may petition for a prospective modification of a final
13 administrative order if:

14 (a) The administrative order has not been superseded by a
15 superior court order; and

16 (b) There has been a substantial change of circumstances, except
17 as provided under RCW 74.20A.055(4)(d).

18 (2) An order of child support may be modified one year or more
19 after it has been entered without showing a substantial change of
20 circumstances:

21 (a) If the order in practice works a severe economic hardship on
22 either party or the child; or

23 (b) If a party requests an adjustment in an order for child
24 support that was based on guidelines which determined the amount of
25 support according to the child's age, and the child is no longer in
26 the age category on which the current support amount was based; or

27 (c) If a child is a full-time student and reasonably expected to
28 complete secondary school or the equivalent level of vocational or
29 technical training before the child becomes nineteen years of age
30 upon a finding that there is a need to extend support beyond the
31 eighteenth birthday.

32 (3) An order may be modified without showing a substantial change
33 of circumstances if the requested modification is to:

34 (a) Require medical support under RCW 26.09.105 for a child
35 covered by the order; or

36 (b) Modify an existing order for health (~~insurance~~) care
37 coverage.

1 (4) Support orders may be adjusted once every twenty-four months
2 based upon changes in the income of the parents without a showing of
3 substantially changed circumstances.

4 (5)(a) All administrative orders entered on, before, or after
5 September 1, 1991, may be modified based upon changes in the child
6 support schedule established in chapter 26.19 RCW without a
7 substantial change of circumstances. The petition may be filed based
8 on changes in the child support schedule after twelve months has
9 expired from the entry of the administrative order or the most recent
10 modification order setting child support, whichever is later.
11 However, if a party is granted relief under this provision, twenty-
12 four months must pass before another petition for modification may be
13 filed pursuant to subsection (4) of this section.

14 (b) If, pursuant to subsection (4) of this section or (a) of this
15 subsection, the order modifies a child support obligation by more
16 than thirty percent and the change would cause significant hardship,
17 the change may be implemented in two equal increments, one at the
18 time of the entry of the order and the second six months from the
19 entry of the order. Twenty-four months must pass following the second
20 change before a petition for modification under subsection (4) of
21 this section may be filed.

22 (6) An increase in the wage or salary of the parent or custodian
23 who is receiving the support transfer payments is not a substantial
24 change in circumstances for purposes of modification under subsection
25 (1)(b) of this section. An obligor's voluntary unemployment or
26 voluntary underemployment, by itself, is not a substantial change of
27 circumstances.

28 (7) The department shall file the petition and a supporting
29 affidavit with the secretary or the secretary's designee when the
30 department petitions for modification.

31 (8) The responsible parent or the physical custodian shall follow
32 the procedures in this chapter for filing an application for an
33 adjudicative proceeding to petition for modification.

34 (9) Upon the filing of a proper petition or application, the
35 secretary or the secretary's designee shall issue an order directing
36 each party to appear and show cause why the order should not be
37 modified.

38 (10) If the presiding or reviewing officer finds a modification
39 is appropriate, the officer shall modify the order and set current
40 and future support under chapter 26.19 RCW.

1 (b) "Income withholding order" means an order to withhold income,
2 order to withhold and deliver, or notice of payroll deduction issued
3 under this chapter or chapter 26.10, 26.18, 74.20, or 74.20A RCW.

4 (c) "Payroll processor" means a person, entity, agent, or company
5 which provides payroll services to an employer or other business such
6 as calculating paychecks and providing electronic funds transfer
7 services for payments to employees and other entities.

8 (2) Except as provided in subsection (4) of this section, an
9 employer or other business that has received an income withholding
10 order from the department of social and health services requiring
11 payment to the Washington state support registry must remit payments
12 through electronic funds transfer when the following conditions
13 apply:

14 (a) The income withholding order applies to a person who is
15 either an employee or contractor of the business, and the employer or
16 business has:

17 (i) Ten or more employees; or

18 (ii) Ten or more contractors;

19 (b) The employer or business has received an income withholding
20 order for more than one employee or contractor, even if the employer
21 or business has fewer than ten employees or contractors, but has
22 received an income withholding order for more than one employee or
23 contractor;

24 (c) The employer or business uses a payroll processor to handle
25 its payroll, payment, and tax processes and the payroll processor has
26 the capacity to transmit payments through electronic funds transfer;
27 or

28 (d) The employer or business is required by the department of
29 revenue to file and pay taxes electronically under RCW 82.32.080.

30 (3) All electronic funds transfer payments must identify the
31 person from whom the payment was withheld, the amount of the payment,
32 the person's identifying number assigned by the division of child
33 support, or the division of child support case number to which the
34 payment is to be applied. If a business, employer, or payroll
35 processor required to remit payments by electronic funds transfer
36 under this section fails to comply with this requirement, the
37 division of child support may issue a notice of noncompliance
38 pursuant to RCW 74.20A.350.

39 (4) The department may waive the requirement to remit payments
40 electronically for a business, employer, or payroll processor that is

1 unable to comply despite good faith efforts or due to circumstances
2 beyond that entity's reasonable control. Grounds for approving a
3 waiver include, but are not limited to, circumstances in which:

4 (a) The business, employer, or payroll processor does not have a
5 computer that meets the minimum standards necessary for electronic
6 remittance;

7 (b) Additional time is needed to program the entity's computer;

8 (c) The business, employer, or payroll processor does not
9 currently file data electronically with any business or government
10 agency;

11 (d) Compliance conflicts with the entity's business procedures;

12 (e) Compliance would cause a financial hardship.

13 (5) The department has the discretion to terminate a waiver
14 granted under subsection (4) of this section if:

15 (a) The business or employer has received at least one income
16 withholding order for a person or employee and has failed to withhold
17 or failed to withhold within the time provided in the order at least
18 twice;

19 (b) The business, employer, or payroll processor has submitted at
20 least one dishonored check; or

21 (c) The business, employer, or payroll processor continues to
22 incorrectly identify withholdings or makes other errors that affect
23 proper distribution of the support, despite contact and information
24 from the department on how to correct the error.

25 (6) The department of social and health services has rule-making
26 authority to enact rules in compliance with this section, including,
27 but not limited to:

28 (a) The necessary conditions required for a business, employer,
29 or payroll processor to electronically remit child support payments
30 to the Washington state support registry;

31 (b) Options for electronic funds transfers and the process by
32 which one must comply in order to establish such payment
33 arrangements;

34 (c) Which types of payment meet the definition of electronic
35 funds transfer; and

36 (d) Reasons for exemption from the requirement to remit funds by
37 electronic funds transfer.

38 **Sec. 202.** RCW 74.20A.350 and 1997 c 58 s 893 are each amended to
39 read as follows:

1 (1) The division of child support may issue a notice of
2 noncompliance to any person, firm, entity, or agency of state or
3 federal government that the division believes is not complying with:

4 (a) A notice of payroll deduction issued under chapter 26.23 RCW;

5 (b) A lien, order to withhold and deliver, or assignment of
6 earnings issued under this chapter;

7 (c) Any other wage assignment, garnishment, attachment, or
8 withholding instrument properly served by the agency or firm
9 providing child support enforcement services for another state, under
10 Title IV-D of the federal social security act;

11 (d) A subpoena issued by the division of child support, or the
12 agency or firm providing child support enforcement for another state,
13 under Title IV-D of the federal social security act;

14 (e) An information request issued by the division of child
15 support, or the agency or firm providing child support enforcement
16 for another state under Title IV-D of the federal social security
17 act, to an employer or entity required to respond to such requests
18 under RCW 74.20A.360; (~~(e)~~)

19 (f) The duty to report newly hired employees imposed by RCW
20 26.23.040; or

21 (g) The duty of a business, employer, or payroll processor that
22 has received an income withholding order from the department of
23 social and health services requiring payment to the Washington state
24 support registry to remit withheld funds by electronic means imposed
25 by section 201 of this act.

26 (2) Liability for noncompliance with a wage withholding,
27 garnishment, order to withhold and deliver, or any other lien or
28 attachment issued to secure payment of child support is governed by
29 RCW 26.23.090 and 74.20A.100, except that liability for noncompliance
30 with remittance time frames is governed by subsection (~~(3)~~) (4) of
31 this section.

32 (3) Fines for noncompliance by a business, employer, or payroll
33 processor with the duty to remit withheld funds by electronic means
34 imposed by section 201 of this act are governed by subsection (4)(c)
35 of this section.

36 (4) The division of child support may impose fines of up to one
37 hundred dollars per occurrence for:

38 (a) Noncompliance with a subpoena or an information request
39 issued by the division of child support, or the agency or firm

1 providing child support enforcement services for another state under
2 Title IV-D of the federal social security act;

3 (b) Noncompliance with the required time frames for remitting
4 withheld support moneys to the Washington state support registry, or
5 the agency or firm providing child support enforcement services for
6 another state, except that no liability shall be established for
7 failure to make timely remittance unless the division of child
8 support has provided the person, firm, entity, or agency of state or
9 federal government with written warning:

10 (i) Explaining the duty to remit withheld payments promptly;

11 (ii) Explaining the potential for fines for delayed submission;

12 and

13 (iii) Providing a contact person within the division of child
14 support with whom the person, firm, entity, or agency of state or
15 federal government may seek assistance with child support withholding
16 issues;

17 (c) A business, employer, or payroll processor's noncompliance
18 with the duty to remit withheld funds by electronic means imposed by
19 section 201 of this act. The division of child support may not impose
20 fines for failure to comply with this requirement unless it has
21 provided the person, firm, entity, or agency of state or federal
22 government with written warning:

23 (i) Explaining the duty to remit withheld payments by electronic
24 means;

25 (ii) Explaining the potential for fines for failure to remit
26 withheld payments by electronic means when required under section 201
27 of this act; and

28 (iii) Providing a contact person within the division of child
29 support with whom the person, firm, entity, or agency of state or
30 federal government may seek assistance with child support withholding
31 issues.

32 ~~((4))~~ (5) The division of child support may assess fines
33 according to RCW 26.23.040 for failure to comply with employer
34 reporting requirements.

35 ~~((5))~~ (6) The division of child support may suspend licenses
36 for failure to comply with a subpoena issued under RCW 74.20.225.

37 ~~((6))~~ (7) The division of child support may serve a notice of
38 noncompliance by personal service or by any method of mailing
39 requiring a return receipt.

1 (~~(7)~~) (8) The liability asserted by the division of child
2 support in the notice of noncompliance becomes final and collectible
3 on the twenty-first day after the date of service, unless within that
4 time the person, firm, entity, or agency of state or federal
5 government:

6 (a) Initiates an action in superior court to contest the notice
7 of noncompliance;

8 (b) Requests a hearing by delivering a hearing request to the
9 division of child support in accordance with rules adopted by the
10 secretary under this section; or

11 (c) Contacts the division of child support and negotiates an
12 alternate resolution to the asserted noncompliance or demonstrates
13 that the person, firm, entity, or agency of state or federal
14 government has complied with the child support processes.

15 (~~(8)~~) (9) The notice of noncompliance shall contain:

16 (a) A full and fair disclosure of the rights and obligations
17 created by this section; and

18 (b) Identification of the:

19 (i) Child support process with respect to which the division of
20 child support is alleging noncompliance; and

21 (ii) State child support enforcement agency issuing the original
22 child support process.

23 (~~(9)~~) (10) In an administrative hearing convened under
24 subsection (~~(7)~~) (8)(b) of this section, the presiding officer
25 shall determine whether or not, and to what extent, liability for
26 noncompliance exists under this section, and shall enter an order
27 containing these findings. If liability does exist, the presiding
28 officer shall include language in the order advising the parties to
29 the proceeding that the liability may be collected by any means
30 available to the division of child support under subsection (~~(12)~~)
31 (13) of this section without further notice to the liable party.

32 (~~(10)~~) (11) Hearings under this section are governed by the
33 administrative procedure act, chapter 34.05 RCW.

34 (~~(11)~~) (12) After the twenty days following service of the
35 notice, the person, firm, entity, or agency of state or federal
36 government may petition for a late hearing. A petition for a late
37 hearing does not stay any collection action to recover the debt. A
38 late hearing is available upon a showing of any of the grounds stated
39 in civil rule 60 for the vacation of orders.

1	1000	220	272	171	211
2	1100	242	299	188	232
3	1200	264	326	205	253
4	1300	285	352	221	274
5	1400	307	379	238	294
6	1500	327	404	254	313
7	1600	347	428	269	333
8	1700	367	453	285	352
9	1800	387	478	300	371
10	1900	407	503	316	390
11	2000	427	527	331	409
12	2100	447	552	347	429
13	2200	467	577	362	448
14	2300	487	601	378	467
15	2400	506	626	393	486
16	2500	526	650	408	505
17	2600	534	661	416	513
18	2700	542	670	421	520
19	2800	549	679	427	527
20	2900	556	686	431	533
21	3000	561	693	436	538
22	3100	566	699	439	543
23	3200	569	704	442	546
24	3300	573	708	445	549
25	3400	574	710	446	551
26	3500	575	711	447	552
27	3600	577	712	448	553
28	3700	578	713	449	554
29	3800	581	719	452	558
30	3900	596	736	463	572
31	4000	609	753	473	584
32	4100	623	770	484	598
33	4200	638	788	495	611
34	4300	651	805	506	625
35	4400	664	821	516	637
36	4500	677	836	525	649

1	4600	689	851	535	661
2	4700	701	866	545	673
3	4800	713	882	554	685
4	4900	726	897	564	697
5	5000	738	912	574	708
6	5100	751	928	584	720
7	5200	763	943	593	732
8	5300	776	959	602	744
9	5400	788	974	612	756
10	5500	800	989	622	768
11	5600	812	1004	632	779
12	5700	825	1019	641	791
13	5800	837	1035	650	803
14	5900	850	1050	660	815
15	6000	862	1065	670	827
16	6100	875	1081	680	839
17	6200	887	1096	689	851
18	6300	899	1112	699	863
19	6400	911	1127	709	875
20	6500	924	1142	718	887
21	6600	936	1157	728	899
22	6700	949	1172	737	911
23	6800	961	1188	747	923
24	6900	974	1203	757	935
25	7000	986	1218	767	946
26	7100	998	1233	776	958
27	7200	1009	1248	785	971
28	7300	1021	1262	794	982
29	7400	1033	1276	803	993
30	7500	1044	1290	812	1004
31	7600	1055	1305	821	1015
32	7700	1067	1319	830	1026
33	7800	1078	1333	839	1037
34	7900	1089	1346	848	1048
35	8000	1100	1360	857	1059
36	8100	1112	1374	865	1069

1	8200	1123	1387	874	1080
2	8300	1134	1401	882	1091
3	8400	1144	1414	891	1101
4	8500	1155	1428	899	1112
5	8600	1166	1441	908	1122
6	8700	1177	1454	916	1133
7	8800	1187	1467	925	1143
8	8900	1198	1481	933	1153
9	9000	1208	1493	941	1163
10	9100	1219	1506	949	1173
11	9200	1229	1519	957	1183
12	9300	1239	1532	966	1193
13	9400	1250	1545	974	1203
14	9500	1260	1557	982	1213
15	9600	1270	1570	989	1223
16	9700	1280	1582	997	1233
17	9800	1290	1594	1005	1242
18	9900	1300	1606	1013	1252
19	10000	1310	1619	1021	1262
20	10100	1319	1631	1028	1271
21	10200	1329	1643	1036	1281
22	10300	1339	1655	1044	1290
23	10400	1348	1666	1051	1299
24	10500	1358	1678	1059	1308
25	10600	1367	1690	1066	1318
26	10700	1377	1701	1073	1327
27	10800	1386	1713	1081	1336
28	10900	1395	1724	1088	1345
29	11000	1404	1736	1095	1354
30	11100	1413	1747	1102	1363
31	11200	1422	1758	1110	1371
32	11300	1431	1769	1117	1380
33	11400	1440	1780	1124	1389
34	11500	1449	1791	1131	1398
35	11600	1458	1802	1138	1406
36	11700	1467	1813	1145	1415

1	11800	1475	1823	1151	1423		
2	11900	1484	1834	1158	1431		
3	12000	1492	1844	1165	1440		
4	COMBINED						
5	MONTHLY	THREE		FOUR		FIVE	
6	NET	CHILDREN		CHILDREN		CHILDREN	
7	INCOME	FAMILY		FAMILY		FAMILY	
8		A	B	A	B	A	B
9							
10		For income less than \$1000 the obligation					
11		is based upon the resources and living					
12		expenses of each household. Minimum					
13		support may not be less than \$50 per child					
14		per month except when allowed by RCW					
15		26.19.065(2).					
16	1000	143	177	121	149	105	130
17	1100	157	194	133	164	116	143
18	1200	171	211	144	179	126	156
19	1300	185	228	156	193	136	168
20	1400	199	246	168	208	147	181
21	1500	212	262	179	221	156	193
22	1600	225	278	190	235	166	205
23	1700	238	294	201	248	175	217
24	1800	251	310	212	262	185	228
25	1900	264	326	223	275	194	240
26	2000	277	342	234	289	204	252
27	2100	289	358	245	303	213	264
28	2200	302	374	256	316	223	276
29	2300	315	390	267	330	233	288
30	2400	328	406	278	343	242	299
31	2500	341	421	288	356	251	311
32	2600	346	428	293	362	256	316
33	2700	351	435	298	368	259	321

1	2800	356	440	301	372	262	324
2	2900	360	445	305	376	266	328
3	3000	364	449	308	380	268	331
4	3100	367	453	310	383	270	334
5	3200	369	457	312	386	272	336
6	3300	371	459	314	388	273	339
7	3400	372	460	315	389	274	340
8	3500	373	461	316	390	275	341
9	3600	374	462	317	391	276	342
10	3700	375	463	318	392	277	343
11	3800	377	466	319	394	278	344
12	3900	386	477	326	404	284	352
13	4000	395	488	334	413	291	360
14	4100	404	500	341	422	298	368
15	4200	413	511	350	431	305	377
16	4300	422	522	357	441	311	385
17	4400	431	532	364	449	317	392
18	4500	438	542	371	458	323	400
19	4600	446	552	377	467	329	407
20	4700	455	562	384	475	335	414
21	4800	463	572	391	483	341	422
22	4900	470	581	398	491	347	429
23	5000	479	592	404	500	353	437
24	5100	487	602	411	509	359	443
25	5200	494	611	418	517	365	451
26	5300	503	621	425	525	371	458
27	5400	511	632	432	533	377	466
28	5500	518	641	439	542	383	473
29	5600	527	651	446	551	389	480
30	5700	535	661	452	559	395	488
31	5800	543	671	459	567	401	495
32	5900	551	681	466	575	407	502

1	6000	559	691	473	584	413	509
2	6100	567	701	479	593	418	517
3	6200	575	710	486	601	424	524
4	6300	583	721	493	609	430	532
5	6400	591	731	500	617	436	539
6	6500	599	740	506	626	442	546
7	6600	607	750	513	635	448	554
8	6700	615	761	520	643	454	561
9	6800	623	770	527	651	460	568
10	6900	631	780	533	659	466	575
11	7000	639	790	540	668	472	583
12	7100	647	800	547	677	478	591
13	7200	654	809	554	684	484	598
14	7300	662	818	560	693	490	605
15	7400	670	828	567	701	496	613
16	7500	677	837	574	709	502	620
17	7600	685	846	581	718	507	627
18	7700	692	855	587	726	513	634
19	7800	700	865	594	734	519	642
20	7900	707	874	601	742	525	649
21	8000	714	883	607	750	531	656
22	8100	722	892	614	759	536	663
23	8200	729	901	620	767	542	670
24	8300	736	910	627	775	548	677
25	8400	743	919	633	783	553	684
26	8500	750	928	640	791	559	691
27	8600	758	936	646	799	565	698
28	8700	765	945	653	807	570	705
29	8800	772	954	659	815	576	712
30	8900	779	962	665	822	582	719
31	9000	786	971	672	830	587	726
32	9100	792	980	678	838	593	732

1	9200	799	988	684	846	598	739
2	9300	806	996	691	854	604	746
3	9400	813	1005	697	861	609	753
4	9500	820	1013	703	869	614	759
5	9600	826	1021	709	877	620	766
6	9700	833	1030	716	884	625	773
7	9800	840	1038	722	892	631	779
8	9900	846	1046	728	900	636	786
9	10000	853	1054	734	907	641	793
10	10100	859	1062	740	915	647	799
11	10200	866	1070	746	922	652	806
12	10300	872	1078	752	930	657	812
13	10400	879	1086	758	937	662	819
14	10500	885	1094	764	944	668	825
15	10600	891	1102	770	952	673	832
16	10700	898	1109	776	959	678	838
17	10800	904	1117	782	966	683	844
18	10900	910	1125	788	974	688	851
19	11000	916	1132	794	981	693	857
20	11100	922	1140	799	988	698	863
21	11200	928	1147	805	995	703	869
22	11300	934	1155	811	1002	708	876
23	11400	940	1162	817	1009	714	882
24	11500	946	1170	822	1017	719	888
25	11600	952	1177	828	1024	723	894
26	11700	958	1184	834	1031	728	900
27	11800	964	1191	839	1038	733	906
28	11900	970	1199	845	1045	738	912
29	12000	975	1206	851	1051	743	919))

ECONOMIC TABLE

MONTHLY BASIC SUPPORT OBLIGATION

PER CHILD

1	<u>COMBINED</u>		
2	<u>MONTHLY</u>	<u>ONE</u>	<u>TWO</u>
3	<u>NET</u>	<u>CHILD</u>	<u>CHILDREN</u>
4	<u>INCOME</u>	<u>FAMILY</u>	<u>FAMILY</u>

5

6 For income less than \$1000 the obligation is based upon
7 the resources and living expenses of each household.
8 Minimum support may not be less than \$50 per child per
9 month except when allowed by RCW 26.19.065(2).

10	<u>1000</u>	<u>216</u>	<u>167</u>
11	<u>1100</u>	<u>238</u>	<u>184</u>
12	<u>1200</u>	<u>260</u>	<u>200</u>
13	<u>1300</u>	<u>281</u>	<u>217</u>
14	<u>1400</u>	<u>303</u>	<u>234</u>
15	<u>1500</u>	<u>325</u>	<u>251</u>
16	<u>1600</u>	<u>346</u>	<u>267</u>
17	<u>1700</u>	<u>368</u>	<u>284</u>
18	<u>1800</u>	<u>390</u>	<u>301</u>
19	<u>1900</u>	<u>412</u>	<u>317</u>
20	<u>2000</u>	<u>433</u>	<u>334</u>
21	<u>2100</u>	<u>455</u>	<u>350</u>
22	<u>2200</u>	<u>477</u>	<u>367</u>
23	<u>2300</u>	<u>499</u>	<u>384</u>
24	<u>2400</u>	<u>521</u>	<u>400</u>
25	<u>2500</u>	<u>543</u>	<u>417</u>
26	<u>2600</u>	<u>565</u>	<u>433</u>
27	<u>2700</u>	<u>587</u>	<u>450</u>
28	<u>2800</u>	<u>609</u>	<u>467</u>
29	<u>2900</u>	<u>630</u>	<u>483</u>
30	<u>3000</u>	<u>652</u>	<u>500</u>
31	<u>3100</u>	<u>674</u>	<u>516</u>
32	<u>3200</u>	<u>696</u>	<u>533</u>
33	<u>3300</u>	<u>718</u>	<u>550</u>

1	<u>3400</u>	<u>740</u>	<u>566</u>
2	<u>3500</u>	<u>762</u>	<u>583</u>
3	<u>3600</u>	<u>784</u>	<u>599</u>
4	<u>3700</u>	<u>803</u>	<u>614</u>
5	<u>3800</u>	<u>816</u>	<u>624</u>
6	<u>3900</u>	<u>830</u>	<u>634</u>
7	<u>4000</u>	<u>843</u>	<u>643</u>
8	<u>4100</u>	<u>857</u>	<u>653</u>
9	<u>4200</u>	<u>867</u>	<u>660</u>
10	<u>4300</u>	<u>877</u>	<u>668</u>
11	<u>4400</u>	<u>887</u>	<u>675</u>
12	<u>4500</u>	<u>896</u>	<u>682</u>
13	<u>4600</u>	<u>906</u>	<u>689</u>
14	<u>4700</u>	<u>916</u>	<u>697</u>
15	<u>4800</u>	<u>927</u>	<u>705</u>
16	<u>4900</u>	<u>939</u>	<u>714</u>
17	<u>5000</u>	<u>951</u>	<u>723</u>
18	<u>5100</u>	<u>963</u>	<u>732</u>
19	<u>5200</u>	<u>975</u>	<u>741</u>
20	<u>5300</u>	<u>987</u>	<u>750</u>
21	<u>5400</u>	<u>999</u>	<u>759</u>
22	<u>5500</u>	<u>1011</u>	<u>768</u>
23	<u>5600</u>	<u>1023</u>	<u>777</u>
24	<u>5700</u>	<u>1030</u>	<u>782</u>
25	<u>5800</u>	<u>1036</u>	<u>786</u>
26	<u>5900</u>	<u>1042</u>	<u>791</u>
27	<u>6000</u>	<u>1048</u>	<u>795</u>
28	<u>6100</u>	<u>1054</u>	<u>800</u>
29	<u>6200</u>	<u>1061</u>	<u>804</u>
30	<u>6300</u>	<u>1067</u>	<u>809</u>
31	<u>6400</u>	<u>1073</u>	<u>813</u>
32	<u>6500</u>	<u>1081</u>	<u>819</u>

1	<u>6600</u>	<u>1096</u>	<u>830</u>
2	<u>6700</u>	<u>1111</u>	<u>842</u>
3	<u>6800</u>	<u>1126</u>	<u>853</u>
4	<u>6900</u>	<u>1141</u>	<u>864</u>
5	<u>7000</u>	<u>1156</u>	<u>875</u>
6	<u>7100</u>	<u>1170</u>	<u>886</u>
7	<u>7200</u>	<u>1185</u>	<u>898</u>
8	<u>7300</u>	<u>1200</u>	<u>909</u>
9	<u>7400</u>	<u>1212</u>	<u>918</u>
10	<u>7500</u>	<u>1222</u>	<u>925</u>
11	<u>7600</u>	<u>1231</u>	<u>932</u>
12	<u>7700</u>	<u>1241</u>	<u>939</u>
13	<u>7800</u>	<u>1251</u>	<u>946</u>
14	<u>7900</u>	<u>1261</u>	<u>953</u>
15	<u>8000</u>	<u>1270</u>	<u>960</u>
16	<u>8100</u>	<u>1280</u>	<u>968</u>
17	<u>8200</u>	<u>1290</u>	<u>975</u>
18	<u>8300</u>	<u>1299</u>	<u>981</u>
19	<u>8400</u>	<u>1308</u>	<u>987</u>
20	<u>8500</u>	<u>1316</u>	<u>994</u>
21	<u>8600</u>	<u>1325</u>	<u>1000</u>
22	<u>8700</u>	<u>1334</u>	<u>1007</u>
23	<u>8800</u>	<u>1343</u>	<u>1013</u>
24	<u>8900</u>	<u>1352</u>	<u>1019</u>
25	<u>9000</u>	<u>1361</u>	<u>1026</u>
26	<u>9100</u>	<u>1370</u>	<u>1032</u>
27	<u>9200</u>	<u>1379</u>	<u>1040</u>
28	<u>9300</u>	<u>1387</u>	<u>1047</u>
29	<u>9400</u>	<u>1396</u>	<u>1055</u>
30	<u>9500</u>	<u>1405</u>	<u>1062</u>
31	<u>9600</u>	<u>1414</u>	<u>1069</u>
32	<u>9700</u>	<u>1423</u>	<u>1077</u>

1	<u>9800</u>	<u>1432</u>	<u>1084</u>
2	<u>9900</u>	<u>1441</u>	<u>1092</u>
3	<u>10000</u>	<u>1451</u>	<u>1099</u>
4	<u>10100</u>	<u>1462</u>	<u>1107</u>
5	<u>10200</u>	<u>1473</u>	<u>1114</u>
6	<u>10300</u>	<u>1484</u>	<u>1122</u>
7	<u>10400</u>	<u>1495</u>	<u>1129</u>
8	<u>10500</u>	<u>1507</u>	<u>1136</u>
9	<u>10600</u>	<u>1518</u>	<u>1144</u>
10	<u>10700</u>	<u>1529</u>	<u>1151</u>
11	<u>10800</u>	<u>1539</u>	<u>1159</u>
12	<u>10900</u>	<u>1542</u>	<u>1161</u>
13	<u>11000</u>	<u>1545</u>	<u>1164</u>
14	<u>11100</u>	<u>1548</u>	<u>1166</u>
15	<u>11200</u>	<u>1551</u>	<u>1169</u>
16	<u>11300</u>	<u>1554</u>	<u>1172</u>
17	<u>11400</u>	<u>1556</u>	<u>1174</u>
18	<u>11500</u>	<u>1559</u>	<u>1177</u>
19	<u>11600</u>	<u>1562</u>	<u>1179</u>
20	<u>11700</u>	<u>1565</u>	<u>1182</u>
21	<u>11800</u>	<u>1568</u>	<u>1184</u>
22	<u>11900</u>	<u>1571</u>	<u>1187</u>
23	<u>12000</u>	<u>1573</u>	<u>1190</u>

24				
25	<u>COMBINED</u>			
26	<u>MONTHLY</u>	<u>THREE</u>	<u>FOUR</u>	<u>FIVE</u>
27	<u>NET</u>	<u>CHILDREN</u>	<u>CHILDREN</u>	<u>CHILDREN</u>
28	<u>INCOME</u>	<u>FAMILY</u>	<u>FAMILY</u>	<u>FAMILY</u>

29

30 For income less than \$1000 the obligation is based upon

31 the resources and living expenses of each household.

32 Minimum support may not be less than \$50 per child per

33 month except when allowed by RCW 26.19.065(2).

1	<u>1000</u>	<u>136</u>	<u>114</u>	<u>100</u>
2	<u>1100</u>	<u>150</u>	<u>125</u>	<u>110</u>
3	<u>1200</u>	<u>163</u>	<u>137</u>	<u>120</u>
4	<u>1300</u>	<u>177</u>	<u>148</u>	<u>130</u>
5	<u>1400</u>	<u>191</u>	<u>160</u>	<u>141</u>
6	<u>1500</u>	<u>204</u>	<u>171</u>	<u>151</u>
7	<u>1600</u>	<u>218</u>	<u>182</u>	<u>161</u>
8	<u>1700</u>	<u>231</u>	<u>194</u>	<u>171</u>
9	<u>1800</u>	<u>245</u>	<u>205</u>	<u>180</u>
10	<u>1900</u>	<u>258</u>	<u>216</u>	<u>190</u>
11	<u>2000</u>	<u>271</u>	<u>227</u>	<u>200</u>
12	<u>2100</u>	<u>285</u>	<u>239</u>	<u>210</u>
13	<u>2200</u>	<u>298</u>	<u>250</u>	<u>220</u>
14	<u>2300</u>	<u>311</u>	<u>261</u>	<u>230</u>
15	<u>2400</u>	<u>325</u>	<u>272</u>	<u>239</u>
16	<u>2500</u>	<u>338</u>	<u>283</u>	<u>249</u>
17	<u>2600</u>	<u>351</u>	<u>294</u>	<u>259</u>
18	<u>2700</u>	<u>365</u>	<u>305</u>	<u>269</u>
19	<u>2800</u>	<u>378</u>	<u>317</u>	<u>279</u>
20	<u>2900</u>	<u>391</u>	<u>328</u>	<u>288</u>
21	<u>3000</u>	<u>405</u>	<u>339</u>	<u>298</u>
22	<u>3100</u>	<u>418</u>	<u>350</u>	<u>308</u>
23	<u>3200</u>	<u>431</u>	<u>361</u>	<u>318</u>
24	<u>3300</u>	<u>444</u>	<u>372</u>	<u>328</u>
25	<u>3400</u>	<u>458</u>	<u>384</u>	<u>337</u>
26	<u>3500</u>	<u>471</u>	<u>395</u>	<u>347</u>
27	<u>3600</u>	<u>484</u>	<u>406</u>	<u>357</u>
28	<u>3700</u>	<u>496</u>	<u>416</u>	<u>366</u>
29	<u>3800</u>	<u>503</u>	<u>422</u>	<u>371</u>
30	<u>3900</u>	<u>511</u>	<u>428</u>	<u>377</u>
31	<u>4000</u>	<u>518</u>	<u>434</u>	<u>382</u>
32	<u>4100</u>	<u>526</u>	<u>440</u>	<u>388</u>

1	<u>4200</u>	<u>531</u>	<u>445</u>	<u>392</u>
2	<u>4300</u>	<u>537</u>	<u>450</u>	<u>396</u>
3	<u>4400</u>	<u>543</u>	<u>455</u>	<u>400</u>
4	<u>4500</u>	<u>548</u>	<u>459</u>	<u>404</u>
5	<u>4600</u>	<u>554</u>	<u>464</u>	<u>408</u>
6	<u>4700</u>	<u>559</u>	<u>469</u>	<u>412</u>
7	<u>4800</u>	<u>566</u>	<u>474</u>	<u>417</u>
8	<u>4900</u>	<u>573</u>	<u>480</u>	<u>422</u>
9	<u>5000</u>	<u>580</u>	<u>486</u>	<u>428</u>
10	<u>5100</u>	<u>587</u>	<u>492</u>	<u>433</u>
11	<u>5200</u>	<u>594</u>	<u>498</u>	<u>438</u>
12	<u>5300</u>	<u>602</u>	<u>504</u>	<u>443</u>
13	<u>5400</u>	<u>609</u>	<u>510</u>	<u>449</u>
14	<u>5500</u>	<u>616</u>	<u>516</u>	<u>454</u>
15	<u>5600</u>	<u>623</u>	<u>522</u>	<u>459</u>
16	<u>5700</u>	<u>627</u>	<u>525</u>	<u>462</u>
17	<u>5800</u>	<u>630</u>	<u>528</u>	<u>465</u>
18	<u>5900</u>	<u>634</u>	<u>531</u>	<u>467</u>
19	<u>6000</u>	<u>637</u>	<u>534</u>	<u>470</u>
20	<u>6100</u>	<u>641</u>	<u>537</u>	<u>472</u>
21	<u>6200</u>	<u>644</u>	<u>540</u>	<u>475</u>
22	<u>6300</u>	<u>648</u>	<u>543</u>	<u>477</u>
23	<u>6400</u>	<u>651</u>	<u>545</u>	<u>480</u>
24	<u>6500</u>	<u>656</u>	<u>549</u>	<u>483</u>
25	<u>6600</u>	<u>665</u>	<u>557</u>	<u>490</u>
26	<u>6700</u>	<u>674</u>	<u>564</u>	<u>497</u>
27	<u>6800</u>	<u>683</u>	<u>572</u>	<u>503</u>
28	<u>6900</u>	<u>692</u>	<u>579</u>	<u>510</u>
29	<u>7000</u>	<u>701</u>	<u>587</u>	<u>516</u>
30	<u>7100</u>	<u>710</u>	<u>594</u>	<u>523</u>
31	<u>7200</u>	<u>719</u>	<u>602</u>	<u>530</u>
32	<u>7300</u>	<u>727</u>	<u>609</u>	<u>536</u>

1	<u>7400</u>	<u>734</u>	<u>615</u>	<u>541</u>
2	<u>7500</u>	<u>740</u>	<u>620</u>	<u>545</u>
3	<u>7600</u>	<u>745</u>	<u>624</u>	<u>549</u>
4	<u>7700</u>	<u>751</u>	<u>629</u>	<u>554</u>
5	<u>7800</u>	<u>756</u>	<u>634</u>	<u>558</u>
6	<u>7900</u>	<u>762</u>	<u>638</u>	<u>562</u>
7	<u>8000</u>	<u>767</u>	<u>643</u>	<u>566</u>
8	<u>8100</u>	<u>773</u>	<u>647</u>	<u>570</u>
9	<u>8200</u>	<u>778</u>	<u>652</u>	<u>574</u>
10	<u>8300</u>	<u>783</u>	<u>656</u>	<u>577</u>
11	<u>8400</u>	<u>788</u>	<u>660</u>	<u>581</u>
12	<u>8500</u>	<u>793</u>	<u>664</u>	<u>584</u>
13	<u>8600</u>	<u>797</u>	<u>668</u>	<u>588</u>
14	<u>8700</u>	<u>802</u>	<u>672</u>	<u>591</u>
15	<u>8800</u>	<u>807</u>	<u>676</u>	<u>595</u>
16	<u>8900</u>	<u>812</u>	<u>680</u>	<u>599</u>
17	<u>9000</u>	<u>817</u>	<u>684</u>	<u>602</u>
18	<u>9100</u>	<u>822</u>	<u>689</u>	<u>606</u>
19	<u>9200</u>	<u>828</u>	<u>694</u>	<u>611</u>
20	<u>9300</u>	<u>835</u>	<u>699</u>	<u>616</u>
21	<u>9400</u>	<u>841</u>	<u>705</u>	<u>620</u>
22	<u>9500</u>	<u>848</u>	<u>710</u>	<u>625</u>
23	<u>9600</u>	<u>854</u>	<u>716</u>	<u>630</u>
24	<u>9700</u>	<u>861</u>	<u>721</u>	<u>635</u>
25	<u>9800</u>	<u>867</u>	<u>727</u>	<u>639</u>
26	<u>9900</u>	<u>874</u>	<u>732</u>	<u>644</u>
27	<u>10000</u>	<u>879</u>	<u>737</u>	<u>648</u>
28	<u>10100</u>	<u>885</u>	<u>741</u>	<u>652</u>
29	<u>10200</u>	<u>890</u>	<u>745</u>	<u>656</u>
30	<u>10300</u>	<u>895</u>	<u>750</u>	<u>660</u>
31	<u>10400</u>	<u>900</u>	<u>754</u>	<u>664</u>
32	<u>10500</u>	<u>906</u>	<u>759</u>	<u>668</u>

1	<u>10600</u>	<u>911</u>	<u>763</u>	<u>672</u>
2	<u>10700</u>	<u>916</u>	<u>767</u>	<u>675</u>
3	<u>10800</u>	<u>921</u>	<u>772</u>	<u>679</u>
4	<u>10900</u>	<u>924</u>	<u>774</u>	<u>681</u>
5	<u>11000</u>	<u>926</u>	<u>776</u>	<u>683</u>
6	<u>11100</u>	<u>928</u>	<u>778</u>	<u>684</u>
7	<u>11200</u>	<u>931</u>	<u>780</u>	<u>686</u>
8	<u>11300</u>	<u>933</u>	<u>782</u>	<u>688</u>
9	<u>11400</u>	<u>936</u>	<u>784</u>	<u>690</u>
10	<u>11500</u>	<u>938</u>	<u>786</u>	<u>692</u>
11	<u>11600</u>	<u>940</u>	<u>788</u>	<u>693</u>
12	<u>11700</u>	<u>943</u>	<u>790</u>	<u>695</u>
13	<u>11800</u>	<u>945</u>	<u>792</u>	<u>697</u>
14	<u>11900</u>	<u>948</u>	<u>794</u>	<u>699</u>
15	<u>12000</u>	<u>950</u>	<u>796</u>	<u>700</u>

16 The economic table is presumptive for combined monthly net
17 incomes up to and including twelve thousand dollars. When combined
18 monthly net income exceeds twelve thousand dollars, the court may
19 exceed the presumptive amount of support set for combined monthly net
20 incomes of twelve thousand dollars upon written findings of fact.

21 **PART IV**
22 **SELF-SUPPORT RESERVE**

23 **Sec. 401.** RCW 26.19.065 and 2009 c 84 s 2 are each amended to
24 read as follows:

25 (1) **Limit at forty-five percent of a parent's net income.** Neither
26 parent's child support obligation owed for all his or her biological
27 or legal children may exceed forty-five percent of net income except
28 for good cause shown.

29 (a) Each child is entitled to a pro rata share of the income
30 available for support, but the court only applies the pro rata share
31 to the children in the case before the court.

32 (b) Before determining whether to apply the forty-five percent
33 limitation, the court must consider whether it would be unjust to
34 apply the limitation after considering the best interests of the

1 child and the circumstances of each parent. Such circumstances
2 include, but are not limited to, leaving insufficient funds in the
3 custodial parent's household to meet the basic needs of the child,
4 comparative hardship to the affected households, assets or
5 liabilities, and any involuntary limits on either parent's earning
6 capacity including incarceration, disabilities, or incapacity.

7 (c) Good cause includes, but is not limited to, possession of
8 substantial wealth, children with day care expenses, special medical
9 need, educational need, psychological need, and larger families.

10 (2) **Presumptive minimum support obligation.** (a) When a parent's
11 monthly net income is below one hundred twenty-five percent of the
12 federal poverty guideline for a one-person family, a support order of
13 not less than fifty dollars per child per month shall be entered
14 unless the obligor parent establishes that it would be unjust to do
15 so in that particular case. The decision whether there is a
16 sufficient basis to deviate below the presumptive minimum payment
17 must take into consideration the best interests of the child and the
18 circumstances of each parent. Such circumstances can include leaving
19 insufficient funds in the custodial parent's household to meet the
20 basic needs of the child, comparative hardship to the affected
21 households, assets or liabilities, and earning capacity.

22 (b) The basic support obligation of the parent making the
23 transfer payment, excluding health care, day care, and special child-
24 rearing expenses, shall not reduce his or her net income below the
25 self-support reserve of one hundred twenty-five percent of the
26 federal poverty level for a one-person family, except for the
27 presumptive minimum payment of fifty dollars per child per month or
28 when it would be unjust to apply the self-support reserve limitation
29 after considering the best interests of the child and the
30 circumstances of each parent. Such circumstances include, but are not
31 limited to, leaving insufficient funds in the custodial parent's
32 household to meet the basic needs of the child, comparative hardship
33 to the affected households, assets or liabilities, and earning
34 capacity. This section shall not be construed to require monthly
35 substantiation of income.

36 (3) **Income above twelve thousand dollars.** The economic table is
37 presumptive for combined monthly net incomes up to and including
38 twelve thousand dollars. When combined monthly net income exceeds
39 twelve thousand dollars, the court may exceed the presumptive amount

1 of support set for combined monthly net incomes of twelve thousand
2 dollars upon written findings of fact.

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PART V
MISCELLANEOUS

5 NEW SECTION. **Sec. 501.** Sections 201 and 202 of this act take
6 effect January 1, 2019.

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