

**Rule 1910.1. Scope. Definitions.**

- (a) **Scope.** Except as provided by subdivision (b), the rules of this chapter govern all civil actions or proceedings brought in the court of common pleas to enforce a duty of support, or an obligation to pay alimony *pendente lite*.

**[Note: A duty of support is imposed by the following statutes: 23 Pa.C.S.A. § 4321 and Section 3 of the Support Law of June 24, 1937, P.L. 2045, 62 P.S. § 1973 (repealed) now Act 43-2005, July 7, 2005, P.L. 196. The procedure under the rules of this chapter implements Chapter 43 of Part V of the Domestic Relations Code, Title 23 of the Consolidated Statutes, 23 Pa.C.S.A. § 4301 et seq., relating to support proceedings. The procedure under these rules provides an alternative to the intrastate and interstate procedures under Parts VIII and VIII-A of the Domestic Relations Code, 23 Pa.C.S.A. §§ 7101 et seq. and 8101 et seq. For alimony and alimony pendente lite, see Sections 3701 and 3702 of the Divorce Code, 23 Pa.C.S.A. §§ 3701, 3702.]**

**Note: Long arm jurisdiction is available in support actions brought pursuant to these rules per 23 Pa.C.S.A. § 4342(c).]**

- (b) **Exception.** The rules of this chapter shall not govern:
- (1) an action or proceeding for support based upon a contract or agreement which provides that it may not be enforced by an action in accordance with these rules,
  - (2) an application for a temporary order of support and other relief pursuant to **[the Protection from Abuse Act of December 19, 1990, P.L. 1240, No. 206,]** 23 Pa.C.S. §§ 6101 et seq.; or
  - (3) an action for support of an indigent brought pursuant **[to Chapter 46 of the Domestic Relations Code,]** 23 Pa.C.S.**[A.]** §§ 4601 et seq.

**[Note: Where a contract or agreement provides that it cannot be enforced in accordance with the rules, actions upon a contract or agreement for support are to be heard by the court and not a conference officer or hearing officer under Rules 1910.11 or 1910.12. However, such actions should be expedited and given preference in court listings.]**

- (c) **Definitions.** As used in this chapter, unless the context of a rule indicates otherwise, the following terms shall have the following meanings:

- (1) “Conference officer,” the person who conducts an office conference pursuant to Rule 1910.11.
- (2) **“Default order,” a support order entered when a party fails to respond or appear after proper notice.**
- (3) **“Domestic Relations Section,” the office responsible for establishing paternity, and determining and enforcing child and spousal support orders. For the purpose of these rules, a County Child/Spousal Support Services shall be synonymous with a Domestic Relations Section.**
- (4) “Hearing officer,” the person who conducts a hearing on the record and makes recommendations to the court pursuant to Rule 1910.12.
- (5) “Overdue support,” the amount of delinquent support equal to or greater than one month’s support obligation which accrues after entry or modification of a support order as the result of obligor’s nonpayment of that order.
- (6) “Past due support,” the amount of support which accrues prior to entry or modification of a support order as the result of retroactivity of that order. When nonpayment of the order causes overdue support to accrue, any and all amounts of past due support owing under the order shall convert immediately to overdue support and remain as such until paid in full.
- (7) “Suspend,” eliminate the effect of a support order for a period of time.
- (8) “Terminate,” end not only the support order, but the support obligation as well.
- (9) “Trier-of-fact,” the judge, hearing officer, or conference officer who makes factual determinations.
- (10) “Vacate,” declare a particular support order null and void, as if it were never entered.

**Comment: A duty of support is imposed by 23 Pa.C.S. § 4321 and 23 Pa.C.S. §§ 4601 et seq. The procedure under the rules of this chapter implements 23 Pa.C.S. §§ 4301 et seq. relating to support proceedings. The procedure under these rules provides an alternative to the intrastate and interstate procedures under 23 Pa.C.S.**

**§§ 7101 et seq. and 8101 et seq. or alimony and alimony *pendente lite*, see 23 Pa.C.S. §§ 3701, 3702.**

**Long arm jurisdiction is available in support actions brought pursuant to these rules per 23 Pa.C.S. § 4342(c).**

**Where a contract or agreement provides that it cannot be enforced in accordance with the rules, actions upon a contract or agreement for support are to be heard by the court and not a conference officer or hearing officer under Rules 1910.11 or 1910.12. However, such actions should be expedited and given preference in court listings.**

### **Historical Commentary**

**The following commentary is historical in nature and represents statements of the Committee at the time of rulemaking:**

#### **Explanatory Comment—1994**

Nothing in this rule should be interpreted to eliminate the distinctions between spousal support and alimony *pendente lite* which are established by case law.

Alimony *pendente lite* must be distinguished from permanent alimony for purposes of this rule. The rule applies only to alimony *pendente lite*. The procedure for obtaining permanent alimony is governed by Section 3702 of the Divorce Code, 23 Pa.C.S.A. § 3702, and Rules of Civil Procedure 1920.1 *et seq.* Agreements for alimony approved by the court in connection with actions for divorce under Section 3701 of the Divorce Code are deemed to be court orders enforceable under Section 3703 of the Code.

Section 3105(a) of the Divorce Code provides that all agreements relating to matters under the code, whether or not merged or incorporated into the decree, are to be treated as orders for purposes of enforcement unless the agreement provides otherwise. Subdivision (b)(1) is amended to conform to the statute.

There is considerable diversity in the terminology used throughout the rules, and in the various counties, to describe the individuals who conduct conferences and hearings pursuant to the support rules. The addition of subdivision (c) to the rules standardizes terminology and eliminates the confusion which results from individual counties using inconsistent terms to refer to persons performing the same function. All references in the rules to conference or hearing officers have been amended to conform to the terminology set forth in subdivision (c).

In an effort to further standardize the terminology used in support matters, the additional terms are defined.

### **Explanatory Comment—2000**

Act 1998-127 technically amended Act 1997-58 to define and differentiate between past due and overdue support to clarify that only overdue support constitutes a lien by operation of law against the obligor's real or personal property. 23 Pa.C.S.A. § 4302 now defines overdue support as "support which is delinquent under a payment schedule established by the court." Past due support is defined as "support included in an order of support which has not been paid."

The definitions of past due and overdue support in this rule do not substantively change the legislative definitions. They merely elaborate on them in terms which are more familiar and helpful to the bench and bar. Specifically, past due support consists of the purely retroactive arrearages which accumulate between the date of the filing of the complaint or petition for modification and the date of the hearing and entry of the initial or modified support order. Overdue support refers to the delinquent arrearages which accrue after entry of the order due to the obligor's failure to pay support pursuant to the order.

These definitions are important for determining the remedies available for collecting support arrearages. Pursuant to 23 Pa.C.S.A. § 4352(d), only overdue support (delinquent arrearages) constitutes a lien by operation of law against the obligor's property. Conversely, past due support (retroactive arrears) does not operate as a lien against this property as long as the obligor remains current on the support order.

Rule 1910.20 extends this legislative distinction between overdue and past due support to the following remedies available to collect support: (1) consumer agency reporting under 23 Pa.C.S.A. § 4303; (2) suspension of licenses under 23 Pa.C.S.A. § 4355; and (3) the full range of new collection remedies under 23 Pa.C.S.A. § 4305(b)(10). Accordingly, these remedies are available only to collect overdue support. They are not available to collect past due support as long as the obligor remains current on the order. If, however, the obligor subsequently defaults on the support order, Rule 1910.20(c) provides that any past due support still owing under the order immediately becomes overdue support subject to the full range of collection remedies. It remains overdue support until collected in full.

Pursuant to Rule 1910.20(c), all overdue support, including past due support which has converted to overdue support, remains subject to Act 58 remedies until paid in full. Any repayment plan subsequently agreed to by the parties, or ordered by the court pursuant to a contempt proceeding (including any arrearage component), does not

preclude the use of these remedies for collecting overdue support more quickly, whenever feasible.

In cases involving past due support only, the obligee is not entirely without remedy in the event that additional income or assets of the obligor are discovered after the hearing which would enable collection of past due support more quickly. In these cases, identification of those income sources or assets provides a basis for modification pursuant to Rule 1910.19. Modification includes increasing the rate of repayment on past due support and, if appropriate, ordering that the past due support be paid in full. In these cases, the obligee may also petition the court for special relief pursuant to Rule 1910.26 to have the income or assets frozen and seized pending the petition for modification in order to secure payment of past due support.

#### **Explanatory Comment—2007**

Act 43-2005, July 7, 2005, P. L. 196, repealed the Act of June 24, 1937 (P. L. 2045, No. 397), known as The Support Law and added Chapter 46 to the Domestic Relations Code, 23 Pa.C.S.A. § 4601 et seq. Section 4 of Act 43-2005 states that the addition of Chapter 46 is a continuation of the Act of June 24, 1937 (P. L. 2045, No. 397). Chapter 46 addresses the responsibility of certain family members to maintain indigent relatives, whether or not the indigent person is a public charge. New subdivision (b)(3) clarifies that the support rules and guidelines do not apply to actions brought under Chapter 46 of the Domestic Relations Code.

**Rule 1910.11. Office Conference. Subsequent Proceedings. Order.**

(a) **Office Conference.**

- (1) A conference officer shall conduct the office conference.
- (2) A lawyer serving as a conference officer employed by, or under contract with, a judicial district or appointed by the court shall not practice family law before a conference officer, hearing officer, or judge of the same judicial district.

**[Note: Conference officers preside at office conferences under Pa.R.C.P. No. 1910.11. Hearing officers preside at hearings under Pa.R.C.P. No. 1910.12. The appointment of a hearing officer to hear actions in divorce or for annulment of marriage is authorized by Pa.R.C.P. No. 1920.51.]**

(b) **Failure to Appear.** If a party fails to appear at the conference as directed by the court, the conference may proceed **with a default order being entered against the non-appearing party.**

(c) **Documents.** At the conference, the parties shall provide to the conference officer the following documents:

- the most recently filed individual federal income tax returns, including all schedules, W-2s, and 1099s;
- the partnership or business tax returns with all schedules, including K-1, if the party is self-employed or a principal in a partnership or business entity;
- pay stubs for the preceding six months;
- verification of child care expenses;
- child support, spousal support, alimony *pendente lite*, or alimony orders or agreements for other children or former spouses;
- proof of available medical coverage; and
- an Income Statement and, if necessary, an Expense Statement on the forms provided in **[Pa.R.C.P. No.]**

Pa.R.Civ.P. 1910.27(c) and completed as set forth in subdivisions (c)(1) and (c)(2).

**[Note: See Pa.R.C.P. No. 1930.1(b). To the extent this rule applies to actions not governed by other legal authority regarding confidentiality of information and documents in support actions or that attorneys or unrepresented parties file support-related confidential information and documents in non-support actions (e.g., divorce, custody), the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* shall apply.]**

- (1) The parties shall provide the conference officer with a completed:
  - (i) Income Statement as set forth in **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.27(c)(1)** in all support cases, including high-income cases under **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-3.1**; and
  - (ii) Expense Statement as set forth in **[Pa.R.C.P. No.] Pa.R.Civ.P. [1910.27(c)(2)(A)] 1910.27(c)(2)(i)**, if a party:
    - (A) claims that unusual needs and unusual fixed expenses may warrant a deviation from the guideline support amount pursuant to **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-5**; or
    - (B) seeks expense apportionment pursuant to **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-6**.
- (2) For high-income **child** support cases as set forth in **[Pa.R.C.P. No.] Pa.R.Civ.P. [1910.16-3.1] 1910.16-3.1(a)**, the parties shall provide to the conference officer the Expense Statement in **[Pa.R.C.P. No.] Pa.R.Civ.P. [1910.27(c)(2)(B)] 1910.27(c)(2)(ii)**.
- (3) **All parties shall exchange copies of documents prior to or at the conference.**
- (d) **Conference Officer Recommendation.**
  - (1) The conference officer shall calculate and recommend a guideline support amount to the parties.
  - (2) If the parties agree on a support amount at the conference, the conference officer shall:

- (i) prepare a written order consistent with the parties' agreement and substantially in the form set forth in **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.27(e)**, which the parties shall sign; and
  - (ii) submit to the court the written order along with the conference officer's recommendation for approval or disapproval.
  - (iii) The court may enter the order in accordance with the agreement without hearing from the parties.
- (3) In all cases in which one or both parties are unrepresented, the parties must provide income information to the domestic relations section so that a guidelines calculation can be performed.
- (4) In cases in which both parties are represented by counsel, the parties shall not be obligated to provide income information and the domestic relations section shall not be required to perform a guidelines calculation if the parties have reached an agreement about the amount of support and the amount of contribution to additional expenses.
- (e) **Conference Summary.** At the conclusion of the conference or not later than 10 days after the conference, the conference officer shall prepare a conference summary and furnish copies to the court and to both parties. The conference summary shall state:
  - (1) the facts upon which the parties agree;
  - (2) the contentions of the parties with respect to facts upon which they disagree; and
  - (3) the conference officer's recommendation; if any, of
    - (i) the amount of support and by and for whom the support shall be paid; and
    - (ii) the effective date of any order.
- (f) **No Agreement.** If an agreement for support is not reached at the conference, the court, without hearing the parties, shall enter an interim order calculated in accordance with the guidelines and substantially in the form set forth in Rule 1910.27(e). Each party shall be provided, either in person at the time of the conference or by mail, with a copy of the interim



order and written notice that any party may, within **[twenty] 20** days after the date of receipt or the date of the mailing of the interim order, whichever occurs first, file a written demand with the domestic relations section for a hearing before the court.

- (g) **No Automatic Stay.** A demand for a hearing before the court shall not stay the interim order entered under subdivision (f) unless the court so directs.
- (h) **No Hearing Demand.** If no party demands a hearing before the court within the **[twenty] 20**-day period, the interim order shall constitute a final order.
- (i) **Hearing Demand.** If a demand is filed, there shall be a hearing *de novo* before the court. The domestic relations section shall schedule the hearing and give notice to the parties. The court shall hear the case and enter a final order substantially in the form set forth in Rule 1910.27(e) within **[sixty] 60** days from the date of the written demand for hearing.
- (j) **Separate Listing.**
  - (1) Promptly after receipt of the notice of the scheduled hearing, a party may move the court for a separate listing **[where] if:**
    - (i) there are complex questions of law, fact or both; or
    - (ii) the hearing will be protracted; or
    - (iii) the orderly administration of justice requires that the hearing be listed separately.
  - (2) If the motion for separate listing is granted, discovery shall be available in accordance with **[Rule] Pa.R.Civ.P. 4001 et seq.**

**[Note: The rule relating to discovery in domestic relations matters generally is Rule 1930.5.]**

- (k) **Post-Trial Relief Motion.** No motion for post-trial relief may be filed **[to] from** the final order of support.

**Comment: Conference officers preside at office conferences under Pa.R.Civ.P. 1910.11. Hearing officers preside at hearings under Pa.R.Civ.P. 1910.12. The appointment of a hearing officer to hear actions in divorce or for annulment of marriage is authorized by Pa.R.Civ.P. 1920.51.**

**See Pa.R.Civ.P. 1930.1(b). To the extent this rule applies to actions not governed by other legal authority regarding confidentiality of information and documents in support actions or that attorneys or unrepresented parties file support-related confidential information and documents in non-support actions, e.g., divorce, custody, the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania shall apply.**

**Concerning subdivision (j)(2), the rule relating to discovery in domestic relations matters generally is Rule 1930.5.**

### **Historical Commentary**

**The following commentary is historical in nature and represents statements of the Committee at the time of rulemaking:**

#### **Explanatory Comment—1994**

The domestic relations office conference provided by Rule 1910.11 constitutes the heart of the support procedure. There are two primary advantages to the inclusion of a conference. First, in many cases the parties will agree upon an amount of support and a final order will be prepared, to be entered by the court, thus dispensing with a judicial hearing. Second, those cases which do go to hearing can proceed more quickly because the necessary factual information has already been gathered by the conference officer.

Subdivision (a)(2) prohibits certain officers of the court from practicing family law before fellow officers of the same court. These officers are the conference officer who is an attorney (Rule 1910.11), the hearing officer (Rule 1910.12), and the standing or permanent master who is employed by the court (Rule 1920.51). The amendments are not intended to apply to the attorney who is appointed occasionally to act as a master in a divorce action.

Subdivision (e)(3) makes clear that even if the parties agree on an amount of support, the conference officer is still empowered to recommend to the court that the agreement be disapproved. This provision is intended to protect the destitute spouse who might out of desperation agree to an amount of support that is unreasonably low or which would in effect bargain away the rights of the children. The officer's disapproval of the agreement serves to prevent an inadequate order being entered unwittingly by the court.

The provision for an interim order in subdivision (f) serves two purposes. First, it ensures that the obligee will receive needed support for the period during which the judicial determination is sought. Second, it eliminates the motive of delay in seeking a judicial determination.

Because the guidelines are income driven, the trier of fact has little need for the expense information required in the Income and Expense Statement. Therefore in guideline cases, the rule no longer requires that expense information be provided. If a party feels that there are expenses so extraordinary that they merit consideration by the trier of fact, that party is free to provide the information. In cases decided according to *Melzer v. Witsberger*, 505 Pa. 462, 480 A.2d 991 (1984), living expenses are properly considered, and therefore must be presented on the Income and Expense Statement.

### **Explanatory Comment—1995**

Rule 1910.11(e) is amended to eliminate the need for a party to request a copy of the conference summary.

Because the court is required to enter a guideline order on the basis of the conference officer's recommendation, there is no need for (g)(2), which provided for a hearing before the court where an order was not entered within five days of the conference. It is eliminated accordingly.

Pursuant to subdivision (g), support payments are due and owing under the interim order which continues in effect until the court enters a final order after the hearing de novo. The provision for an interim order serves two purposes. First, it ensures that the obligee will receive needed support for the period during which the judicial determination is sought. Second, it eliminates the motive of delay in seeking a judicial determination. Therefore, the plaintiff and the dependent children are not prejudiced by allowing the court sixty days, rather than the original forty-five, in which to enter its final order.

### **Explanatory Comment—2006**

The time for filing a written demand for a hearing before the court has been expanded from ten to twenty days. The purpose of this amendment is to provide ample opportunity for litigants and counsel to receive notice of the entry of the order, to assure commonwealth-wide consistency in calculation of time for filing and to conform to applicable general civil procedural rules.

The amendments reflect the separated Income Statement and Expense Statements in Rule 1910.27(c).

### **Explanatory Comment—2010**

When the parties' combined net income exceeds \$30,000 per month, calculation of child support, spousal support and alimony *pendente lite* shall be pursuant to Rule

1910.16-3.1. Rule 1910.16-2(e) has been amended to eliminate the application of *Melzer v. Witsberger*, 505 Pa. 462, 480 A.2d 991 (1984), in high income child support cases.

### **Explanatory Comment—2011**

The rule has been amended to require that income information be provided in all cases, unless both parties are represented in reaching an agreement, so that a guidelines calculation can be performed. The guidelines create a rebuttable presumption that the amount calculated pursuant to them is the correct amount, so there should be a calculation in every case. If parties agree to receive or to pay an order other than the guideline amount, they should know what that amount is so that they can enter an agreement knowingly. If both parties are represented by counsel, it is assumed that their entry into the agreement for an amount other than a guidelines amount is knowing as it is counsels' responsibility to advise the parties. In addition, part of the mandatory quadrennial review of the support guidelines mandates a study of the number of cases in which the support amount ordered varies from the amount that would result from a guidelines calculation. Federal regulations presume that if a large percentage of cases vary from the guideline amount, then the guidelines are not uniform statewide.

**Rule 1910.12. Office Conference. Hearing. Record. Exceptions. Order.**

- (a) **Office Conference.** There shall be an office conference as provided by **[Pa.R.C.P. No.] Pa.R.Civ.P.** 1910.11(a) **[through]** **–** (d). The provisions of **[Pa.R.C.P. No.] Pa.R.Civ.P.** 1910.11(d)(3) and **(d)**(4) regarding income information apply in cases proceeding pursuant to **[Pa.R.C.P. No.] Pa.R.Civ.P.** 1910.12.
- (b) **Conference Conclusion.**
- (1) At the conclusion of a conference attended by both parties, if an agreement for support has not been reached, and the conference and hearing are not scheduled on the same day, the court, without hearing the parties, shall enter an interim order calculated in accordance with the guidelines and substantially in the form set forth in **[Pa.R.C.P. No.] Pa.R.Civ.P.** 1910.27(e), and the parties shall be given notice of the date, time and place of a hearing. A record hearing shall be conducted by a hearing officer who **[must be a lawyer] shall be an attorney.**
- (2) If either party, having been properly served, fails to attend the conference, the court may enter an interim **default** order calculated in accordance with the guidelines and substantially in the form set forth in **[Pa.R.C.P. No.] Pa.R.Civ.P.** 1910.27(e). Within 20 days after the date of receipt or the date of mailing of the interim **default** order, whichever occurs first, either party may demand a hearing before a hearing officer. If no hearing is requested, the order shall become final.
- (3) Any **[lawyer] attorney** serving as a hearing officer employed by, or under contract with, a judicial district or appointed by the court shall not practice family law before a conference officer, hearing officer, or judge of the same judicial district.

**[Note: Conference officers preside at office conferences under Pa.R.C.P. No. 1910.11. Hearing officers preside at hearings under Pa.R.C.P. No. 1910.12. The appointment of a hearing officer to hear actions in divorce or for annulment of marriage is authorized by Pa.R.C.P. No. 1920.51.]**

- (c) **Separate Listing.**

- (1) Except as provided in subdivision (c)(2), promptly after the conference's conclusion, a party may move the court for a separate listing of the hearing if:
  - (i) there are complex questions of law, fact or both;
  - (iii) the hearing will be protracted; or
  - (iv) the orderly administration of justice requires that the hearing be listed separately.
- (2) When the conference and hearing are scheduled on the same day, all requests for separate listing shall be presented to the court at least seven days prior to the scheduled court date.
- (3) If the motion for separate listing is granted, discovery shall be available in accordance with **[Pa.R.C.P. No.] Pa.R.Civ.P. 4001 et seq.**

**[Note: The rule relating to discovery in domestic relations matters generally is Pa.R.C.P. No. 1930.5.]**

- (d) **Hearing Officer Report.** The hearing officer shall receive evidence, hear argument and, not later than 20 days after the close of the record, file with the court a report containing a recommendation with respect to the entry of an order of support. The report may be in narrative form stating the reasons for the recommendation and shall include a proposed order substantially in the form set forth in Rule 1910.27(e) stating:
  - (1) the amount of support calculated in accordance with the guidelines;
  - (2) by and for whom it shall be paid; and
  - (3) the effective date of the order.
- (e) **Interim Order.** The court, without hearing the parties, shall enter an interim order consistent with the proposed order of the hearing officer. Each party shall be provided, either in person at the time of the hearing or by mail, with a copy of the interim order and written notice that any party may, within **[twenty] 20** days after the date of receipt or the date of mailing of the order, whichever occurs first, file with the domestic relations section written exceptions to the report of the hearing officer and interim order.

**[Note: Objections to the entry of an interim order consistent with the proposed order may be addressed pursuant to Rule 1910.26.]**

- (f) **Exceptions to Report.** Within **[twenty] 20** days after the date of receipt or the date of mailing of the report by the hearing officer, whichever occurs first, any party may file exceptions to the report or any part thereof, to rulings on objections to evidence, to statements or findings of facts, to conclusions of law, or to any other matters occurring during the hearing. Each exception shall set forth a separate objection precisely and without discussion. Matters not covered by exceptions are deemed waived unless, prior to entry of the final order, leave is granted to file exceptions raising those matters. If exceptions are filed, any other party may file exceptions within **[twenty] 20** days of the date of service of the original exceptions.
- (g) **No Exceptions Filed.** If no exceptions are filed within the **[twenty] 20**-day period, the interim order shall constitute a final order.
- (h) **Exceptions Filed.** If exceptions are filed, the interim order shall continue in effect. The court shall hear argument on the exceptions and enter an appropriate final order substantially in the form set forth in Rule 1910.27(e) within **[sixty] 60** days from the date of the filing of exceptions to the interim order. No motion for post-trial relief may be filed to the final order.

**Comment: Conference officers preside at office conferences under Pa.R.Civ.P. 1910.11. Hearing officers preside at hearings under Pa.R.Civ.P. 1910.12. The appointment of a hearing officer to hear actions in divorce or for annulment of marriage is authorized by Pa.R.Civ.P. 1920.51.**

**Concerning subdivision (c)(3), the rule relating to discovery in domestic relations matters generally is Pa.R.Civ.P. 1930.5.**

**Objections to the entry of an interim order consistent with the proposed order may be addressed pursuant to Pa.R.Civ.P. 1910.26.**

### **Historical Commentary**

**The following commentary is historical in nature and represents statements of the Committee at the time of rulemaking:**

#### **Explanatory Comment—1995**

Language is added to subdivision (b) to acknowledge that the conference and hearing can be held on the same day, and to provide for the immediate entry of an interim

order in judicial districts where the hearing occurs at a later date. New subdivision (b)(2) permits entry of a guideline order after a conference which the defendant, though properly served, fails to attend. New subdivision (c)(2) is intended to prevent delays in the hearing of complex cases by requiring that requests for separate listing be made at least seven days in advance where the conference and hearing are scheduled on the same day.

In addition, the phrase “record hearing” in subdivision (a) replaces the reference to a “stenographic record” in recognition of the variety of means available to create a reliable record of support proceedings.

Amended subdivision (e) allows an interim order to be entered and served on the parties at the conclusion of the hearing, rather than after the expiration of the exceptions period as was true under the old rule. In addition, the amended subdivision requires that the interim order include language advising the parties of their right to file exceptions within ten days of the date of the order.

Support payments are due and owing under the interim order which continues in effect until the court enters a final order after considering the parties’ exceptions. Therefore, extension of the deadline for entering the final order by fifteen days does not prejudice the persons dependent upon payment of the support.

#### **Explanatory Comment—2006**

The time for filing exceptions has been expanded from ten to twenty days. The purpose of this amendment is to provide ample opportunity for litigants and counsel to receive notice of the entry of the order, to assure commonwealth-wide consistency in calculation of time for filing and to conform to applicable general civil procedural rules.



## **Rule 1910.16-1. Support Obligation. Support Guidelines.**

### **(a) Applicability of the Support Guidelines.**

- (1) Except as provided in subdivision (a)(3), the support guidelines determine a spouse's or parent's support obligation based on the parties' combined monthly net income, as defined in **[Pa.R.C.P. No.] Pa.R.Civ.P.** 1910.16-2, and the number of persons being supported.
- (2) If a person caring for or having custody of a minor child, who does not have a duty of support to the minor child, initiates a child support action as provided in **[Pa.R.C.P. No.] Pa.R.Civ.P.** 1910.3:
  - (i) the complaint shall name the parents as defendants;
  - (ii) in determining the basic child support obligation, the monthly net income for the individual initiating the action shall not be considered in the support calculation by the trier-of-fact;
  - (iii) the parents' monthly net incomes shall be combined to determine the basic child support obligation, which shall be apportioned based on the parents' respective monthly net incomes consistent with **[Pa.R.C.P. No.] Pa.R.Civ.P.** 1910.16-4. The parents shall pay the obligee their proportionate share of the basic child support obligation as a separate obligor; and
  - (iv) as with other support actions, the trier-of-fact may adjust or deviate the basic child support, spousal support, or alimony *pendente lite* obligation consistent with the support guidelines based on the evidence presented by the parties.

**[Example 1. The parents have one child, who is in the custody of the maternal grandmother. Maternal grandmother initiates a support action against the parents. Mother's monthly net income is \$3,000 and Father's monthly net income is \$2,000 for a combined monthly net income of \$5,000. For purposes of the child support calculation, maternal grandmother's income is irrelevant and not part of the calculation. The basic child support obligation for one child at a combined monthly net income of \$5,000 is \$993 per month. Mother's percentage share of the combined monthly net income is 60% (\$3,000/\$5,000) and Father's percentage share of the combined monthly net income is 40% (\$2,000/\$5,000).**

**Mother's preliminary monthly share of the child support obligation is \$596 (\$993 x 60%) and Father's preliminary monthly share of the child support obligation is \$397 (\$993 x 40%). Maternal grandmother is the obligee with Mother and Father as separate obligors owing \$596 and \$397, respectively, to the maternal grandmother.]**

- (3) In an action in which the plaintiff is a public body or private agency pursuant to **[Pa.R.C.P. No.] Pa.R.Civ.P.** 1910.3, the basic child support obligation shall be calculated under the guidelines based upon the parent's monthly net income with the public or private entity's monthly net income as zero. In such cases, each parent shall be treated as a separate obligor, and the parent's obligation will be based upon the parent's monthly net income without regard to the other parent's monthly net income.
  - (i) The basic child support obligation owed to a child not in placement shall be deducted from each parent's monthly net income before calculating support for the child in placement, including the direct support the support guidelines assume the custodial parent will provide.

**[Example 2. The parents have three children and do not live in the same household. Mother has primary custody of two children and monthly net income of \$2,500 per month. Father's monthly net income is \$4,000. The parties' third child is in foster care placement. Pursuant to the schedule in Pa.R.C.P. No. 1910.16-3, the basic child support obligation for the two children with Mother is \$1,733. As Father's income is 62% of the parties' combined monthly net income, Father's basic child support obligation to Mother is \$1,074 per month. The guidelines assume that Mother will provide \$659 per month in direct expenditures to the two children. The agency/obligee brings an action against each parent for the support of the child in placement. Father/obligor's monthly net income will be \$2,926 for purposes of this calculation (\$4,000 less \$1,074 in support for the children with Mother). As the agency/obligee's income is zero, Father's support for the child in placement will be 100% of the basic child support obligation for one child at the \$2,926 income level, or \$674 per month. Mother/obligor's net income will be \$1,841 for purposes of this calculation (\$2,500 less \$659 in direct support to the children in Mother's custody). Mother's support obligation will be 100% of the basic child support obligation for one child at that income level, or \$423 per month.]**

**Example 3. The parents have two children in placement. Father owes child support of \$500 per month for two children of a former marriage. At the same income levels as in Example 2, Father's monthly net income for determining his**

obligation to the children in placement would be \$3,500 (\$4,000 less \$500 support for two children of prior marriage). Father's obligation to the agency would be \$1,205 per month (100% of the basic child support obligation for two children at the \$3,500 per month income level). Mother's monthly net income would not be diminished as she owes no other child support. Mother would owe \$877 for the children in placement (100% of the basic child support obligation for two children at the \$2,500 income level).]

- (ii) If the parents reside in the same household, each parent's respective basic child support obligation to a child that remains in the household and is not in placement shall be calculated according to the guidelines, with the parent having the higher income as the obligor, and the calculated basic child support obligation shall be deducted from the parents' monthly net incomes for purposes of calculating support for a child in placement.

**[Example 4. The parents have four children, two of whom are in placement. Mother's monthly net income is \$4,000 and Father's is \$3,000. The basic child support obligation for the two children in the home is \$1,841, according to the schedule in Pa.R.C.P. No. 1910.16-3. As Mother's monthly net income is 57% of the parties' combined monthly net income, her share would be \$1,049, and Father's 43% share would be \$792. Mother's monthly net income for purposes of calculating support for the two children in placement would be \$2,951 (\$4,000 less \$1,049). She would pay 100% of the basic child support obligation at that income level, or \$1,026, for the children in placement. Father's monthly net income would be \$2,208 (\$3,000 less \$792), and his obligation to the children in placement would be \$772.]**

- (iii) If the basic child support obligation exceeds the placement's cost, the trier-of-fact shall:
  - (A) deviate the basic child support obligation downward; and
  - (B) apply the parent's percentage of the combined monthly net income to the reduced basic child support obligation.
- (4) The support of a spouse or child is a priority obligation so that a party is expected to meet this obligation by adjusting the party's other expenditures.

- (b) **Support Obligation.** The support obligation (child support, spousal support, or alimony *pendente lite*) awarded pursuant to the Pa.R.C.P. Nos. 1910.11 and 1910.12 procedures shall be determined in accordance with the support guidelines, which consist of the guidelines expressed as the basic child support schedule in **[Pa.R.C.P. No.] Pa.R.Civ.P.** 1910.16-3, the **[Pa.R.C.P. No.] Pa.R.Civ.P.** 1910.16-4 formulas, and the operation of the support guidelines as set forth in these rules.
- (c) **Spousal Support and Alimony *Pendente Lite*.**
- (1) Spousal support and alimony *pendente lite* orders shall not be in effect simultaneously.
- (2) In determining a spousal support or alimony *pendente lite* obligation's duration, the trier-of-fact shall consider the marriage's duration, *i.e.*, the date of marriage to the date of final separation.
- (d) **Rebuttable Presumption.** If the trier-of-fact determines that a party has a duty to pay support, there is a rebuttable presumption that the guideline-calculated support obligation is the correct support obligation.
- (1) The presumption is rebutted if the trier-of-fact concludes in a written finding or states on the record that the guideline support obligation is unjust or inappropriate.
- (2) The trier-of-fact shall consider the child's and parties' special needs and obligations, and apply the **[Pa.R.C.P. No.] Pa.R.Civ.P.** 1910.16-5 deviation factors, as appropriate.
- (e) **Support Guidelines Review.** The support guidelines shall be reviewed at least every four years to ensure that their application determines the appropriate support obligation.

**Comment:**

**Subdivision (a)(2) Example: The parents have one child, who is in the custody of the maternal grandmother. Maternal grandmother initiates a support action against the parents. Mother's monthly net income is \$3,000 and Father's monthly net income is \$2,000 for a combined monthly net income of \$5,000. For purposes of the child support calculation, maternal grandmother's income is irrelevant and not part of the calculation. The basic child support obligation for one child at a combined monthly net income of \$5,000 is \$1,080 per month.**

Mother's percentage share of the combined monthly net income is 60% (\$3,000/\$5,000) and Father's percentage share of the combined monthly net income is 40% (\$2,000/\$5,000). Mother's preliminary monthly share of the child support obligation is \$648 (\$1,080 x 60%) and Father's preliminary monthly share of the child support obligation is \$432 (\$1,080 x 40%). Maternal grandmother is the obligee with Mother and Father as separate obligors owing \$648 and \$432, respectively, to the maternal grandmother.

Subdivision (a)(3)(i) Example 1: The parents have three children and do not live in the same household. Mother has primary custody of two children and monthly net income of \$2,500 per month. Father's monthly net income is \$4,000. The parties' third child is in foster care placement. Pursuant to the schedule in Pa.R.Civ.P. 1910.16-3, the basic child support obligation for the two children with Mother is \$1,855. As Father's income is 62% of the parties' combined monthly net income, Father's basic child support obligation to Mother is \$1,150 per month. The guidelines assume that Mother will provide \$705 per month in direct expenditures to the two children. The agency/obligee brings an action against each parent for the support of the child in placement. Father/obligor's monthly net income will be \$2,850 for purposes of this calculation (\$4,000 less \$1,150 in support for the children with Mother). As the agency/obligee's income is zero, Father's support for the child in placement will be 100% of the basic child support obligation for one child at the \$2,850 income level, or \$657 per month. Mother/obligor's net income will be \$1,795 for purposes of this calculation (\$2,500 less \$705 in direct support to the children in Mother's custody). Mother's support obligation will be 100% of the basic child support obligation for one child at that income level, or \$415 per month.

Subdivision (a)(3)(i) Example 2: The parents have two children in placement. Father owes child support of \$500 per month for two children of a former marriage. At the same income levels as in Subdivision (a)(3)(i) Example 1, Father's monthly net income for determining his obligation to the children in placement would be \$3,500 (\$4,000 less \$500 support for two children of prior marriage). Father's obligation to the agency would be \$1,217 per month (100% of the basic child support obligation for two children at the \$3,500 per month income level). Mother's monthly net income would not be diminished as she owes no other child support. Mother would owe \$877 for the children in placement (100% of the basic child support obligation for two children at the \$2,500 income level).

Subdivision (a)(3)(ii) Example: The parents have four children, two of whom are in placement. Mother's monthly net income is \$4,000 and Father's is \$3,000. The basic child support obligation for the two children in the home is \$1,913, according to the schedule in Pa.R.Civ.P. 1910.16-3. As Mother's monthly

**net income is 57% of the parties' combined monthly net income, her share would be \$1,090, and Father's 43% share would be \$823. Mother's monthly net income for purposes of calculating support for the two children in placement would be \$2,910 (\$4,000 less \$1,090). She would pay 100% of the basic child support obligation at that income level, or \$1,017, for the children in placement. Father's monthly net income would be \$2,177 (\$3,000 less \$823), and his obligation to the children in placement would be \$772.**

### **Historical Commentary**

**The following commentary is historical in nature and represents statements of the Committee at the time of rulemaking:**

#### **Explanatory Comment—2003**

New subdivision (2) is intended to clarify in particular the calculation of child support when a child is in a foster care or institutional placement and not in the custody of either parent.

#### **Explanatory Comment—2010**

*Introduction.* Pennsylvania law requires that child and spousal support be awarded pursuant to a statewide guideline. 23 Pa.C.S. § 4322(a). That statute further provides that the guideline shall be “established by general rule by the Supreme Court, so that persons similarly situated shall be treated similarly.” *Id.*

Pursuant to federal law, The Family Support Act of 1988 (P. L. 100-485, 102 Stat. 2343 (1988)), all states are required to have statewide child support guidelines. Federal regulations, 45 CFR 302.56, further require that the guidelines be reviewed at least once every four years and that such reviews include an assessment of the most recent economic data on child-rearing costs and a review of data from case files to assure that deviations from the guidelines are limited. The Pennsylvania statute also requires a review of the support guidelines every four years. 23 Pa.C.S.A. § 4322(a).

The Domestic Relations Procedural Rules Committee of the Supreme Court of Pennsylvania began the mandated review process in early 2007. The committee was assisted in its work by Jane Venohr, Ph.D., an economist with the Center for Policy Research, under contract between the Pennsylvania Department of Public Welfare and Policy Studies, Inc. As a result of the review, the committee recommended to the Supreme Court several amendments to the statewide guidelines.

- A. *Income Shares Model.* Pennsylvania's child support guidelines are based upon the Income Shares Model. That model was developed under the Child

Support Guidelines Project funded by the U.S. Office of Child Support Enforcement and administered by the National Center for State Courts. The Guidelines Project Advisory Group recommended the Income Shares Model for state guidelines. At present, 37 states use the Income Shares Model as a basis for their child support guidelines.

The Income Shares Model is based upon the concept that the child of separated, divorced or never-married parents should receive the same proportion of parental income that she or he would have received if the parents lived together. A number of authoritative economic studies provide estimates of the average amount of household expenditures for children in intact households. These studies show that the proportion of household spending devoted to children is directly related to the level of household income and to the number of the children. The basic support amounts reflected in the schedule in Rule 1910.16-3 represent average marginal expenditures on children for food, housing, transportation, clothing and other miscellaneous items that are needed by children and provided by their parents, including the first \$250 of unreimbursed medical expenses incurred annually per child.

1. *Economic Measures.* The support schedule in Rule 1910.16-3 is based upon child-rearing expenditures measured by David M. Betson, Ph.D., Professor of Economics, University of Notre Dame. Dr. Betson's measurements were developed for the U.S. Department of Health and Human Services for the explicit purpose of assisting states with the development and revision of child support guidelines. Dr. Betson's research also was used in developing the prior schedule, effective in January 2006. Dr. Betson updates his estimates using data from the Consumer Expenditure Survey conducted by the U.S. Bureau of Labor Statistics. In the current schedule, those figures were converted to 2008 price levels using the Consumer Price Index.
2. *Source of Data.* The estimates used to develop the schedule are based upon national data. The specific sources of the data are the periodic Consumer Expenditure Surveys. Those national surveys are used because they are the most detailed available source of data on household expenditures. The depth and quality of this information is simply not available at the state level and would be prohibitively costly to gather.  
The U. S. Department of Agriculture's Center for Nutrition Policy and Promotion ("CNPP") also develops economic estimates for the major categories of child-rearing expenditures. Although the committee reviewed these estimates, it is aware of only one state that relies upon

the CNPP estimates as a basis for its child support schedule, and even that state makes certain adjustments.

- B. Statutory Considerations. The Pennsylvania statute, 23 Pa.C.S.A. § 4322(a), provides:

Child and spousal support shall be awarded pursuant to a Statewide guideline as established by general rule by the Supreme Court, so that persons similarly situated shall be treated similarly. The guideline shall be based upon the reasonable needs of the child or spouse seeking support and the ability of the obligor to provide support. In determining the reasonable needs of the child or spouse seeking support and the ability of the obligor to provide support, the guideline shall place primary emphasis on the net incomes and earning capacities of the parties, with allowable deviations for unusual needs, extraordinary expenses and other factors, such as the parties' assets, as warrant special attention. The guideline so developed shall be reviewed at least once every four years.

1. *Reasonable Needs and Reasonable Ability to Provide Support.* The guidelines make financial support of a child a primary obligation and assume that parties with similar net incomes will have similar reasonable and necessary expenses. After the basic needs of the parents have been met, the child's needs shall receive priority. The guidelines assume that if the obligor's net income is at the poverty level, he or she is barely able to provide for his or her own basic needs. In those cases, therefore, the entry of a minimal order may be appropriate after considering the party's living expenses. In some cases, it may not be appropriate to enter a support order at all. In most cases, however, a party's living expenses are not relevant in determining his or her support obligation. Rather, as the statute requires, the obligation is based upon the reasonable needs of a dependent spouse or child and the reasonable ability of the obligor to pay.
2. *Net Income.* The guidelines use the net incomes of the parties. Each parent is required to contribute a share of the child's reasonable needs in proportion to that parent's share of the combined net income. The custodial parent makes these contributions through direct expenditures for food, shelter, clothing, transportation and other reasonable needs. The non-custodial parent makes contributions through periodic support payments to the custodial parent. Rule 1910.16-2(d) has been



amended to clarify the provisions relating to income and earning capacity.

3. *Allowable Deviations.* The guidelines are designed to treat similarly situated parents, spouses and children in the same manner. However, when there are unavoidable differences, deviations must be made from the guidelines. Failure to deviate from these guidelines by considering a party's actual expenditures where there are special needs and special circumstances constitutes a misapplication of the guidelines.
- C. *Child Support Schedule.* The child support schedule in Rule 1910.16-3 has been amended to reflect updated economic data, as required by federal and state law, to ensure that children continue to receive adequate levels of support. The support amounts in the schedule have been expanded to apply to a combined net monthly income of \$30,000 and remain statistically valid. The economic data support the revised schedule.
- D. *Self-Support Reserve ("SSR").* The amended schedule also incorporates an increase in the "Self-Support Reserve" or "SSR" from \$748 per month to \$867 per month, the 2008 federal poverty level for one person. Formerly designated as the "Computed Allowance Minimum" or "CAM," the Self-Support Reserve, as it is termed in most other states' guidelines, is intended to assure that low-income obligors retain sufficient income to meet their own basic needs, as well as to maintain the incentive to continue employment. The SSR is built into the schedule in Rule 1910.16-3 and adjusts the basic support obligation to prevent the obligor's net income from falling below \$867 per month. Because the schedule in Rule 1910.16-3 applies to child support only, Rule 1910.16-2(e)(1)(B) provides for a similar adjustment in spousal support and alimony pendente lite cases to assure that the obligor retains a minimum of \$867 per month.
- E. *Shared Custody.* In creating the new schedule, the amounts of basic child support were first increased to reflect updated economic data, including 2008 price levels. Next, the amounts of basic child support were adjusted to incorporate into the schedule the assumption that the children spend 30% of the time with the obligor and that the obligor makes direct expenditures on their behalf during that time. That does not mean that the entire schedule was reduced by 30%. Only those variable expenditures, such as food and entertainment, that fluctuate based upon parenting time were adjusted.

The calculation in Rule 1910.16-4(c) reduces an obligor's support obligation further if the obligor spends significantly more time with the children. The

revised schedule assumes that the obligor has 30% parenting time. The obligor will receive an additional 10% reduction in the amount of support owed at 40% parenting time, increasing incrementally to a 20% reduction at 50% parenting time. This method may still result in a support obligation even if custody of the children is equally shared. In those cases, the rule provides for a maximum obligation which may reduce the obligation so that the obligee does not receive a larger portion of the parties' combined income than the obligor.

- F. *Child Care Expenses.* Rule 1910.16-6(a) was amended in 2006 to provide that child care expenses incurred by both parties shall be apportioned between the parties in recognition of the fact that a non-custodial parent also may incur such expenses during his or her custodial periods with the children.
- G. *Spousal Support and Alimony Pendente Lite.* Subdivision (c) has been amended to require the court to consider the duration of the marriage in determining the duration of a spousal support or alimony pendente lite award. The language was moved from Rule 1910.16-5 which deals with deviation. The primary purpose of this provision is to prevent the unfairness that arises in a short-term marriage when the obligor is required to pay support over a substantially longer period of time than the parties were married and there is little or no opportunity for credit for these payments at the time of equitable distribution.
- H. *Other Amendments.* All of the examples in the guidelines have been updated to reflect the changes to the basic child support schedule. Prior explanatory comments have been deleted or revised and incorporated into new comments.

### **Explanatory Comment—2013**

The schedule of basic child support has been updated to reflect newer economic data. The schedule was prepared by Jane Venohr, Ph.D., the economist who assisted in the last guideline review using the same methodology. It includes an increase in the Self-Support Reserve to \$931 per month, the 2012 federal poverty level for one person.

### **Explanatory Comment—2017**

Pursuant to Pa.R.C.P. No. 1910.3(a), a person having custody of a child or caring for a child may initiate a support action against the child's parent(s). Previously, this rule only addressed when a public body or private agency had custody of a child but was silent with regard to an individual third party, e.g., grandparent, seeking support. The rule has

been amended by adding a new subdivision (a)(2) and renumbering the previous (a)(2) to (a)(3). In addition, an example illustrating the new (a)(2) calculation has been included.

Subdivision (a)(2) excludes the income of the third party/obligee, as that person does not have a duty of support to the child; instead, the rule uses the combined monthly net income of the parents to determine the basic child support amount, which is then apportioned between the parents consistent with their respective percentage of the combined monthly net income in the same manner as a parent vs. parent support action. However, under this rule, each parent would be a separate obligor, would pay the obligee their proportionate share under a separate support order, and would be subject to separate enforcement proceedings. Under (a)(2), the exclusion of the third party's income is consistent with Pa.R.C.P. No. 1910.16-2(b)(2)(ii) as that rule relates to an action for support by a third party against a surviving parent in which the child receives a Social Security derivative benefit due to the death of the other parent.

In accordance with Pa.R.C.P. No. 1910.16-6(c), payment of the first \$250 of unreimbursed medical expenses per year per child is applicable to third party/obligees in support actions governed by (a)(2). The first \$250 of unreimbursed medical expenses is built into the Basic Child Support Schedule.

**Rule 1910.16-2. Support Guidelines. Calculation of Monthly Net Income.**

Generally, the basic child support, spousal support, or alimony *pendente lite* obligation is based on the parties' monthly net incomes.

- (a) **Monthly Gross Income.** Monthly gross income is ordinarily based on at least a six-month average of a party's income. The support law, 23 Pa.C.S. § 4302, defines the term "income" and includes income from any source. The statute lists many types of income including, but not limited to:
- (1) wages, salaries, bonuses, fees, and commissions;
  - (2) net income from business or dealings in property;
  - (3) interest, rents, royalties, and dividends;
  - (4) pensions and all forms of retirement;
  - (5) income from an interest in an estate or trust;
  - (6) Social Security disability benefits, Social Security retirement benefits, temporary and permanent disability benefits, workers' compensation, and unemployment compensation;
  - (7) alimony if, in the trier-of-fact's discretion, inclusion of part or all of it is appropriate; and
  - (8) other entitlements to money or lump sum awards, without regard to source, including:
    - (i) lottery winnings;
    - (ii) income tax refunds;
    - (iii) insurance compensation or settlements;
    - (iv) awards and verdicts; and
    - (v) payments due to and collectible by an individual regardless of source.

(b) **Treatment of Public Assistance, SSI Benefits, Social Security Payments to a Child Due to a Parent's Death, Disability or Retirement, and Foster Care Payments.**

(1) **Public Assistance and SSI Benefits.** Neither public assistance nor Supplemental Security Income (SSI) benefits shall be included as income for determining support.

(2) **Child's Social Security Derivative Benefits.**

(i) If a child is receiving Social Security derivative benefits due to a parent's retirement or disability:

(A) The trier-of-fact shall determine the basic child support obligation as follows:

(I) add the child's benefit to the monthly net income of the party who receives the child's benefit;

(II) calculate the parties' combined monthly net income, including the child's benefit;

(III) determine the basic child support obligation set forth in the Pa.R.Civ.P. 1910.16-3 schedule; and

(IV) apportion the basic child support obligation between the parties based on the party's percentage of the combined monthly net income.

(B) If the obligee receives the child's benefit, the trier-of-fact shall deduct the child's benefit from the basic child support obligation of the party whose retirement or disability created the child's benefit.

(C) If the obligor receives the child's benefit, the trier-of-fact shall not deduct the child's benefit from the obligor's basic child support obligation, even if the obligor's retirement or disability created the child's benefit. To illustrate for the parties the impact of the obligor receiving the benefit instead of the obligee, the trier-of-fact shall provide the parties with two

calculations theoretically assigning the benefit to each household.

- (D) The trier-of-fact shall allocate the expenses in Pa.R.Civ.P. 1910.16-6(a)—(e) based on the parties' monthly net incomes without considering the child's benefit.
- (E) In equally shared custody cases, the party with the higher monthly net income, excluding the child's benefit, is the obligor.

(ii) If a child is receiving Social Security derivative benefits due to a parent's death, the trier-of-fact shall determine the surviving parent's basic child support obligation as follows:

- (A) The non-parent obligee's monthly net income shall include only those funds the obligee is receiving on the child's behalf, including the Social Security derivative benefit.
- (B) If the surviving-parent obligor receives the Social Security derivative benefit, the benefit shall be added to the parent's monthly net income to calculate child support.

(3) **Foster Care Payments.** If a party to a support action is a foster parent or is receiving payments from a public or private agency for the care of a child who is not the party's biological or adoptive child, the trier-of-fact shall not include those payments in the party's monthly net income for purposes of calculating child support for the foster parent's or other caretaker's biological or adoptive child.

(c) **Monthly Net Income.**

- (1) Unless these rules provide otherwise, the trier-of-fact shall deduct only the following items from monthly gross income to arrive at monthly net income:
  - (i) federal, state, and local income taxes;
  - (ii) unemployment compensation taxes and Local Services Taxes (LST);

- (iii) F.I.C.A. payments (Social Security, Medicare and Self-Employment taxes) and non-voluntary retirement payments;
  - (iv) mandatory union dues; and
  - (v) alimony paid to the other party.
- (2) In computing a spousal support or alimony *pendente lite* obligation, the trier-of-fact shall:
- (i) deduct from the obligor's monthly net income child support, spousal support, alimony *pendente lite*, or alimony amounts paid to children and former spouses, who are not part of this action; and
  - (ii) include in a party's monthly net income alimony *pendente lite* or alimony received from a former spouse that was not included in the party's gross income, as provided in subdivision (a).
- (d) **Reduced Income or Fluctuating Earnings.**
- (1) **Voluntary Income Reduction — Existing Orders.** [The trier-of-fact shall not downwardly adjust a party's net income from an existing order if the trier-of-fact finds that:
- (i) the party's income reduction resulted from the party willfully attempting to favorably affect the party's basic support obligation; or
  - (ii) the party voluntarily assumed a lower paying job, quit a job, left employment, changed occupations, changed employment status to pursue an education, or employment is terminated due to willful misconduct.]

**The trier-of-fact shall not adjust a party's monthly net income for voluntary decreases in income due to an employment situation over which the party has control, including, but not limited to, assuming a lower paying job, quitting a job, leaving employment, changing occupations, changing employment status to pursue an education, or willful misconduct resulting in the termination of employment.**

(2) **Involuntary Income Reduction[. Incarceration.] and Earnings Fluctuations – Existing Orders.**

(i) **Involuntary Income Reduction.** The trier-of-fact shall adjust a party's monthly net income from an existing order for substantial continuing involuntary decreases in income due to an employment situation over which the party has no control, including, but not limited to, illness, lay-off, termination, **incarceration**, or job elimination.

(ii) **[Incarceration.**

**(A) Except as set forth in subdivision (d)(2)(ii)(B), the trier-of-fact shall:**

**(I) consider an incarcerated party's income reduction as an involuntary income reduction as set forth in subdivision (d)(2)(i); and**

**(II) adjust the incarcerated party's monthly net income accordingly.**

**(B) Exception.**

**(I) A party's incarceration shall not constitute an involuntary income reduction when the incarceration is due to support enforcement purposes or a criminal offense in which the party's dependent child or the obligee was the victim; and**

**(II) The trier-of-fact makes a written finding that downwardly adjusting the incarcerated party's monthly net income would be unjust or inappropriate and, in a child support action, takes into consideration the child's best interest.]**

**Rescinded.**



- (iii) **Earnings Fluctuations.** The trier-of-fact shall not adjust a party's monthly net income from an existing order due to normal or temporary earnings fluctuations.
- (3) **Seasonal Employees.** Generally, the trier-of-fact shall base a seasonal employee's monthly net income on a yearly average.
- (4) **Earning Capacity – Initial Orders and Modifications.**
  - (i) When calculating an initial order **or modifying an existing order**, if a party **[willfully]** fails to obtain or maintain appropriate employment, the trier-of-fact **[may] shall** impute to the party an income equal to the party's earning capacity.
    - (A) **Earning Capacity Limitation.** The trier-of-fact:
      - (I) shall not impute **income** to the party **based on** an earning capacity that exceeds the amount the party could earn from one full-time position; and
      - (II) shall determine a reasonable work regimen based upon the party's relevant circumstances, including the jobs available within a particular occupation, working hours and conditions, and whether a party has exerted substantial good faith efforts to find employment.
    - (B) The trier-of-fact shall base the party's earning capacity on the subdivision (d)(4)(ii) factors.
    - (C) After assessing a party's earning capacity, the trier-of-fact shall state the reasons for the assessment in writing or on the record.
    - (D) When the trier-of-fact **[imputes] determines** an earning capacity to a party who would incur childcare expenses if the party were employed, the trier-of-fact shall consider reasonable childcare responsibilities and expenses for the purpose of discretionary allocation pursuant to Pa.R.Civ.P. 1910.16-6(a)(1)(ii).

- (ii) **Factors.** In determining a party's earning capacity, the trier-of-fact shall consider the party's:
  - (A) child care responsibilities and expenses **that would actually be incurred by the party if employed;**
  - (B) assets;
  - (C) residence;
  - (D) employment and earnings history;
  - (E) job skills;
  - (F) educational attainment;
  - (G) literacy;
  - (H) age;
  - (I) health;
  - (J) criminal record and other employment barriers;
  - (K) record of seeking work;
  - (L) local job market, including the availability of employers who are willing to hire the party;
  - (M) local community prevailing earnings level; and
  - (N) other relevant factors.

(e) **Net Income Affecting Application of the Support Guidelines.**

(1) **Low-Income Cases.**

(i) **Self-Support Reserve (SSR).**

- (A) The SSR is the minimum monthly net income reserved to the obligor to meet the obligor's basic needs.
- (B) The SSR amount is **[\$1,063] \$1,255** per month.

- (ii) **Action for Child Support Only.** When the obligor's monthly net income and the number of children in the action intersect in the Basic Child Support Schedule's shaded area as set forth in Pa.R.Civ.P. 1910.16-3, the trier-of-fact shall determine the obligor's basic child support obligation utilizing the lesser of the two calculated amounts from the following methodologies.
  - (A) The initial calculation is determined by using the obligor's monthly net income only, the schedule set forth in Pa.R.Civ.P. 1910.16-3, and the number of children.
  - (B) The second calculation is determined by using the parties' combined monthly net income and the basic child support formula in Pa.R.Civ.P. 1910.16-4(a).
  - (C) If the obligor's monthly net income is at or below the SSR, the trier-of-fact may award support only after consideration of the parties' actual financial resources and living expenses.
  
- (iii) **Action for Spousal Support/Alimony *Pendente Lite* Only.**
  - (A) After calculating the spousal support or alimony *pendente lite* obligation as provided in Pa.R.Civ.P. 1910.16-4, the spousal support obligation shall not reduce the obligor's monthly net income below the SSR.
  - (B) If the obligor's monthly net income after subtracting the spousal support or alimony *pendente lite* obligation is less than the SSR, the trier-of-fact shall adjust the spousal support or alimony *pendente lite* obligation downward by an amount sufficient for the obligor to retain the SSR amount.
  
- (iv) **Action with Child Support and Spousal Support or Alimony *Pendente Lite*.**

- (A) The trier-of-fact shall calculate the spousal support or alimony *pendente lite* obligation as provided in Pa.R.Civ.P. 1910.16-4.
  - (B) The trier-of-fact shall subtract the calculated spousal support or alimony *pendente lite* obligation from the obligor's monthly net income to determine the obligor's adjusted monthly net income.
  - (C) When the obligor's adjusted monthly net income and the number of children in the action intersect in the Basic Child Support Schedule's shaded area as set forth in Pa.R.Civ.P. 1910.16-3, the trier-of-fact:
    - (I) shall not award spousal support or alimony *pendente lite*; and
    - (II) shall calculate child support as provided in subdivision (e)(1)(ii).
  - (D) When the obligor's monthly net income and the number of children in the action do not intersect in the Basic Child Support Schedule's shaded area as set forth in Pa.R.Civ.P. 1910.16-3, the trier-of-fact shall calculate child support consistent with Pa.R.Civ.P. 1910.16-4.
    - (I) The combined spousal support or alimony *pendente lite* and basic child support obligations shall not reduce the obligor's remaining monthly net income below the SSR.
    - (II) If the obligor's monthly net income after subtracting the spousal support or alimony *pendente lite* and basic child support obligations is less than the SSR, the trier-of-fact shall adjust the support obligation downward by an amount sufficient for the obligor to retain the SSR amount.
- (2) **High-Income Cases.** If the parties' combined monthly net income exceeds \$30,000, the trier-of-fact shall calculate child support, spousal support, or alimony *pendente lite* pursuant to Pa.R.Civ.P. 1910.16-3.1.

- (f) **Child Tax Credit.** In order to maximize the total income available to the parties and children, the trier-of-fact may award, as appropriate, the federal child tax credit to the non-custodial parent, or to either parent in cases of equally shared custody, and require the other party to execute the waiver required by the Internal Revenue Code, 26 U.S.C. § 152(e). The trier-of-fact shall consider the tax consequences associated with the federal child tax credit in calculating the party's monthly net income available for support.

**Comment:** Concerning subdivision (a)(7), in determining the appropriateness of including alimony in gross income, the trier-of-fact shall consider whether the party receiving the alimony must include the amount received as gross income when filing federal income taxes. If the alimony is not includable in the party's gross income for federal income tax purposes, the trier-of-fact may include in the party's monthly net income the alimony received, as appropriate. See Pa.R.Civ.P. 1910.16-2(c)(2)(ii).

Since the reasons for ordering payment of alimony vary, the appropriateness of including it in the recipient's gross income must also vary. For example, if the obligor is paying \$1,000 per month in alimony for the express purpose of financing the obligee's college education, it would be inappropriate to consider that alimony as income from which the obligee could provide child support. However, if alimony is intended to finance the obligee's general living expenses, inclusion of the alimony as income is appropriate.

Concerning subdivision (a)(8), the trier-of-fact determines the most appropriate method for imputing lump-sum awards as income for purposes of establishing or modifying the party's support obligation. These awards may be annualized or averaged over a shorter or longer period depending on the case's circumstances. The trier-of-fact may require all or part of the lump sum award escrowed to secure the support obligation during that period.

The trier-of-fact shall not include income tax refunds in a party's income, if the trier-of-fact factored in the tax refund when calculating the party's actual tax obligation and monthly net income.

Concerning subdivision (b), care must be taken to distinguish Social Security from Supplemental Security Income (SSI) benefits. Social Security benefits are income pursuant to subdivision (a).

Subdivision (b) Example 1. The obligor has monthly net income of \$2,000. The obligee's monthly net income is \$1,500 and the obligee, as primary custodial parent of the parties' two children, receives \$700 per month in Social Security derivative benefits on behalf of the children as a result of the obligor's disability. Add the children's benefit to the obligee's income, which now is \$2,200 per month. At the parties' combined monthly

net income of \$4,200, the basic child support obligation for two children is ~~[\$1,372]~~ **\$1,445**. As the obligor's income is 48% of the parties' combined monthly net income, the obligor's preliminary share of the basic child support obligation is ~~[\$659]~~ **\$694**. However, because the obligor's disability created the children's Social Security derivative benefits that the obligee is receiving, the obligor's obligation is reduced by the amount of the benefit, \$700. As the support obligation cannot be less than zero, the obligor's basic child support obligation is \$0 per month. If it were the obligee's disability that created the benefit, the obligor's basic child support obligation would remain ~~[\$659]~~ **\$694**. If the obligor were receiving the children's benefit as a result of the obligor's retirement or disability, the obligor's monthly net income would include the amount of the benefit and total \$2,700, or 64% of the parties' combined monthly net income. The obligor's share of the basic child support obligation would then be ~~[\$878]~~ **\$925** and would not be reduced by the amount of the children's benefit because the obligor, not the obligee, is receiving the benefit. Therefore, the obligor's basic child support obligation is less if the obligee is receiving the benefit created by the obligor.

Subdivision (b) Example 2. Two children live with Grandmother who receives \$800 per month in Social Security death benefits for the children as a result of Father's death. Grandmother also receives \$500 per month from a trust established by Father for the benefit of the children. Grandmother is employed and earns \$2,000 net per month. Grandmother seeks support from the children's mother, who earns \$2,000 net per month. For purposes of calculating Mother's basic child support obligation, Grandmother's income will be \$1,300, the amount she receives on the children's behalf in Social Security derivative benefits and the trust income. (If Mother were receiving the benefit on the children's behalf, the benefit would be added to Mother's monthly net income and would be \$2,800. Grandmother's monthly net income would be \$500.) Therefore, Mother's and Grandmother's combined monthly net income totals \$3,300. The basic child support obligation at the \$3,300 monthly net income level for two children is ~~[\$1,137]~~ **\$1,156**. As Mother's monthly net income of \$2,000 is 61% of the parties' combined monthly net income of \$3,300, Mother's basic child support obligation is ~~[\$694]~~ **\$705**. Since Mother's retirement or disability did not generate the child's derivative benefit, the benefit amount is not subtracted from Mother's basic child support obligation, and Mother owes Grandmother ~~[\$694]~~ **\$705**. If Grandmother was not receiving the children's derivative benefits or trust income, Grandmother's monthly net income for purposes of calculating Mother's basic child support obligation would be zero, and Mother would pay 100% of the basic child support obligation because Grandmother has no duty to support the children.

Concerning subdivision (c)(1)(v), because the reasons for ordering payment of alimony vary, the appropriateness of including it in the recipient's monthly net income must also vary. For example, if the obligor is paying \$1,000 per month in alimony for the express purpose of financing the obligee's college education, it would be inappropriate to consider that alimony as income from which the obligee could provide child support.

However, if alimony is intended to finance the obligee's general living expenses, inclusion of the alimony as income is appropriate.

**Concerning subdivision (d)(4), a party's earning capacity may be determined to be \$0.00 in appropriate cases.**

The consideration of child care expenses if the party were employed in subdivision (d)(4)(i)(D) is not for purposes of reducing imputed income when calculating the party's basic child support obligation. The child care expenses that would be payable if a party were employed are subject to discretionary allocation pursuant to Pa.R.Civ.P. 1910.16-6(a)(1)(ii).

Concerning subdivision (d)(4)(ii), see 45 C.F.R. § 302.56(c)(1)(iii) regarding earning capacity factors.

**Concerning subdivision (d)(4)(ii)(A), the trier-of-fact shall consider an unemployed or underemployed parent's child care responsibilities and expenses when determining that parent's earning capacity. The trier-of-fact should consider whether child care is available and appropriate considering the child's needs. Assuming child care is available and appropriate, the trier-of-fact should next consider the child care expenses that the parent would actually pay if employed. This excludes child care provided at no cost to the parent by a family member or other responsible person. Additionally, any portion of a child care expense that would be eligible for subsidization by a third party or through a government program should not be included. If the unallocated hypothetical child care expenses are equal to or exceed the parent's earning capacity, then no income should be imputed for that parent, e.g., earning capacity is \$0.00. If the unallocated hypothetical child care expenses are less than the parent's earning capacity, then the hypothetical child care expenses that would be actually paid by the parent, if employed, may be allocated pursuant to Pa.R.Civ.P. 1910.16-6(a)(1)(ii).**

Subdivision (e)(1)(ii) Example: The parties have two children. The obligee has monthly net income of \$2,500. The obligor has monthly net income of \$1,500, which falls into the shaded area of the schedule for two children. The initial calculation is made using only the obligor's monthly net income. The basic child support obligation for two children would be **[\$397] \$223**. The second calculation uses the parties' combined monthly net income. The parties' combined monthly net income is \$4,000. The basic child support obligation for two children is **[\$1,340] \$1,377**. The obligor's proportionate share of the parties' combined monthly net income is 38% with a basic child support obligation of **[\$509] \$523**. The obligor's basic child support obligation using only the obligor's monthly net income is less than the calculated amount using the parties' combined monthly net income. As a result, the trier-of-fact should award the lesser amount, and the obligor's basic child support obligation is **[\$397] \$223**.

Subdivision (e)(1)(iii) Example: The obligor has **[\$1,200] \$1,500** monthly net income, and the obligee has \$300 monthly net income. The formula in Pa.R.Civ.P. 1910.16-4(a)(1)(Part B) would result in a monthly spousal support obligation of **[\$276] \$375** ( $(\text{[$1,200] } \$1,500 \times 33\% = \text{[$396] } \$495)$  minus  $(\$300 \times 40\% = \$120)$ ) for a total of **[\$276] \$375**). Since this amount leaves the obligor with only **[\$924] \$1,125** per month, the trier-of-fact should adjust the support obligation so the obligor retains at least **[\$1,063] \$1,125** per month. Therefore, the spousal support obligation is **[\$137] \$245** per month **[( \$1,200 - \$1,063)] ( \$1,500 - \$1,255)**.

Subdivision (e)(1)(iv) Example: Obligor and obligee have monthly net incomes of \$2,000 and \$165, respectively, and have two children. Calculating spousal support under subdivision (e)(1)(iv)(A) results in a spousal support obligation of \$450 ( $\$2,000 \times 25\%$  minus  $\$165 \times 30\%$ ). Obligor's adjusted monthly net income ( $\$2,000$  minus  $\$450$ ) is \$1,550. Obligor's adjusted monthly net income of \$1,550 with two children is in the shaded area of the Basic Child Support Schedule, and as a result, the trier-of-fact shall not award spousal support. Instead, the trier-of-fact should award child support only as provided in subdivision (e)(1)(ii).

Concerning subdivision (e)(2), see *Hanrahan v. Bakker*, 186 A.3d 958 (Pa. 2018).

### Historical Commentary

The following commentary is historical in nature and represents statements of the Committee at the time of rulemaking:

#### Explanatory Comment—2010

Subdivision (a) addresses gross income for purposes of calculating the support obligation by reference to the statutory definition at 23 Pa.C.S. § 4322. Subdivision (b) provides for the treatment of public assistance, SSI benefits, Social Security derivative benefits, and foster care payments.

Subdivision (c) sets forth the exclusive list of the deductions that may be taken from gross income in arriving at a party's net income. When the cost of health insurance premiums is treated as an additional expense subject to allocation between the parties under Pa.R.C.P. No. 1910.16-6, it is not deductible from gross income. However, part or all of the cost of health insurance premiums may be deducted from the obligor's gross income pursuant to Pa.R.C.P. No. 1910.16-6(b) in cases in which the obligor is paying the premiums and the obligee has no income or minimal income. Subdivision (c) relates to spousal support or alimony *pendente lite* awards when there are multiple families. In these cases, a party's monthly net income must be reduced to account for his or her child support obligations, as well as any pre-existing spousal support, alimony *pendente lite* or



alimony obligations being paid to former spouses who are not the subject of the support action.

Subdivision (d) has been amended to clarify the distinction between voluntary and involuntary changes in income and the imputing of earning capacity. Statutory provisions at 23 Pa.C.S. § 4322, as well as case law, are clear that a support obligation is based upon the ability of a party to pay, and that the concept of an earning capacity is intended to reflect a realistic, rather than a theoretical, ability to pay support. Amendments to subdivision (d) are intended to clarify when imposition of an earning capacity is appropriate.

Subdivision (e) has been amended to reflect the updated schedule in Pa.R.C.P. No. 1910.16-3 and the increase in the Self-Support Reserve (“SSR”). The schedule now applies to all cases in which the parties’ combined monthly net income is \$30,000 or less. The upper income limit of the prior schedule was only \$20,000. The support amount at each income level of the schedule also has changed, so the examples in Pa.R.C.P. No. 1910.16-2 were revised to be consistent with the new support amounts.

The SSR is intended to assure that obligors with low incomes retain sufficient income to meet their basic needs and to maintain the incentive to continue employment. When the obligor’s monthly net income or earning capacity falls into the shaded area of the schedule, the basic child support obligation can be derived directly from the schedule in Pa.R.C.P. No. 1910.16-3. There is no need to use the formula in Pa.R.C.P. No. 1910.16-4 to calculate the obligor’s support obligation because the SSR keeps the amount of the obligation the same regardless of the obligee’s income. The obligee’s income may be a relevant factor, however, in determining whether to deviate from the basic guideline obligation pursuant to Pa.R.C.P. No. 1910.16-5 and in considering whether to require the obligor to contribute to any additional expenses under Pa.R.C.P. No. 1910.16-6.

Since the schedule in Pa.R.C.P. No. 1910.16-3 sets forth basic child support only, subdivision (e)(1)(ii) is necessary to reflect the operation of the SSR in spousal support and alimony *pendente lite* cases. It adjusts the basic guideline obligation, which would otherwise be calculated under the formula in Pa.R.C.P. No. 1910.16-4, so that the obligor’s income does not fall below the SSR amount in these cases.

Previously, the SSR required that the obligor retain at least \$748 per month. The SSR now requires that the obligor retain income of at least \$867 per month, an amount equal to the 2008 federal poverty level for one person. When the obligor’s monthly net income is less than \$867, subdivision (e)(1)(iii) provides that the trier-of-fact must consider the parties’ actual living expenses before awarding support. The guidelines assume that at this income level the obligor is barely able to meet basic personal needs.

In these cases, therefore, entry of a minimal order may be appropriate. In some cases, it may not be appropriate to order support at all.

The schedule at Pa.R.C.P. No. 1910.16-3 sets forth the presumptive amount of basic child support to be awarded. If the circumstances warrant, the trier-of-fact may deviate from that amount under Pa.R.C.P. No. 1910.16-5 and may also consider a party's contribution to additional expenses, which are typically added to the basic amount of support under Pa.R.C.P. No. 1910.16-6. If, for example, the obligor earns only \$900 per month but is living with his or her parents, or has remarried and is living with a fully-employed spouse, the trier-of-fact may consider an upward deviation under Pa.R.C.P. No. 1910.16-5(b)(3) or may order the party to contribute to the additional expenses under Pa.R.C.P. No. 1910.16-6. Consistent with the goals of the SSR, however, the trier-of-fact should ensure that the overall support obligation leaves the obligor with sufficient income to meet basic personal needs and to maintain the incentive to continue working so that support can be paid.

Subdivision (e) also has been amended to eliminate the application of *Melzer v. Witsberger*, 480 A.2d 991 (Pa. 1984), in high-income child support cases. In cases in which the parties' combined net monthly income exceeds \$30,000, child support will be calculated in accordance with the three-step process in Pa.R.C.P. No. 1910.16-3.1(a).

### **Explanatory Comment—2013**

The SSR has been increased to \$931, the 2012 federal poverty level for one person. Subdivision (e) has been amended to require that when the obligor's income falls into the shaded area of the basic child support schedule in Pa.R.C.P. No. 1910.16-3, two calculations must be performed. One calculation uses only the obligor's income and the other is a regular calculation using both parties' incomes, awarding the lower amount to the obligee. The two-step process is intended to address those cases in which the obligor has minimal income and the obligee's income is substantially greater.

### **Explanatory Comment—2015**

The rule has been amended to provide that a party's support obligation will be reduced by the child's Social Security derivative benefit amount if that party's retirement or disability created the benefit and the benefit is being paid to the household in which the child primarily resides or the obligee in cases of equally shared custody. In most cases, payment of the benefit to the obligee's household will increase the resources available to the child and the parties. The rule is intended to encourage parties to direct that the child's benefits be paid to the obligee.

### **Explanatory Comment—2021**

The Self-Support Reserve is determined by the Federal Poverty Guideline for one person converted to a monthly amount—currently \$1,063—for the year the Basic Child Support Schedule was derived.

Subdivision (e)(1) addresses low-income cases and has been completely rewritten and identifies the current monthly Self-Support Reserve (SSR) amount as \$1,063. The SSR is the amount of the obligor's monthly net income that is reserved to meet the obligor's basic needs. Subdivisions (e)(1)(ii)—(iv) adjust the methodology for calculating support when the obligor's monthly net income is at or near the SSR amount.

**Rule 1910.16-3. Support Guidelines. Basic Child Support Schedule.**

The following schedule represents the amounts spent on children of intact families by combined monthly net income and number of children. Combined monthly net income is on the schedule's vertical axis, and the number of children is on the schedule's horizontal axis. This schedule determines the basic child support obligation. Unless these rules provide otherwise, the obligor's basic child support obligation shall be computed using either the formula set forth in [Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-4(a)(1)(Part C) or (a)(2)(Part I).

<The following scheduled is to be deleted.>

| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 1100                         | 33        | 33           | 34             | 34            | 34            | 35           |
| 1150                         | 78        | 79           | 80             | 81            | 81            | 82           |
| 1200                         | 123       | 124          | 126            | 127           | 128           | 130          |
| 1250                         | 168       | 170          | 172            | 174           | 175           | 177          |
| 1300                         | 213       | 215          | 218            | 220           | 222           | 225          |
| 1350                         | 258       | 261          | 264            | 267           | 269           | 272          |
| 1400                         | 303       | 306          | 310            | 313           | 316           | 320          |
| 1450                         | 334       | 352          | 356            | 360           | 363           | 367          |
| 1500                         | 346       | 397          | 402            | 406           | 410           | 415          |
| 1550                         | 357       | 443          | 448            | 453           | 457           | 462          |
| 1600                         | 369       | 488          | 494            | 499           | 504           | 510          |
| 1650                         | 380       | 534          | 540            | 546           | 551           | 557          |
| 1700                         | 392       | 579          | 586            | 592           | 598           | 605          |
| 1750                         | 403       | 614          | 632            | 639           | 645           | 652          |
| 1800                         | 415       | 632          | 678            | 685           | 692           | 700          |
| 1850                         | 426       | 649          | 724            | 732           | 739           | 747          |
| 1900                         | 438       | 667          | 770            | 778           | 786           | 795          |
| 1950                         | 449       | 684          | 816            | 825           | 833           | 842          |
| 2000                         | 461       | 702          | 848            | 871           | 880           | 890          |
| 2050                         | 472       | 719          | 869            | 918           | 927           | 937          |
| 2100                         | 484       | 737          | 891            | 964           | 974           | 985          |

Basic Child Support Schedule

| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| 2150                         | 495       | 754          | 912            | <b>1011</b>   | <b>1021</b>   | <b>1032</b>  |
| 2200                         | 507       | 772          | 933            | 1042          | <b>1068</b>   | <b>1080</b>  |
| 2250                         | 518       | 789          | 954            | 1066          | <b>1115</b>   | <b>1127</b>  |
| 2300                         | 530       | 807          | 976            | 1090          | <b>1162</b>   | <b>1175</b>  |
| 2350                         | 541       | 825          | 997            | 1113          | <b>1209</b>   | <b>1222</b>  |
| 2400                         | 553       | 842          | 1018           | 1137          | 1251          | <b>1270</b>  |
| 2450                         | 565       | 860          | 1039           | 1161          | 1277          | <b>1317</b>  |
| 2500                         | 576       | 877          | 1060           | 1184          | 1303          | <b>1365</b>  |
| 2550                         | 588       | 895          | 1082           | 1208          | 1329          | <b>1412</b>  |
| 2600                         | 599       | 912          | 1103           | 1232          | 1355          | <b>1460</b>  |
| 2650                         | 611       | 930          | 1124           | 1255          | 1381          | 1501         |
| 2700                         | 622       | 947          | 1145           | 1279          | 1407          | 1530         |
| 2750                         | 634       | 965          | 1166           | 1303          | 1433          | 1558         |
| 2800                         | 645       | 980          | 1184           | 1322          | 1455          | 1581         |
| 2850                         | 657       | 995          | 1201           | 1342          | 1476          | 1604         |
| 2900                         | 668       | 1010         | 1219           | 1361          | 1497          | 1628         |
| 2950                         | 680       | 1026         | 1236           | 1381          | 1519          | 1651         |
| 3000                         | 691       | 1041         | 1253           | 1400          | 1540          | 1674         |
| 3050                         | 703       | 1056         | 1271           | 1420          | 1562          | 1697         |
| 3100                         | 714       | 1071         | 1288           | 1439          | 1583          | 1721         |
| 3150                         | 726       | 1086         | 1306           | 1458          | 1604          | 1744         |
| 3200                         | 737       | 1103         | 1325           | 1479          | 1627          | 1769         |
| 3250                         | 747       | 1120         | 1345           | 1502          | 1652          | 1796         |
| 3300                         | 758       | 1137         | 1365           | 1524          | 1677          | 1823         |
| 3350                         | 768       | 1154         | 1385           | 1547          | 1702          | 1850         |
| 3400                         | 778       | 1171         | 1405           | 1569          | 1726          | 1876         |
| 3450                         | 789       | 1188         | 1425           | 1592          | 1751          | 1903         |
| 3500                         | 799       | 1205         | 1445           | 1614          | 1776          | 1930         |
| 3550                         | 810       | 1222         | 1465           | 1637          | 1800          | 1957         |
| 3600                         | 820       | 1238         | 1485           | 1659          | 1825          | 1983         |
| 3650                         | 828       | 1251         | 1500           | 1676          | 1843          | 2003         |
| 3700                         | 837       | 1264         | 1515           | 1692          | 1862          | 2023         |
| 3750                         | 845       | 1276         | 1530           | 1709          | 1880          | 2044         |

Basic Child Support Schedule

| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| 3800                         | 854       | 1289         | 1545           | 1726          | 1898          | 2064         |
| 3850                         | 862       | 1302         | 1560           | 1743          | 1917          | 2084         |
| 3900                         | 871       | 1314         | 1575           | 1759          | 1935          | 2104         |
| 3950                         | 879       | 1327         | 1590           | 1776          | 1954          | 2124         |
| 4000                         | 888       | 1340         | 1605           | 1793          | 1972          | 2144         |
| 4050                         | 894       | 1349         | 1616           | 1805          | 1986          | 2159         |
| 4100                         | 900       | 1357         | 1625           | 1815          | 1996          | 2170         |
| 4150                         | 905       | 1364         | 1633           | 1824          | 2007          | 2181         |
| 4200                         | 910       | 1372         | 1642           | 1834          | 2017          | 2193         |
| 4250                         | 915       | 1379         | 1650           | 1843          | 2028          | 2204         |
| 4300                         | 920       | 1387         | 1659           | 1853          | 2038          | 2215         |
| 4350                         | 926       | 1394         | 1667           | 1862          | 2048          | 2227         |
| 4400                         | 931       | 1402         | 1676           | 1872          | 2059          | 2238         |
| 4450                         | 936       | 1409         | 1684           | 1881          | 2069          | 2249         |
| 4500                         | 941       | 1414         | 1688           | 1886          | 2074          | 2255         |
| 4550                         | 945       | 1420         | 1692           | 1890          | 2079          | 2260         |
| 4600                         | 950       | 1425         | 1697           | 1895          | 2085          | 2266         |
| 4650                         | 955       | 1431         | 1701           | 1900          | 2090          | 2272         |
| 4700                         | 960       | 1436         | 1706           | 1905          | 2096          | 2278         |
| 4750                         | 964       | 1441         | 1710           | 1910          | 2101          | 2284         |
| 4800                         | 969       | 1447         | 1714           | 1915          | 2107          | 2290         |
| 4850                         | 974       | 1452         | 1719           | 1920          | 2112          | 2296         |
| 4900                         | 980       | 1461         | 1730           | 1933          | 2126          | 2311         |
| 4950                         | 986       | 1473         | 1745           | 1949          | 2144          | 2330         |
| 5000                         | 993       | 1484         | 1759           | 1965          | 2162          | 2350         |
| 5050                         | 999       | 1495         | 1774           | 1982          | 2180          | 2370         |
| 5100                         | 1006      | 1506         | 1789           | 1998          | 2198          | 2389         |
| 5150                         | 1012      | 1517         | 1803           | 2014          | 2216          | 2409         |
| 5200                         | 1019      | 1528         | 1818           | 2031          | 2234          | 2428         |
| 5250                         | 1026      | 1539         | 1833           | 2047          | 2252          | 2448         |
| 5300                         | 1032      | 1549         | 1845           | 2061          | 2267          | 2464         |
| 5350                         | 1036      | 1553         | 1849           | 2065          | 2272          | 2469         |
| 5400                         | 1040      | 1558         | 1853           | 2069          | 2276          | 2474         |

Basic Child Support Schedule

| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| 5450                         | 1044      | 1562         | 1856           | 2073          | 2281          | 2479         |
| 5500                         | 1048      | 1567         | 1860           | 2078          | 2285          | 2484         |
| 5550                         | 1052      | 1571         | 1864           | 2082          | 2290          | 2489         |
| 5600                         | 1056      | 1576         | 1867           | 2086          | 2294          | 2494         |
| 5650                         | 1060      | 1581         | 1871           | 2090          | 2299          | 2499         |
| 5700                         | 1064      | 1585         | 1875           | 2094          | 2304          | 2504         |
| 5750                         | 1069      | 1592         | 1881           | 2101          | 2312          | 2513         |
| 5800                         | 1074      | 1599         | 1889           | 2110          | 2321          | 2523         |
| 5850                         | 1080      | 1606         | 1896           | 2118          | 2330          | 2532         |
| 5900                         | 1085      | 1614         | 1903           | 2126          | 2339          | 2542         |
| 5950                         | 1091      | 1621         | 1911           | 2134          | 2348          | 2552         |
| 6000                         | 1097      | 1628         | 1918           | 2143          | 2357          | 2562         |
| 6050                         | 1102      | 1636         | 1926           | 2151          | 2366          | 2572         |
| 6100                         | 1108      | 1643         | 1933           | 2159          | 2375          | 2582         |
| 6150                         | 1114      | 1651         | 1942           | 2169          | 2386          | 2594         |
| 6200                         | 1122      | 1663         | 1955           | 2184          | 2402          | 2611         |
| 6250                         | 1131      | 1675         | 1968           | 2198          | 2418          | 2628         |
| 6300                         | 1139      | 1686         | 1981           | 2212          | 2434          | 2645         |
| 6350                         | 1147      | 1698         | 1993           | 2227          | 2449          | 2662         |
| 6400                         | 1155      | 1709         | 2006           | 2241          | 2465          | 2680         |
| 6450                         | 1164      | 1721         | 2019           | 2255          | 2481          | 2697         |
| 6500                         | 1172      | 1733         | 2032           | 2270          | 2497          | 2714         |
| 6550                         | 1180      | 1744         | 2045           | 2284          | 2512          | 2731         |
| 6600                         | 1188      | 1756         | 2058           | 2298          | 2528          | 2748         |
| 6650                         | 1197      | 1767         | 2070           | 2313          | 2544          | 2765         |
| 6700                         | 1205      | 1779         | 2083           | 2327          | 2560          | 2783         |
| 6750                         | 1213      | 1791         | 2096           | 2341          | 2576          | 2800         |
| 6800                         | 1220      | 1801         | 2109           | 2356          | 2591          | 2817         |
| 6850                         | 1226      | 1811         | 2122           | 2370          | 2607          | 2834         |
| 6900                         | 1232      | 1821         | 2135           | 2385          | 2623          | 2851         |
| 6950                         | 1238      | 1831         | 2148           | 2399          | 2639          | 2869         |
| 7000                         | 1244      | 1841         | 2161           | 2414          | 2655          | 2886         |
| 7050                         | 1250      | 1851         | 2174           | 2428          | 2671          | 2903         |

Basic Child Support Schedule

| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| 7100                         | 1256      | 1861         | 2187           | 2443          | 2687          | 2921         |
| 7150                         | 1262      | 1871         | 2200           | 2457          | 2703          | 2938         |
| 7200                         | 1268      | 1881         | 2213           | 2472          | 2719          | 2955         |
| 7250                         | 1274      | 1891         | 2226           | 2486          | 2735          | 2972         |
| 7300                         | 1281      | 1901         | 2239           | 2500          | 2750          | 2990         |
| 7350                         | 1287      | 1911         | 2251           | 2515          | 2766          | 3007         |
| 7400                         | 1293      | 1921         | 2264           | 2529          | 2782          | 3024         |
| 7450                         | 1297      | 1928         | 2272           | 2538          | 2792          | 3035         |
| 7500                         | 1302      | 1934         | 2279           | 2546          | 2801          | 3044         |
| 7550                         | 1307      | 1941         | 2287           | 2554          | 2809          | 3054         |
| 7600                         | 1312      | 1947         | 2294           | 2562          | 2818          | 3064         |
| 7650                         | 1316      | 1954         | 2301           | 2570          | 2827          | 3073         |
| 7700                         | 1321      | 1960         | 2308           | 2578          | 2836          | 3083         |
| 7750                         | 1326      | 1967         | 2315           | 2586          | 2845          | 3092         |
| 7800                         | 1330      | 1973         | 2322           | 2594          | 2854          | 3102         |
| 7850                         | 1335      | 1980         | 2330           | 2602          | 2862          | 3111         |
| 7900                         | 1340      | 1987         | 2337           | 2610          | 2871          | 3121         |
| 7950                         | 1345      | 1993         | 2344           | 2618          | 2880          | 3131         |
| 8000                         | 1349      | 2000         | 2351           | 2626          | 2889          | 3140         |
| 8050                         | 1354      | 2006         | 2359           | 2635          | 2898          | 3150         |
| 8100                         | 1360      | 2015         | 2367           | 2644          | 2908          | 3161         |
| 8150                         | 1366      | 2023         | 2375           | 2653          | 2918          | 3172         |
| 8200                         | 1372      | 2031         | 2384           | 2662          | 2929          | 3183         |
| 8250                         | 1379      | 2039         | 2392           | 2672          | 2939          | 3194         |
| 8300                         | 1385      | 2047         | 2400           | 2681          | 2949          | 3206         |
| 8350                         | 1391      | 2055         | 2408           | 2690          | 2959          | 3217         |
| 8400                         | 1397      | 2063         | 2417           | 2699          | 2969          | 3228         |
| 8450                         | 1403      | 2071         | 2425           | 2709          | 2980          | 3239         |
| 8500                         | 1409      | 2079         | 2433           | 2718          | 2990          | 3250         |
| 8550                         | 1415      | 2087         | 2442           | 2727          | 3000          | 3261         |
| 8600                         | 1421      | 2095         | 2450           | 2737          | 3010          | 3272         |
| 8650                         | 1427      | 2103         | 2458           | 2746          | 3020          | 3283         |
| 8700                         | 1433      | 2111         | 2466           | 2755          | 3031          | 3294         |



Basic Child Support Schedule

| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| 8750                         | 1439      | 2119         | 2475           | 2764          | 3041          | 3305         |
| 8800                         | 1445      | 2127         | 2483           | 2774          | 3051          | 3316         |
| 8850                         | 1451      | 2135         | 2491           | 2783          | 3061          | 3327         |
| 8900                         | 1457      | 2143         | 2499           | 2791          | 3070          | 3337         |
| 8950                         | 1461      | 2147         | 2503           | 2796          | 3076          | 3343         |
| 9000                         | 1465      | 2152         | 2508           | 2801          | 3082          | 3350         |
| 9050                         | 1468      | 2157         | 2513           | 2807          | 3087          | 3356         |
| 9100                         | 1472      | 2162         | 2517           | 2812          | 3093          | 3362         |
| 9150                         | 1476      | 2167         | 2522           | 2817          | 3099          | 3368         |
| 9200                         | 1480      | 2172         | 2526           | 2822          | 3104          | 3374         |
| 9250                         | 1484      | 2177         | 2531           | 2827          | 3110          | 3381         |
| 9300                         | 1488      | 2181         | 2536           | 2832          | 3116          | 3387         |
| 9350                         | 1492      | 2186         | 2540           | 2838          | 3121          | 3393         |
| 9400                         | 1495      | 2191         | 2545           | 2843          | 3127          | 3399         |
| 9450                         | 1499      | 2196         | 2550           | 2848          | 3133          | 3405         |
| 9500                         | 1503      | 2201         | 2554           | 2853          | 3138          | 3412         |
| 9550                         | 1507      | 2206         | 2559           | 2858          | 3144          | 3418         |
| 9600                         | 1511      | 2210         | 2564           | 2864          | 3150          | 3424         |
| 9650                         | 1515      | 2215         | 2568           | 2869          | 3156          | 3430         |
| 9700                         | 1519      | 2220         | 2573           | 2874          | 3161          | 3436         |
| 9750                         | 1524      | 2227         | 2580           | 2882          | 3170          | 3446         |
| 9800                         | 1531      | 2238         | 2593           | 2896          | 3186          | 3463         |
| 9850                         | 1538      | 2248         | 2605           | 2910          | 3201          | 3479         |
| 9900                         | 1545      | 2259         | 2618           | 2924          | 3216          | 3496         |
| 9950                         | 1552      | 2269         | 2630           | 2938          | 3231          | 3513         |
| 10000                        | 1559      | 2280         | 2642           | 2952          | 3247          | 3529         |
| 10050                        | 1566      | 2290         | 2655           | 2966          | 3262          | 3546         |
| 10100                        | 1573      | 2301         | 2667           | 2979          | 3277          | 3562         |
| 10150                        | 1581      | 2312         | 2680           | 2993          | 3293          | 3579         |
| 10200                        | 1588      | 2322         | 2692           | 3007          | 3308          | 3596         |
| 10250                        | 1595      | 2333         | 2705           | 3021          | 3323          | 3612         |
| 10300                        | 1602      | 2343         | 2717           | 3035          | 3339          | 3629         |
| 10350                        | 1609      | 2354         | 2730           | 3049          | 3354          | 3646         |

Basic Child Support Schedule

| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| 10400                        | 1616      | 2365         | 2742           | 3063          | 3369          | 3662         |
| 10450                        | 1623      | 2375         | 2754           | 3077          | 3384          | 3679         |
| 10500                        | 1631      | 2386         | 2767           | 3091          | 3400          | 3695         |
| 10550                        | 1638      | 2396         | 2779           | 3105          | 3415          | 3712         |
| 10600                        | 1645      | 2407         | 2792           | 3118          | 3430          | 3729         |
| 10650                        | 1652      | 2417         | 2804           | 3132          | 3446          | 3745         |
| 10700                        | 1659      | 2428         | 2817           | 3146          | 3461          | 3762         |
| 10750                        | 1666      | 2439         | 2829           | 3160          | 3476          | 3779         |
| 10800                        | 1673      | 2449         | 2842           | 3174          | 3491          | 3795         |
| 10850                        | 1680      | 2460         | 2854           | 3188          | 3507          | 3812         |
| 10900                        | 1688      | 2470         | 2867           | 3202          | 3522          | 3828         |
| 10950                        | 1695      | 2481         | 2879           | 3216          | 3537          | 3845         |
| 11000                        | 1702      | 2491         | 2891           | 3230          | 3553          | 3862         |
| 11050                        | 1708      | 2499         | 2899           | 3239          | 3562          | 3872         |
| 11100                        | 1713      | 2507         | 2907           | 3247          | 3572          | 3883         |
| 11150                        | 1719      | 2514         | 2915           | 3256          | 3581          | 3893         |
| 11200                        | 1725      | 2522         | 2922           | 3264          | 3591          | 3903         |
| 11250                        | 1730      | 2529         | 2930           | 3273          | 3600          | 3913         |
| 11300                        | 1736      | 2537         | 2938           | 3282          | 3610          | 3924         |
| 11350                        | 1742      | 2544         | 2946           | 3290          | 3619          | 3934         |
| 11400                        | 1747      | 2552         | 2953           | 3299          | 3629          | 3944         |
| 11450                        | 1753      | 2559         | 2961           | 3307          | 3638          | 3955         |
| 11500                        | 1759      | 2567         | 2969           | 3316          | 3648          | 3965         |
| 11550                        | 1764      | 2574         | 2976           | 3325          | 3657          | 3975         |
| 11600                        | 1770      | 2582         | 2984           | 3333          | 3667          | 3986         |
| 11650                        | 1776      | 2589         | 2992           | 3342          | 3676          | 3996         |
| 11700                        | 1782      | 2597         | 3000           | 3350          | 3686          | 4006         |
| 11750                        | 1787      | 2604         | 3007           | 3359          | 3695          | 4016         |
| 11800                        | 1793      | 2612         | 3015           | 3368          | 3704          | 4027         |
| 11850                        | 1799      | 2619         | 3023           | 3376          | 3714          | 4037         |
| 11900                        | 1804      | 2627         | 3030           | 3385          | 3723          | 4047         |
| 11950                        | 1810      | 2634         | 3038           | 3394          | 3733          | 4058         |
| 12000                        | 1816      | 2642         | 3046           | 3402          | 3742          | 4068         |

Basic Child Support Schedule

| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| 12050                        | 1821      | 2649         | 3053           | 3411          | 3752          | 4078         |
| 12100                        | 1827      | 2657         | 3061           | 3419          | 3761          | 4089         |
| 12150                        | 1833      | 2664         | 3069           | 3428          | 3771          | 4099         |
| 12200                        | 1838      | 2672         | 3077           | 3437          | 3780          | 4109         |
| 12250                        | 1844      | 2679         | 3084           | 3445          | 3790          | 4119         |
| 12300                        | 1850      | 2687         | 3092           | 3454          | 3799          | 4130         |
| 12350                        | 1855      | 2695         | 3100           | 3462          | 3809          | 4140         |
| 12400                        | 1861      | 2702         | 3107           | 3471          | 3818          | 4150         |
| 12450                        | 1867      | 2710         | 3115           | 3480          | 3828          | 4161         |
| 12500                        | 1873      | 2717         | 3123           | 3488          | 3837          | 4171         |
| 12550                        | 1878      | 2725         | 3131           | 3497          | 3847          | 4181         |
| 12600                        | 1884      | 2732         | 3138           | 3505          | 3856          | 4191         |
| 12650                        | 1890      | 2740         | 3146           | 3514          | 3865          | 4202         |
| 12700                        | 1895      | 2747         | 3154           | 3523          | 3875          | 4213         |
| 12750                        | 1900      | 2756         | 3166           | 3536          | 3890          | 4228         |
| 12800                        | 1905      | 2764         | 3177           | 3549          | 3904          | 4244         |
| 12850                        | 1910      | 2773         | 3189           | 3562          | 3918          | 4259         |
| 12900                        | 1915      | 2782         | 3200           | 3575          | 3932          | 4274         |
| 12950                        | 1920      | 2790         | 3212           | 3588          | 3947          | 4290         |
| 13000                        | 1925      | 2799         | 3224           | 3601          | 3961          | 4305         |
| 13050                        | 1930      | 2807         | 3235           | 3614          | 3975          | 4321         |
| 13100                        | 1935      | 2816         | 3247           | 3627          | 3989          | 4336         |
| 13150                        | 1940      | 2825         | 3258           | 3640          | 4004          | 4352         |
| 13200                        | 1945      | 2833         | 3270           | 3652          | 4018          | 4367         |
| 13250                        | 1950      | 2842         | 3281           | 3665          | 4032          | 4383         |
| 13300                        | 1955      | 2850         | 3293           | 3678          | 4046          | 4398         |
| 13350                        | 1960      | 2859         | 3305           | 3691          | 4060          | 4414         |
| 13400                        | 1965      | 2868         | 3316           | 3704          | 4075          | 4429         |
| 13450                        | 1970      | 2876         | 3328           | 3717          | 4089          | 4445         |
| 13500                        | 1975      | 2885         | 3339           | 3730          | 4103          | 4460         |
| 13550                        | 1980      | 2893         | 3351           | 3743          | 4117          | 4476         |
| 13600                        | 1985      | 2902         | 3363           | 3756          | 4132          | 4491         |
| 13650                        | 1990      | 2910         | 3374           | 3769          | 4146          | 4506         |

Basic Child Support Schedule

| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| 13700                        | 1995      | 2919         | 3386           | 3782          | 4160          | 4522         |
| 13750                        | 2000      | 2928         | 3397           | 3795          | 4174          | 4537         |
| 13800                        | 2005      | 2936         | 3409           | 3808          | 4188          | 4553         |
| 13850                        | 2010      | 2945         | 3420           | 3821          | 4203          | 4568         |
| 13900                        | 2015      | 2953         | 3432           | 3834          | 4217          | 4584         |
| 13950                        | 2020      | 2962         | 3444           | 3847          | 4231          | 4599         |
| 14000                        | 2025      | 2971         | 3455           | 3859          | 4245          | 4615         |
| 14050                        | 2030      | 2979         | 3467           | 3872          | 4260          | 4630         |
| 14100                        | 2035      | 2988         | 3478           | 3885          | 4274          | 4646         |
| 14150                        | 2040      | 2996         | 3490           | 3898          | 4288          | 4661         |
| 14200                        | 2045      | 3005         | 3502           | 3911          | 4302          | 4677         |
| 14250                        | 2050      | 3014         | 3513           | 3924          | 4317          | 4692         |
| 14300                        | 2055      | 3022         | 3525           | 3937          | 4331          | 4708         |
| 14350                        | 2060      | 3031         | 3536           | 3950          | 4345          | 4723         |
| 14400                        | 2065      | 3039         | 3548           | 3963          | 4359          | 4738         |
| 14450                        | 2070      | 3048         | 3559           | 3976          | 4373          | 4754         |
| 14500                        | 2075      | 3056         | 3571           | 3989          | 4388          | 4769         |
| 14550                        | 2080      | 3065         | 3583           | 4002          | 4402          | 4785         |
| 14600                        | 2085      | 3074         | 3594           | 4015          | 4416          | 4800         |
| 14650                        | 2090      | 3082         | 3606           | 4028          | 4430          | 4816         |
| 14700                        | 2095      | 3091         | 3617           | 4041          | 4445          | 4831         |
| 14750                        | 2100      | 3099         | 3629           | 4053          | 4459          | 4847         |
| 14800                        | 2105      | 3108         | 3640           | 4066          | 4473          | 4862         |
| 14850                        | 2110      | 3117         | 3652           | 4079          | 4487          | 4878         |
| 14900                        | 2115      | 3125         | 3664           | 4092          | 4502          | 4893         |
| 14950                        | 2120      | 3134         | 3675           | 4105          | 4516          | 4909         |
| 15000                        | 2125      | 3142         | 3687           | 4118          | 4530          | 4924         |
| 15050                        | 2130      | 3151         | 3698           | 4131          | 4544          | 4940         |
| 15100                        | 2135      | 3160         | 3710           | 4144          | 4558          | 4955         |
| 15150                        | 2140      | 3168         | 3722           | 4157          | 4573          | 4970         |
| 15200                        | 2145      | 3177         | 3733           | 4170          | 4587          | 4986         |
| 15250                        | 2150      | 3185         | 3744           | 4182          | 4600          | 5000         |
| 15300                        | 2155      | 3192         | 3752           | 4191          | 4610          | 5011         |

Basic Child Support Schedule

| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| 15350                        | 2161      | 3200         | 3760           | 4200          | 4620          | 5022         |
| 15400                        | 2166      | 3207         | 3769           | 4210          | 4631          | 5034         |
| 15450                        | 2171      | 3215         | 3777           | 4219          | 4641          | 5045         |
| 15500                        | 2176      | 3222         | 3786           | 4229          | 4651          | 5056         |
| 15550                        | 2181      | 3229         | 3794           | 4238          | 4662          | 5067         |
| 15600                        | 2186      | 3237         | 3802           | 4247          | 4672          | 5078         |
| 15650                        | 2192      | 3244         | 3811           | 4257          | 4682          | 5090         |
| 15700                        | 2197      | 3252         | 3819           | 4266          | 4693          | 5101         |
| 15750                        | 2202      | 3259         | 3828           | 4275          | 4703          | 5112         |
| 15800                        | 2207      | 3266         | 3836           | 4285          | 4713          | 5123         |
| 15850                        | 2212      | 3274         | 3844           | 4294          | 4724          | 5135         |
| 15900                        | 2218      | 3281         | 3853           | 4304          | 4734          | 5146         |
| 15950                        | 2223      | 3289         | 3861           | 4313          | 4744          | 5157         |
| 16000                        | 2228      | 3296         | 3870           | 4322          | 4754          | 5168         |
| 16050                        | 2233      | 3304         | 3878           | 4332          | 4765          | 5179         |
| 16100                        | 2238      | 3311         | 3886           | 4341          | 4775          | 5191         |
| 16150                        | 2244      | 3318         | 3895           | 4350          | 4785          | 5202         |
| 16200                        | 2249      | 3326         | 3903           | 4360          | 4796          | 5213         |
| 16250                        | 2254      | 3333         | 3911           | 4369          | 4806          | 5224         |
| 16300                        | 2259      | 3341         | 3920           | 4378          | 4816          | 5235         |
| 16350                        | 2264      | 3348         | 3928           | 4388          | 4827          | 5247         |
| 16400                        | 2269      | 3355         | 3937           | 4397          | 4837          | 5258         |
| 16450                        | 2275      | 3363         | 3945           | 4407          | 4847          | 5269         |
| 16500                        | 2280      | 3370         | 3953           | 4416          | 4858          | 5280         |
| 16550                        | 2285      | 3378         | 3962           | 4425          | 4868          | 5291         |
| 16600                        | 2290      | 3385         | 3970           | 4435          | 4878          | 5303         |
| 16650                        | 2295      | 3393         | 3979           | 4444          | 4888          | 5314         |
| 16700                        | 2301      | 3400         | 3987           | 4453          | 4899          | 5325         |
| 16750                        | 2306      | 3407         | 3995           | 4463          | 4909          | 5336         |
| 16800                        | 2311      | 3415         | 4004           | 4472          | 4919          | 5347         |
| 16850                        | 2316      | 3422         | 4012           | 4482          | 4930          | 5359         |
| 16900                        | 2321      | 3430         | 4021           | 4491          | 4940          | 5370         |
| 16950                        | 2327      | 3437         | 4029           | 4500          | 4950          | 5381         |

Basic Child Support Schedule

| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| 17000                        | 2332      | 3445         | 4037           | 4510          | 4961          | 5392         |
| 17050                        | 2337      | 3452         | 4046           | 4519          | 4971          | 5403         |
| 17100                        | 2342      | 3459         | 4054           | 4528          | 4981          | 5415         |
| 17150                        | 2347      | 3467         | 4062           | 4538          | 4992          | 5426         |
| 17200                        | 2352      | 3474         | 4071           | 4547          | 5002          | 5437         |
| 17250                        | 2358      | 3482         | 4079           | 4557          | 5012          | 5448         |
| 17300                        | 2363      | 3489         | 4088           | 4566          | 5023          | 5459         |
| 17350                        | 2368      | 3496         | 4096           | 4575          | 5033          | 5471         |
| 17400                        | 2373      | 3504         | 4104           | 4585          | 5043          | 5482         |
| 17450                        | 2378      | 3511         | 4113           | 4594          | 5053          | 5493         |
| 17500                        | 2384      | 3519         | 4121           | 4603          | 5064          | 5504         |
| 17550                        | 2389      | 3526         | 4130           | 4613          | 5074          | 5515         |
| 17600                        | 2394      | 3534         | 4138           | 4622          | 5084          | 5527         |
| 17650                        | 2399      | 3541         | 4146           | 4632          | 5095          | 5538         |
| 17700                        | 2404      | 3548         | 4155           | 4641          | 5105          | 5549         |
| 17750                        | 2410      | 3556         | 4163           | 4650          | 5115          | 5560         |
| 17800                        | 2415      | 3563         | 4172           | 4660          | 5126          | 5572         |
| 17850                        | 2420      | 3571         | 4180           | 4669          | 5136          | 5583         |
| 17900                        | 2425      | 3578         | 4188           | 4678          | 5146          | 5594         |
| 17950                        | 2430      | 3585         | 4197           | 4688          | 5157          | 5605         |
| 18000                        | 2435      | 3593         | 4205           | 4697          | 5167          | 5616         |
| 18050                        | 2441      | 3600         | 4214           | 4706          | 5177          | 5628         |
| 18100                        | 2446      | 3608         | 4222           | 4716          | 5187          | 5639         |
| 18150                        | 2451      | 3615         | 4230           | 4725          | 5198          | 5650         |
| 18200                        | 2456      | 3623         | 4239           | 4735          | 5208          | 5661         |
| 18250                        | 2461      | 3630         | 4247           | 4744          | 5218          | 5672         |
| 18300                        | 2467      | 3637         | 4255           | 4753          | 5229          | 5684         |
| 18350                        | 2472      | 3645         | 4264           | 4763          | 5239          | 5695         |
| 18400                        | 2477      | 3652         | 4272           | 4772          | 5249          | 5706         |
| 18450                        | 2482      | 3660         | 4281           | 4781          | 5260          | 5717         |
| 18500                        | 2487      | 3667         | 4289           | 4791          | 5270          | 5728         |
| 18550                        | 2493      | 3674         | 4297           | 4800          | 5280          | 5740         |
| 18600                        | 2498      | 3682         | 4306           | 4810          | 5291          | 5751         |

Basic Child Support Schedule

| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| 18650                        | 2503      | 3689         | 4314           | 4819          | 5301          | 5762         |
| 18700                        | 2508      | 3697         | 4323           | 4828          | 5311          | 5773         |
| 18750                        | 2513      | 3704         | 4331           | 4838          | 5321          | 5784         |
| 18800                        | 2519      | 3712         | 4339           | 4847          | 5332          | 5796         |
| 18850                        | 2524      | 3719         | 4348           | 4856          | 5342          | 5807         |
| 18900                        | 2529      | 3726         | 4356           | 4866          | 5352          | 5818         |
| 18950                        | 2534      | 3734         | 4365           | 4875          | 5363          | 5829         |
| 19000                        | 2539      | 3741         | 4373           | 4885          | 5373          | 5840         |
| 19050                        | 2544      | 3749         | 4381           | 4894          | 5383          | 5852         |
| 19100                        | 2550      | 3756         | 4390           | 4903          | 5394          | 5863         |
| 19150                        | 2555      | 3763         | 4398           | 4913          | 5404          | 5874         |
| 19200                        | 2560      | 3771         | 4406           | 4922          | 5414          | 5885         |
| 19250                        | 2565      | 3778         | 4415           | 4931          | 5425          | 5896         |
| 19300                        | 2570      | 3786         | 4423           | 4941          | 5435          | 5908         |
| 19350                        | 2576      | 3793         | 4432           | 4950          | 5445          | 5919         |
| 19400                        | 2581      | 3801         | 4440           | 4960          | 5455          | 5930         |
| 19450                        | 2586      | 3808         | 4448           | 4969          | 5466          | 5941         |
| 19500                        | 2591      | 3815         | 4457           | 4978          | 5476          | 5953         |
| 19550                        | 2596      | 3823         | 4465           | 4988          | 5486          | 5964         |
| 19600                        | 2602      | 3830         | 4474           | 4997          | 5497          | 5975         |
| 19650                        | 2607      | 3838         | 4482           | 5006          | 5507          | 5986         |
| 19700                        | 2612      | 3845         | 4490           | 5016          | 5517          | 5997         |
| 19750                        | 2617      | 3852         | 4499           | 5025          | 5528          | 6009         |
| 19800                        | 2622      | 3860         | 4507           | 5034          | 5538          | 6020         |
| 19850                        | 2627      | 3867         | 4516           | 5044          | 5548          | 6031         |
| 19900                        | 2633      | 3875         | 4524           | 5053          | 5559          | 6042         |
| 19950                        | 2638      | 3882         | 4532           | 5063          | 5569          | 6053         |
| 20000                        | 2643      | 3890         | 4541           | 5072          | 5579          | 6065         |
| 20050                        | 2648      | 3897         | 4549           | 5081          | 5589          | 6076         |
| 20100                        | 2653      | 3904         | 4557           | 5091          | 5600          | 6087         |
| 20150                        | 2659      | 3912         | 4566           | 5100          | 5610          | 6098         |
| 20200                        | 2664      | 3919         | 4574           | 5109          | 5620          | 6109         |
| 20250                        | 2669      | 3927         | 4583           | 5119          | 5631          | 6121         |

Basic Child Support Schedule

| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| 20300                        | 2674      | 3934         | 4591           | 5128          | 5641          | 6132         |
| 20350                        | 2679      | 3941         | 4599           | 5138          | 5651          | 6143         |
| 20400                        | 2685      | 3949         | 4608           | 5147          | 5662          | 6154         |
| 20450                        | 2690      | 3956         | 4616           | 5156          | 5672          | 6165         |
| 20500                        | 2695      | 3964         | 4625           | 5166          | 5682          | 6177         |
| 20550                        | 2700      | 3971         | 4633           | 5175          | 5693          | 6188         |
| 20600                        | 2705      | 3979         | 4641           | 5184          | 5703          | 6199         |
| 20650                        | 2710      | 3986         | 4650           | 5194          | 5713          | 6210         |
| 20700                        | 2716      | 3993         | 4658           | 5203          | 5723          | 6221         |
| 20750                        | 2721      | 4001         | 4667           | 5213          | 5734          | 6233         |
| 20800                        | 2726      | 4008         | 4675           | 5222          | 5744          | 6244         |
| 20850                        | 2731      | 4016         | 4683           | 5231          | 5754          | 6255         |
| 20900                        | 2736      | 4023         | 4692           | 5241          | 5765          | 6266         |
| 20950                        | 2742      | 4030         | 4700           | 5250          | 5775          | 6277         |
| 21000                        | 2747      | 4038         | 4709           | 5259          | 5785          | 6289         |
| 21050                        | 2752      | 4045         | 4717           | 5269          | 5796          | 6300         |
| 21100                        | 2757      | 4053         | 4725           | 5278          | 5806          | 6311         |
| 21150                        | 2762      | 4060         | 4734           | 5288          | 5816          | 6322         |
| 21200                        | 2768      | 4068         | 4742           | 5297          | 5827          | 6333         |
| 21250                        | 2773      | 4075         | 4750           | 5306          | 5837          | 6345         |
| 21300                        | 2778      | 4082         | 4759           | 5316          | 5847          | 6356         |
| 21350                        | 2783      | 4090         | 4767           | 5325          | 5858          | 6367         |
| 21400                        | 2788      | 4097         | 4776           | 5334          | 5868          | 6378         |
| 21450                        | 2793      | 4105         | 4784           | 5344          | 5878          | 6390         |
| 21500                        | 2799      | 4112         | 4792           | 5353          | 5888          | 6401         |
| 21550                        | 2804      | 4119         | 4801           | 5362          | 5899          | 6412         |
| 21600                        | 2809      | 4127         | 4809           | 5372          | 5909          | 6423         |
| 21650                        | 2814      | 4134         | 4818           | 5381          | 5919          | 6434         |
| 21700                        | 2819      | 4142         | 4826           | 5391          | 5930          | 6446         |
| 21750                        | 2825      | 4149         | 4834           | 5400          | 5940          | 6457         |
| 21800                        | 2830      | 4157         | 4843           | 5409          | 5950          | 6468         |
| 21850                        | 2835      | 4164         | 4851           | 5419          | 5961          | 6479         |
| 21900                        | 2840      | 4171         | 4860           | 5428          | 5971          | 6490         |



Basic Child Support Schedule

| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| 21950                        | 2845      | 4173         | 4862           | 5430          | 5974          | 6493         |
| 22000                        | 2850      | 4174         | 4862           | 5431          | 5974          | 6494         |
| 22050                        | 2854      | 4174         | 4863           | 5432          | 5975          | 6495         |
| 22100                        | 2859      | 4175         | 4863           | 5432          | 5976          | 6495         |
| 22150                        | 2864      | 4175         | 4864           | 5433          | 5976          | 6496         |
| 22200                        | 2869      | 4176         | 4864           | 5434          | 5977          | 6497         |
| 22250                        | 2873      | 4176         | 4865           | 5434          | 5978          | 6498         |
| 22300                        | 2878      | 4177         | 4866           | 5435          | 5978          | 6498         |
| 22350                        | 2883      | 4177         | 4866           | 5435          | 5979          | 6499         |
| 22400                        | 2888      | 4178         | 4867           | 5436          | 5980          | 6500         |
| 22450                        | 2892      | 4178         | 4867           | 5437          | 5980          | 6501         |
| 22500                        | 2897      | 4179         | 4868           | 5437          | 5981          | 6501         |
| 22550                        | 2902      | 4179         | 4868           | 5438          | 5982          | 6502         |
| 22600                        | 2907      | 4179         | 4869           | 5439          | 5982          | 6503         |
| 22650                        | 2911      | 4180         | 4869           | 5439          | 5983          | 6504         |
| 22700                        | 2916      | 4180         | 4870           | 5440          | 5984          | 6504         |
| 22750                        | 2921      | 4181         | 4871           | 5440          | 5984          | 6505         |
| 22800                        | 2926      | 4181         | 4871           | 5441          | 5985          | 6506         |
| 22850                        | 2930      | 4182         | 4872           | 5442          | 5986          | 6507         |
| 22900                        | 2935      | 4182         | 4872           | 5442          | 5986          | 6507         |
| 22950                        | 2940      | 4183         | 4873           | 5443          | 5987          | 6508         |
| 23000                        | 2945      | 4183         | 4873           | 5443          | 5988          | 6509         |
| 23050                        | 2949      | 4184         | 4874           | 5444          | 5989          | 6510         |
| 23100                        | 2954      | 4184         | 4874           | 5445          | 5989          | 6510         |
| 23150                        | 2959      | 4185         | 4875           | 5445          | 5990          | 6511         |
| 23200                        | 2963      | 4185         | 4876           | 5446          | 5991          | 6512         |
| 23250                        | 2968      | 4186         | 4876           | 5447          | 5991          | 6513         |
| 23300                        | 2973      | 4186         | 4877           | 5447          | 5992          | 6513         |
| 23350                        | 2978      | 4187         | 4877           | 5448          | 5993          | 6514         |
| 23400                        | 2982      | 4187         | 4878           | 5448          | 5993          | 6515         |
| 23450                        | 2987      | 4188         | 4878           | 5449          | 5994          | 6515         |
| 23500                        | 2992      | 4188         | 4879           | 5450          | 5995          | 6516         |
| 23550                        | 2997      | 4189         | 4879           | 5450          | 5995          | 6517         |

Basic Child Support Schedule

| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| 23600                        | 3001      | 4189         | 4880           | 5451          | 5996          | 6518         |
| 23650                        | 3006      | 4189         | 4881           | 5452          | 5997          | 6518         |
| 23700                        | 3011      | 4190         | 4881           | 5452          | 5997          | 6519         |
| 23750                        | 3016      | 4190         | 4882           | 5453          | 5998          | 6520         |
| 23800                        | 3020      | 4191         | 4882           | 5453          | 5999          | 6521         |
| 23850                        | 3025      | 4191         | 4883           | 5454          | 5999          | 6521         |
| 23900                        | 3030      | 4192         | 4883           | 5455          | 6000          | 6522         |
| 23950                        | 3035      | 4192         | 4884           | 5455          | 6001          | 6523         |
| 24000                        | 3039      | 4193         | 4884           | 5456          | 6002          | 6524         |
| 24050                        | 3044      | 4193         | 4885           | 5457          | 6002          | 6524         |
| 24100                        | 3049      | 4194         | 4886           | 5457          | 6003          | 6525         |
| 24150                        | 3054      | 4194         | 4886           | 5458          | 6004          | 6526         |
| 24200                        | 3058      | 4195         | 4887           | 5458          | 6004          | 6527         |
| 24250                        | 3063      | 4195         | 4887           | 5459          | 6005          | 6527         |
| 24300                        | 3068      | 4196         | 4888           | 5460          | 6006          | 6528         |
| 24350                        | 3072      | 4196         | 4888           | 5460          | 6006          | 6529         |
| 24400                        | 3077      | 4197         | 4889           | 5461          | 6007          | 6530         |
| 24450                        | 3082      | 4197         | 4889           | 5462          | 6008          | 6530         |
| 24500                        | 3087      | 4198         | 4890           | 5462          | 6008          | 6531         |
| 24550                        | 3091      | 4198         | 4891           | 5463          | 6009          | 6532         |
| 24600                        | 3096      | 4199         | 4891           | 5463          | 6010          | 6533         |
| 24650                        | 3101      | 4199         | 4892           | 5464          | 6010          | 6533         |
| 24700                        | 3106      | 4200         | 4892           | 5465          | 6011          | 6534         |
| 24750                        | 3110      | 4200         | 4893           | 5465          | 6012          | 6535         |
| 24800                        | 3115      | 4200         | 4893           | 5466          | 6012          | 6536         |
| 24850                        | 3120      | 4201         | 4894           | 5466          | 6013          | 6536         |
| 24900                        | 3125      | 4201         | 4894           | 5467          | 6014          | 6537         |
| 24950                        | 3129      | 4202         | 4895           | 5468          | 6014          | 6538         |
| 25000                        | 3134      | 4202         | 4896           | 5468          | 6015          | 6538         |
| 25050                        | 3139      | 4203         | 4896           | 5469          | 6016          | 6539         |
| 25100                        | 3144      | 4203         | 4897           | 5470          | 6017          | 6540         |
| 25150                        | 3148      | 4204         | 4897           | 5470          | 6017          | 6541         |
| 25200                        | 3153      | 4204         | 4898           | 5471          | 6018          | 6541         |

Basic Child Support Schedule

| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| 25250                        | 3158      | 4205         | 4898           | 5471          | 6019          | 6542         |
| 25300                        | 3162      | 4205         | 4899           | 5472          | 6019          | 6543         |
| 25350                        | 3167      | 4206         | 4899           | 5473          | 6020          | 6544         |
| 25400                        | 3172      | 4206         | 4900           | 5473          | 6021          | 6544         |
| 25450                        | 3177      | 4207         | 4901           | 5474          | 6021          | 6545         |
| 25500                        | 3181      | 4207         | 4901           | 5475          | 6022          | 6546         |
| 25550                        | 3186      | 4208         | 4902           | 5475          | 6023          | 6547         |
| 25600                        | 3191      | 4208         | 4902           | 5476          | 6023          | 6547         |
| 25650                        | 3196      | 4209         | 4903           | 5476          | 6024          | 6548         |
| 25700                        | 3200      | 4209         | 4903           | 5477          | 6025          | 6549         |
| 25750                        | 3205      | 4210         | 4904           | 5478          | 6025          | 6550         |
| 25800                        | 3210      | 4210         | 4904           | 5478          | 6026          | 6550         |
| 25850                        | 3215      | 4210         | 4905           | 5479          | 6027          | 6551         |
| 25900                        | 3219      | 4211         | 4906           | 5480          | 6027          | 6552         |
| 25950                        | 3224      | 4211         | 4906           | 5480          | 6028          | 6553         |
| 26000                        | 3229      | 4212         | 4907           | 5481          | 6029          | 6553         |
| 26050                        | 3234      | 4212         | 4907           | 5481          | 6030          | 6554         |
| 26100                        | 3238      | 4213         | 4908           | 5482          | 6030          | 6555         |
| 26150                        | 3243      | 4213         | 4908           | 5483          | 6031          | 6556         |
| 26200                        | 3248      | 4214         | 4909           | 5483          | 6032          | 6556         |
| 26250                        | 3253      | 4214         | 4909           | 5484          | 6032          | 6557         |
| 26300                        | 3257      | 4215         | 4910           | 5484          | 6033          | 6558         |
| 26350                        | 3262      | 4215         | 4911           | 5485          | 6034          | 6559         |
| 26400                        | 3267      | 4216         | 4911           | 5486          | 6034          | 6559         |
| 26450                        | 3271      | 4216         | 4912           | 5486          | 6035          | 6560         |
| 26500                        | 3276      | 4217         | 4912           | 5487          | 6036          | 6561         |
| 26550                        | 3281      | 4217         | 4913           | 5488          | 6036          | 6562         |
| 26600                        | 3286      | 4218         | 4913           | 5488          | 6037          | 6562         |
| 26650                        | 3290      | 4218         | 4914           | 5489          | 6038          | 6563         |
| 26700                        | 3295      | 4219         | 4914           | 5489          | 6038          | 6564         |
| 26750                        | 3300      | 4219         | 4915           | 5490          | 6039          | 6564         |
| 26800                        | 3305      | 4220         | 4916           | 5491          | 6040          | 6565         |
| 26850                        | 3309      | 4220         | 4916           | 5491          | 6040          | 6566         |

Basic Child Support Schedule

| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| 26900                        | 3314      | 4221         | 4917           | 5492          | 6041          | 6567         |
| 26950                        | 3319      | 4221         | 4917           | 5493          | 6042          | 6567         |
| 27000                        | 3324      | 4221         | 4918           | 5493          | 6042          | 6568         |
| 27050                        | 3328      | 4222         | 4918           | 5494          | 6043          | 6569         |
| 27100                        | 3333      | 4222         | 4919           | 5494          | 6044          | 6570         |
| 27150                        | 3338      | 4223         | 4919           | 5495          | 6045          | 6570         |
| 27200                        | 3343      | 4223         | 4920           | 5496          | 6045          | 6571         |
| 27250                        | 3347      | 4224         | 4921           | 5496          | 6046          | 6572         |
| 27300                        | 3352      | 4224         | 4921           | 5497          | 6047          | 6573         |
| 27350                        | 3357      | 4225         | 4922           | 5498          | 6047          | 6573         |
| 27400                        | 3362      | 4225         | 4922           | 5498          | 6048          | 6574         |
| 27450                        | 3366      | 4226         | 4923           | 5499          | 6049          | 6575         |
| 27500                        | 3371      | 4226         | 4923           | 5499          | 6049          | 6576         |
| 27550                        | 3376      | 4227         | 4924           | 5500          | 6050          | 6576         |
| 27600                        | 3380      | 4227         | 4924           | 5501          | 6051          | 6577         |
| 27650                        | 3385      | 4228         | 4925           | 5501          | 6051          | 6578         |
| 27700                        | 3390      | 4228         | 4926           | 5502          | 6052          | 6579         |
| 27750                        | 3395      | 4229         | 4926           | 5502          | 6053          | 6579         |
| 27800                        | 3399      | 4229         | 4927           | 5503          | 6053          | 6580         |
| 27850                        | 3404      | 4230         | 4927           | 5504          | 6054          | 6581         |
| 27900                        | 3409      | 4230         | 4928           | 5504          | 6055          | 6582         |
| 27950                        | 3414      | 4231         | 4928           | 5505          | 6055          | 6582         |
| 28000                        | 3418      | 4231         | 4929           | 5506          | 6056          | 6583         |
| 28050                        | 3423      | 4231         | 4929           | 5506          | 6057          | 6584         |
| 28100                        | 3428      | 4232         | 4930           | 5507          | 6058          | 6585         |
| 28150                        | 3433      | 4232         | 4931           | 5507          | 6058          | 6585         |
| 28200                        | 3437      | 4233         | 4931           | 5508          | 6059          | 6586         |
| 28250                        | 3442      | 4233         | 4932           | 5509          | 6060          | 6587         |
| 28300                        | 3447      | 4234         | 4932           | 5509          | 6060          | 6587         |
| 28350                        | 3452      | 4234         | 4933           | 5510          | 6061          | 6588         |
| 28400                        | 3456      | 4235         | 4933           | 5511          | 6062          | 6589         |
| 28450                        | 3461      | 4235         | 4934           | 5511          | 6062          | 6590         |
| 28500                        | 3466      | 4236         | 4934           | 5512          | 6063          | 6590         |

| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 28550                        | 3471      | 4236         | 4935           | 5512          | 6064          | 6591         |
| 28600                        | 3475      | 4237         | 4936           | 5513          | 6064          | 6592         |
| 28650                        | 3480      | 4237         | 4936           | 5514          | 6065          | 6593         |
| 28700                        | 3485      | 4238         | 4937           | 5514          | 6066          | 6593         |
| 28750                        | 3489      | 4238         | 4937           | 5515          | 6066          | 6594         |
| 28800                        | 3494      | 4239         | 4938           | 5516          | 6067          | 6595         |
| 28850                        | 3499      | 4239         | 4938           | 5516          | 6068          | 6596         |
| 28900                        | 3504      | 4240         | 4939           | 5517          | 6068          | 6596         |
| 28950                        | 3508      | 4240         | 4939           | 5517          | 6069          | 6597         |
| 29000                        | 3513      | 4241         | 4940           | 5518          | 6070          | 6598         |
| 29050                        | 3518      | 4241         | 4941           | 5519          | 6070          | 6599         |
| 29100                        | 3523      | 4242         | 4941           | 5519          | 6071          | 6599         |
| 29150                        | 3527      | 4242         | 4942           | 5520          | 6072          | 6600         |
| 29200                        | 3532      | 4242         | 4942           | 5520          | 6073          | 6601         |
| 29250                        | 3537      | 4243         | 4943           | 5521          | 6073          | 6602         |
| 29300                        | 3542      | 4243         | 4943           | 5522          | 6074          | 6602         |
| 29350                        | 3546      | 4244         | 4944           | 5522          | 6075          | 6603         |
| 29400                        | 3551      | 4244         | 4944           | 5523          | 6075          | 6604         |
| 29450                        | 3556      | 4245         | 4945           | 5524          | 6076          | 6605         |
| 29500                        | 3561      | 4245         | 4946           | 5524          | 6077          | 6605         |
| 29550                        | 3565      | 4246         | 4946           | 5525          | 6077          | 6606         |
| 29600                        | 3570      | 4246         | 4947           | 5525          | 6078          | 6607         |
| 29650                        | 3575      | 4247         | 4947           | 5526          | 6079          | 6608         |
| 29700                        | 3580      | 4247         | 4948           | 5527          | 6079          | 6608         |
| 29750                        | 3584      | 4248         | 4948           | 5527          | 6080          | 6609         |
| 29800                        | 3589      | 4248         | 4949           | 5528          | 6081          | 6610         |
| 29850                        | 3594      | 4249         | 4949           | 5529          | 6081          | 6611         |
| 29900                        | 3598      | 4249         | 4950           | 5529          | 6082          | 6611         |
| 29950                        | 3603      | 4250         | 4951           | 5530          | 6083          | 6612         |
| 30000                        | 3608      | 4250         | 4951           | 5530          | 6083          | 6613         |

<The following scheduled is to be added.>

| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 1300                         | 41        | 41           | 41             | 42            | 42            | 43           |
| 1350                         | 86        | 86           | 87             | 88            | 89            | 90           |
| 1400                         | 131       | 132          | 133            | 135           | 136           | 138          |
| 1450                         | 176       | 177          | 179            | 181           | 183           | 185          |
| 1500                         | 221       | 223          | 225            | 228           | 230           | 233          |
| 1550                         | 266       | 268          | 271            | 274           | 277           | 280          |
| 1600                         | 311       | 314          | 317            | 321           | 324           | 328          |
| 1650                         | 356       | 359          | 363            | 367           | 371           | 375          |
| 1700                         | 392       | 405          | 409            | 414           | 418           | 423          |
| 1750                         | 403       | 450          | 455            | 460           | 465           | 470          |
| 1800                         | 415       | 496          | 501            | 507           | 512           | 518          |
| 1850                         | 426       | 541          | 547            | 553           | 559           | 565          |
| 1900                         | 438       | 587          | 593            | 600           | 606           | 613          |
| 1950                         | 449       | 632          | 639            | 646           | 653           | 660          |
| 2000                         | 461       | 678          | 685            | 693           | 700           | 708          |
| 2050                         | 472       | 719          | 731            | 739           | 747           | 755          |
| 2100                         | 484       | 737          | 777            | 786           | 794           | 803          |
| 2150                         | 495       | 754          | 823            | 832           | 841           | 850          |
| 2200                         | 507       | 772          | 869            | 879           | 888           | 898          |
| 2250                         | 518       | 789          | 915            | 925           | 935           | 945          |
| 2300                         | 530       | 807          | 961            | 972           | 982           | 993          |
| 2350                         | 541       | 825          | 997            | 1018          | 1029          | 1040         |
| 2400                         | 553       | 842          | 1018           | 1065          | 1076          | 1088         |
| 2450                         | 565       | 860          | 1039           | 1111          | 1123          | 1135         |
| 2500                         | 576       | 877          | 1060           | 1158          | 1170          | 1183         |
| 2550                         | 588       | 895          | 1082           | 1204          | 1217          | 1230         |
| 2600                         | 599       | 912          | 1103           | 1232          | 1264          | 1278         |
| 2650                         | 611       | 930          | 1124           | 1255          | 1311          | 1325         |
| 2700                         | 622       | 947          | 1145           | 1279          | 1358          | 1373         |
| 2750                         | 634       | 965          | 1166           | 1303          | 1405          | 1420         |
| 2800                         | 645       | 982          | 1188           | 1327          | 1452          | 1468         |
| 2850                         | 657       | 1000         | 1209           | 1350          | 1485          | 1515         |

| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 2900                         | 668       | 1017         | 1230           | 1374          | 1511          | <b>1563</b>  |
| 2950                         | 680       | 1035         | 1251           | 1398          | 1537          | <b>1610</b>  |
| 3000                         | 691       | 1053         | 1272           | 1421          | 1563          | <b>1658</b>  |
| 3050                         | 703       | 1070         | 1294           | 1445          | 1589          | 1705         |
| 3100                         | 714       | 1088         | 1315           | 1469          | 1616          | 1753         |
| 3150                         | 726       | 1105         | 1336           | 1492          | 1642          | 1784         |
| 3200                         | 737       | 1123         | 1357           | 1516          | 1668          | 1813         |
| 3250                         | 749       | 1140         | 1378           | 1540          | 1694          | 1841         |
| 3300                         | 760       | 1156         | 1396           | 1560          | 1716          | 1865         |
| 3350                         | 772       | 1171         | 1414           | 1579          | 1737          | 1888         |
| 3400                         | 783       | 1186         | 1431           | 1599          | 1759          | 1912         |
| 3450                         | 795       | 1201         | 1449           | 1618          | 1780          | 1935         |
| 3500                         | 806       | 1217         | 1466           | 1638          | 1801          | 1958         |
| 3550                         | 818       | 1232         | 1484           | 1657          | 1823          | 1981         |
| 3600                         | 829       | 1247         | 1501           | 1677          | 1844          | 2005         |
| 3650                         | 841       | 1262         | 1518           | 1696          | 1866          | 2028         |
| 3700                         | 853       | 1277         | 1536           | 1715          | 1887          | 2051         |
| 3750                         | 864       | 1293         | 1553           | 1735          | 1908          | 2074         |
| 3800                         | 875       | 1309         | 1573           | 1757          | 1932          | 2101         |
| 3850                         | 885       | 1326         | 1593           | 1779          | 1957          | 2127         |
| 3900                         | 895       | 1343         | 1613           | 1802          | 1982          | 2154         |
| 3950                         | 906       | 1360         | 1633           | 1824          | 2007          | 2181         |
| 4000                         | 916       | 1377         | 1653           | 1847          | 2031          | 2208         |
| 4050                         | 927       | 1394         | 1673           | 1869          | 2056          | 2235         |
| 4100                         | 937       | 1411         | 1693           | 1892          | 2081          | 2262         |
| 4150                         | 948       | 1428         | 1713           | 1914          | 2105          | 2289         |
| 4200                         | 958       | 1445         | 1734           | 1936          | 2130          | 2315         |
| 4250                         | 968       | 1462         | 1754           | 1959          | 2155          | 2342         |
| 4300                         | 977       | 1476         | 1770           | 1977          | 2174          | 2364         |
| 4350                         | 986       | 1489         | 1785           | 1994          | 2193          | 2384         |
| 4400                         | 994       | 1501         | 1800           | 2010          | 2211          | 2404         |
| 4450                         | 1003      | 1514         | 1815           | 2027          | 2230          | 2424         |
| 4500                         | 1011      | 1527         | 1830           | 2044          | 2248          | 2444         |
| 4550                         | 1020      | 1539         | 1845           | 2061          | 2267          | 2464         |

| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 4600                         | 1028      | 1552         | 1860           | 2077          | 2285          | 2484         |
| 4650                         | 1037      | 1565         | 1875           | 2094          | 2303          | 2504         |
| 4700                         | 1045      | 1577         | 1890           | 2111          | 2322          | 2524         |
| 4750                         | 1054      | 1590         | 1905           | 2128          | 2340          | 2544         |
| 4800                         | 1060      | 1599         | 1915           | 2139          | 2353          | 2557         |
| 4850                         | 1065      | 1606         | 1923           | 2148          | 2363          | 2569         |
| 4900                         | 1070      | 1614         | 1932           | 2158          | 2374          | 2580         |
| 4950                         | 1075      | 1621         | 1940           | 2167          | 2384          | 2591         |
| 5000                         | 1080      | 1629         | 1949           | 2177          | 2394          | 2603         |
| 5050                         | 1086      | 1636         | 1957           | 2186          | 2405          | 2614         |
| 5100                         | 1091      | 1644         | 1966           | 2196          | 2415          | 2625         |
| 5150                         | 1096      | 1651         | 1974           | 2205          | 2426          | 2637         |
| 5200                         | 1101      | 1659         | 1983           | 2215          | 2436          | 2648         |
| 5250                         | 1107      | 1666         | 1991           | 2224          | 2447          | 2660         |
| 5300                         | 1111      | 1672         | 1997           | 2230          | 2453          | 2667         |
| 5350                         | 1116      | 1677         | 2001           | 2235          | 2459          | 2673         |
| 5400                         | 1121      | 1683         | 2006           | 2240          | 2464          | 2679         |
| 5450                         | 1126      | 1688         | 2010           | 2245          | 2470          | 2684         |
| 5500                         | 1130      | 1694         | 2014           | 2250          | 2475          | 2690         |
| 5550                         | 1135      | 1699         | 2019           | 2255          | 2480          | 2696         |
| 5600                         | 1140      | 1704         | 2023           | 2260          | 2486          | 2702         |
| 5650                         | 1144      | 1710         | 2028           | 2265          | 2491          | 2708         |
| 5700                         | 1149      | 1715         | 2032           | 2270          | 2497          | 2714         |
| 5750                         | 1154      | 1721         | 2036           | 2275          | 2502          | 2720         |
| 5800                         | 1160      | 1730         | 2048           | 2288          | 2517          | 2736         |
| 5850                         | 1166      | 1741         | 2063           | 2304          | 2535          | 2755         |
| 5900                         | 1173      | 1752         | 2078           | 2321          | 2553          | 2775         |
| 5950                         | 1180      | 1763         | 2092           | 2337          | 2571          | 2794         |
| 6000                         | 1186      | 1774         | 2107           | 2353          | 2589          | 2814         |
| 6050                         | 1193      | 1785         | 2121           | 2370          | 2607          | 2833         |
| 6100                         | 1199      | 1797         | 2136           | 2386          | 2625          | 2853         |
| 6150                         | 1206      | 1808         | 2151           | 2402          | 2643          | 2873         |
| 6200                         | 1212      | 1819         | 2165           | 2419          | 2661          | 2892         |
| 6250                         | 1219      | 1830         | 2180           | 2435          | 2679          | 2912         |



| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 6300                         | 1224      | 1836         | 2187           | 2443          | 2687          | 2921         |
| 6350                         | 1228      | 1841         | 2191           | 2447          | 2692          | 2926         |
| 6400                         | 1232      | 1845         | 2195           | 2451          | 2696          | 2931         |
| 6450                         | 1236      | 1850         | 2198           | 2455          | 2701          | 2936         |
| 6500                         | 1240      | 1855         | 2202           | 2460          | 2706          | 2941         |
| 6550                         | 1244      | 1859         | 2206           | 2464          | 2710          | 2946         |
| 6600                         | 1248      | 1864         | 2209           | 2468          | 2715          | 2951         |
| 6650                         | 1252      | 1868         | 2213           | 2472          | 2719          | 2956         |
| 6700                         | 1256      | 1873         | 2217           | 2476          | 2724          | 2961         |
| 6750                         | 1260      | 1877         | 2221           | 2480          | 2728          | 2966         |
| 6800                         | 1265      | 1884         | 2227           | 2487          | 2736          | 2974         |
| 6850                         | 1270      | 1891         | 2234           | 2496          | 2745          | 2984         |
| 6900                         | 1276      | 1898         | 2242           | 2504          | 2754          | 2994         |
| 6950                         | 1281      | 1906         | 2249           | 2512          | 2763          | 3004         |
| 7000                         | 1287      | 1913         | 2256           | 2520          | 2772          | 3014         |
| 7050                         | 1293      | 1920         | 2264           | 2529          | 2781          | 3023         |
| 7100                         | 1298      | 1928         | 2271           | 2537          | 2791          | 3033         |
| 7150                         | 1304      | 1935         | 2278           | 2545          | 2800          | 3043         |
| 7200                         | 1309      | 1942         | 2286           | 2553          | 2809          | 3053         |
| 7250                         | 1315      | 1950         | 2293           | 2562          | 2818          | 3063         |
| 7300                         | 1322      | 1960         | 2304           | 2574          | 2831          | 3078         |
| 7350                         | 1330      | 1971         | 2317           | 2588          | 2847          | 3095         |
| 7400                         | 1339      | 1983         | 2330           | 2603          | 2863          | 3112         |
| 7450                         | 1347      | 1994         | 2343           | 2617          | 2879          | 3129         |
| 7500                         | 1355      | 2006         | 2356           | 2631          | 2894          | 3146         |
| 7550                         | 1363      | 2018         | 2368           | 2646          | 2910          | 3163         |
| 7600                         | 1372      | 2029         | 2381           | 2660          | 2926          | 3180         |
| 7650                         | 1380      | 2041         | 2394           | 2674          | 2942          | 3198         |
| 7700                         | 1388      | 2052         | 2407           | 2689          | 2958          | 3215         |
| 7750                         | 1396      | 2064         | 2420           | 2703          | 2973          | 3232         |
| 7800                         | 1405      | 2076         | 2433           | 2717          | 2989          | 3249         |
| 7850                         | 1413      | 2087         | 2446           | 2732          | 3005          | 3266         |
| 7900                         | 1421      | 2099         | 2458           | 2746          | 3021          | 3283         |
| 7950                         | 1430      | 2110         | 2471           | 2760          | 3036          | 3301         |

| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 8000                         | 1438      | 2122         | 2484           | 2775          | 3052          | 3318         |
| 8050                         | 1445      | 2133         | 2497           | 2789          | 3068          | 3335         |
| 8100                         | 1451      | 2143         | 2510           | 2804          | 3084          | 3352         |
| 8150                         | 1457      | 2153         | 2523           | 2818          | 3100          | 3370         |
| 8200                         | 1463      | 2162         | 2536           | 2833          | 3116          | 3387         |
| 8250                         | 1469      | 2172         | 2549           | 2847          | 3132          | 3404         |
| 8300                         | 1475      | 2182         | 2562           | 2861          | 3148          | 3421         |
| 8350                         | 1481      | 2192         | 2575           | 2876          | 3163          | 3439         |
| 8400                         | 1487      | 2202         | 2588           | 2890          | 3179          | 3456         |
| 8450                         | 1493      | 2212         | 2601           | 2905          | 3195          | 3473         |
| 8500                         | 1499      | 2222         | 2613           | 2919          | 3211          | 3491         |
| 8550                         | 1505      | 2232         | 2626           | 2934          | 3227          | 3508         |
| 8600                         | 1511      | 2242         | 2639           | 2948          | 3243          | 3525         |
| 8650                         | 1517      | 2252         | 2652           | 2963          | 3259          | 3542         |
| 8700                         | 1523      | 2262         | 2665           | 2977          | 3275          | 3560         |
| 8750                         | 1529      | 2272         | 2678           | 2992          | 3291          | 3577         |
| 8800                         | 1535      | 2280         | 2688           | 3002          | 3303          | 3590         |
| 8850                         | 1539      | 2286         | 2695           | 3010          | 3311          | 3599         |
| 8900                         | 1544      | 2293         | 2702           | 3018          | 3320          | 3609         |
| 8950                         | 1549      | 2300         | 2709           | 3026          | 3329          | 3619         |
| 9000                         | 1553      | 2306         | 2717           | 3034          | 3338          | 3628         |
| 9050                         | 1558      | 2313         | 2724           | 3042          | 3347          | 3638         |
| 9100                         | 1563      | 2319         | 2731           | 3050          | 3355          | 3647         |
| 9150                         | 1567      | 2326         | 2738           | 3058          | 3364          | 3657         |
| 9200                         | 1572      | 2332         | 2745           | 3066          | 3373          | 3667         |
| 9250                         | 1577      | 2339         | 2752           | 3075          | 3382          | 3676         |
| 9300                         | 1582      | 2345         | 2760           | 3083          | 3391          | 3686         |
| 9350                         | 1586      | 2352         | 2767           | 3091          | 3400          | 3695         |
| 9400                         | 1591      | 2359         | 2774           | 3099          | 3408          | 3705         |
| 9450                         | 1596      | 2365         | 2781           | 3107          | 3417          | 3715         |
| 9500                         | 1600      | 2372         | 2788           | 3115          | 3426          | 3724         |
| 9550                         | 1606      | 2379         | 2796           | 3123          | 3436          | 3735         |
| 9600                         | 1612      | 2387         | 2804           | 3133          | 3446          | 3746         |
| 9650                         | 1618      | 2395         | 2813           | 3142          | 3456          | 3757         |

| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 9700                         | 1624      | 2403         | 2821           | 3151          | 3466          | 3768         |
| 9750                         | 1630      | 2411         | 2829           | 3160          | 3476          | 3779         |
| 9800                         | 1636      | 2419         | 2838           | 3170          | 3487          | 3790         |
| 9850                         | 1642      | 2427         | 2846           | 3179          | 3497          | 3801         |
| 9900                         | 1648      | 2435         | 2854           | 3188          | 3507          | 3812         |
| 9950                         | 1654      | 2443         | 2863           | 3197          | 3517          | 3823         |
| 10000                        | 1661      | 2452         | 2871           | 3207          | 3527          | 3834         |
| 10050                        | 1667      | 2460         | 2879           | 3216          | 3538          | 3845         |
| 10100                        | 1673      | 2468         | 2887           | 3225          | 3548          | 3856         |
| 10150                        | 1679      | 2476         | 2896           | 3235          | 3558          | 3868         |
| 10200                        | 1685      | 2484         | 2904           | 3244          | 3568          | 3879         |
| 10250                        | 1691      | 2492         | 2912           | 3253          | 3578          | 3890         |
| 10300                        | 1697      | 2500         | 2921           | 3262          | 3589          | 3901         |
| 10350                        | 1703      | 2508         | 2929           | 3272          | 3599          | 3912         |
| 10400                        | 1709      | 2516         | 2937           | 3281          | 3609          | 3923         |
| 10450                        | 1715      | 2524         | 2946           | 3290          | 3619          | 3934         |
| 10500                        | 1721      | 2532         | 2954           | 3299          | 3629          | 3945         |
| 10550                        | 1726      | 2539         | 2960           | 3307          | 3637          | 3954         |
| 10600                        | 1730      | 2543         | 2965           | 3312          | 3643          | 3960         |
| 10650                        | 1734      | 2548         | 2970           | 3317          | 3649          | 3966         |
| 10700                        | 1738      | 2553         | 2974           | 3322          | 3654          | 3972         |
| 10750                        | 1742      | 2558         | 2979           | 3327          | 3660          | 3979         |
| 10800                        | 1745      | 2563         | 2984           | 3333          | 3666          | 3985         |
| 10850                        | 1749      | 2568         | 2988           | 3338          | 3672          | 3991         |
| 10900                        | 1753      | 2573         | 2993           | 3343          | 3677          | 3997         |
| 10950                        | 1757      | 2577         | 2997           | 3348          | 3683          | 4003         |
| 11000                        | 1761      | 2582         | 3002           | 3353          | 3689          | 4010         |
| 11050                        | 1765      | 2587         | 3007           | 3358          | 3694          | 4016         |
| 11100                        | 1769      | 2592         | 3011           | 3364          | 3700          | 4022         |
| 11150                        | 1772      | 2597         | 3016           | 3369          | 3706          | 4028         |
| 11200                        | 1776      | 2602         | 3021           | 3374          | 3711          | 4034         |
| 11250                        | 1780      | 2606         | 3025           | 3379          | 3717          | 4041         |
| 11300                        | 1784      | 2611         | 3030           | 3384          | 3723          | 4047         |
| 11350                        | 1788      | 2616         | 3035           | 3390          | 3729          | 4053         |

| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 11400                        | 1792      | 2621         | 3039           | 3395          | 3734          | 4059         |
| 11450                        | 1796      | 2626         | 3044           | 3400          | 3740          | 4065         |
| 11500                        | 1799      | 2631         | 3048           | 3405          | 3746          | 4071         |
| 11550                        | 1805      | 2638         | 3057           | 3414          | 3756          | 4082         |
| 11600                        | 1812      | 2649         | 3069           | 3428          | 3771          | 4099         |
| 11650                        | 1819      | 2659         | 3081           | 3442          | 3786          | 4116         |
| 11700                        | 1826      | 2670         | 3094           | 3456          | 3801          | 4132         |
| 11750                        | 1833      | 2680         | 3106           | 3470          | 3817          | 4149         |
| 11800                        | 1840      | 2691         | 3119           | 3484          | 3832          | 4165         |
| 11850                        | 1848      | 2702         | 3131           | 3498          | 3847          | 4182         |
| 11900                        | 1855      | 2712         | 3144           | 3511          | 3863          | 4199         |
| 11950                        | 1862      | 2723         | 3156           | 3525          | 3878          | 4215         |
| 12000                        | 1869      | 2733         | 3169           | 3539          | 3893          | 4232         |
| 12050                        | 1876      | 2744         | 3181           | 3553          | 3909          | 4249         |
| 12100                        | 1883      | 2754         | 3193           | 3567          | 3924          | 4265         |
| 12150                        | 1890      | 2765         | 3206           | 3581          | 3939          | 4282         |
| 12200                        | 1897      | 2776         | 3218           | 3595          | 3954          | 4298         |
| 12250                        | 1905      | 2786         | 3231           | 3609          | 3970          | 4315         |
| 12300                        | 1912      | 2797         | 3243           | 3623          | 3985          | 4332         |
| 12350                        | 1919      | 2807         | 3256           | 3637          | 4000          | 4348         |
| 12400                        | 1926      | 2818         | 3268           | 3651          | 4016          | 4365         |
| 12450                        | 1933      | 2829         | 3281           | 3664          | 4031          | 4382         |
| 12500                        | 1940      | 2839         | 3293           | 3678          | 4046          | 4398         |
| 12550                        | 1947      | 2850         | 3305           | 3692          | 4061          | 4415         |
| 12600                        | 1955      | 2860         | 3318           | 3706          | 4077          | 4431         |
| 12650                        | 1962      | 2871         | 3330           | 3720          | 4092          | 4448         |
| 12700                        | 1969      | 2881         | 3343           | 3734          | 4107          | 4465         |
| 12750                        | 1976      | 2892         | 3355           | 3748          | 4123          | 4481         |
| 12800                        | 1983      | 2903         | 3368           | 3762          | 4138          | 4498         |
| 12850                        | 1990      | 2913         | 3380           | 3776          | 4153          | 4515         |
| 12900                        | 1997      | 2924         | 3393           | 3790          | 4169          | 4531         |
| 12950                        | 2004      | 2934         | 3405           | 3803          | 4184          | 4548         |
| 13000                        | 2012      | 2945         | 3418           | 3817          | 4199          | 4564         |
| 13050                        | 2018      | 2954         | 3428           | 3829          | 4212          | 4579         |

| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 13100                        | 2024      | 2962         | 3436           | 3838          | 4222          | 4589         |
| 13150                        | 2030      | 2969         | 3444           | 3847          | 4231          | 4599         |
| 13200                        | 2035      | 2977         | 3451           | 3855          | 4241          | 4610         |
| 13250                        | 2041      | 2984         | 3459           | 3864          | 4250          | 4620         |
| 13300                        | 2047      | 2992         | 3467           | 3872          | 4260          | 4630         |
| 13350                        | 2052      | 2999         | 3474           | 3881          | 4269          | 4640         |
| 13400                        | 2058      | 3007         | 3482           | 3890          | 4279          | 4651         |
| 13450                        | 2064      | 3014         | 3490           | 3898          | 4288          | 4661         |
| 13500                        | 2069      | 3022         | 3498           | 3907          | 4297          | 4671         |
| 13550                        | 2075      | 3029         | 3505           | 3915          | 4307          | 4682         |
| 13600                        | 2081      | 3037         | 3513           | 3924          | 4316          | 4692         |
| 13650                        | 2086      | 3044         | 3521           | 3933          | 4326          | 4702         |
| 13700                        | 2092      | 3052         | 3528           | 3941          | 4335          | 4713         |
| 13750                        | 2098      | 3060         | 3536           | 3950          | 4345          | 4723         |
| 13800                        | 2104      | 3067         | 3544           | 3958          | 4354          | 4733         |
| 13850                        | 2109      | 3075         | 3552           | 3967          | 4364          | 4743         |
| 13900                        | 2115      | 3082         | 3559           | 3976          | 4373          | 4754         |
| 13950                        | 2121      | 3090         | 3567           | 3984          | 4383          | 4764         |
| 14000                        | 2126      | 3097         | 3575           | 3993          | 4392          | 4774         |
| 14050                        | 2132      | 3105         | 3582           | 4002          | 4402          | 4785         |
| 14100                        | 2138      | 3112         | 3590           | 4010          | 4411          | 4795         |
| 14150                        | 2143      | 3120         | 3598           | 4019          | 4421          | 4805         |
| 14200                        | 2149      | 3127         | 3606           | 4027          | 4430          | 4815         |
| 14250                        | 2155      | 3135         | 3613           | 4036          | 4440          | 4826         |
| 14300                        | 2160      | 3142         | 3621           | 4045          | 4449          | 4836         |
| 14350                        | 2166      | 3150         | 3629           | 4053          | 4458          | 4846         |
| 14400                        | 2172      | 3157         | 3636           | 4062          | 4468          | 4857         |
| 14450                        | 2177      | 3165         | 3644           | 4070          | 4477          | 4867         |
| 14500                        | 2183      | 3172         | 3652           | 4079          | 4487          | 4877         |
| 14550                        | 2189      | 3180         | 3659           | 4088          | 4496          | 4888         |
| 14600                        | 2195      | 3187         | 3667           | 4096          | 4506          | 4898         |
| 14650                        | 2200      | 3195         | 3675           | 4105          | 4515          | 4908         |
| 14700                        | 2206      | 3202         | 3683           | 4113          | 4525          | 4918         |
| 14750                        | 2212      | 3210         | 3690           | 4122          | 4534          | 4929         |

| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 14800                        | 2217      | 3217         | 3698           | 4131          | 4544          | 4939         |
| 14850                        | 2223      | 3225         | 3706           | 4139          | 4553          | 4949         |
| 14900                        | 2229      | 3232         | 3713           | 4148          | 4563          | 4960         |
| 14950                        | 2234      | 3240         | 3721           | 4157          | 4572          | 4970         |
| 15000                        | 2240      | 3247         | 3729           | 4165          | 4582          | 4980         |
| 15050                        | 2246      | 3255         | 3738           | 4175          | 4592          | 4992         |
| 15100                        | 2251      | 3264         | 3749           | 4188          | 4607          | 5007         |
| 15150                        | 2256      | 3272         | 3761           | 4201          | 4621          | 5023         |
| 15200                        | 2261      | 3281         | 3772           | 4214          | 4635          | 5038         |
| 15250                        | 2266      | 3290         | 3784           | 4227          | 4649          | 5054         |
| 15300                        | 2271      | 3298         | 3796           | 4240          | 4664          | 5069         |
| 15350                        | 2276      | 3307         | 3807           | 4253          | 4678          | 5085         |
| 15400                        | 2281      | 3315         | 3819           | 4265          | 4692          | 5100         |
| 15450                        | 2286      | 3324         | 3830           | 4278          | 4706          | 5116         |
| 15500                        | 2290      | 3333         | 3842           | 4291          | 4720          | 5131         |
| 15550                        | 2295      | 3341         | 3853           | 4304          | 4735          | 5147         |
| 15600                        | 2300      | 3350         | 3865           | 4317          | 4749          | 5162         |
| 15650                        | 2305      | 3358         | 3877           | 4330          | 4763          | 5178         |
| 15700                        | 2310      | 3367         | 3888           | 4343          | 4777          | 5193         |
| 15750                        | 2315      | 3376         | 3900           | 4356          | 4792          | 5208         |
| 15800                        | 2320      | 3384         | 3911           | 4369          | 4806          | 5224         |
| 15850                        | 2325      | 3393         | 3923           | 4382          | 4820          | 5239         |
| 15900                        | 2330      | 3401         | 3934           | 4395          | 4834          | 5255         |
| 15950                        | 2335      | 3410         | 3946           | 4408          | 4849          | 5270         |
| 16000                        | 2340      | 3418         | 3958           | 4421          | 4863          | 5286         |
| 16050                        | 2345      | 3427         | 3969           | 4434          | 4877          | 5301         |
| 16100                        | 2350      | 3436         | 3981           | 4447          | 4891          | 5317         |
| 16150                        | 2355      | 3444         | 3992           | 4459          | 4905          | 5332         |
| 16200                        | 2360      | 3453         | 4004           | 4472          | 4920          | 5348         |
| 16250                        | 2365      | 3461         | 4016           | 4485          | 4934          | 5363         |
| 16300                        | 2370      | 3470         | 4027           | 4498          | 4948          | 5379         |
| 16350                        | 2375      | 3479         | 4039           | 4511          | 4962          | 5394         |
| 16400                        | 2380      | 3487         | 4050           | 4524          | 4977          | 5410         |
| 16450                        | 2385      | 3496         | 4062           | 4537          | 4991          | 5425         |

| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 16500                        | 2390      | 3504         | 4073           | 4550          | 5005          | 5440         |
| 16550                        | 2395      | 3513         | 4085           | 4563          | 5019          | 5456         |
| 16600                        | 2400      | 3522         | 4097           | 4576          | 5034          | 5471         |
| 16650                        | 2405      | 3530         | 4108           | 4589          | 5048          | 5487         |
| 16700                        | 2410      | 3539         | 4120           | 4602          | 5062          | 5502         |
| 16750                        | 2415      | 3547         | 4131           | 4615          | 5076          | 5518         |
| 16800                        | 2420      | 3556         | 4143           | 4628          | 5090          | 5533         |
| 16850                        | 2425      | 3564         | 4155           | 4641          | 5105          | 5549         |
| 16900                        | 2430      | 3573         | 4166           | 4654          | 5119          | 5564         |
| 16950                        | 2435      | 3582         | 4178           | 4666          | 5133          | 5580         |
| 17000                        | 2440      | 3590         | 4189           | 4679          | 5147          | 5595         |
| 17050                        | 2445      | 3599         | 4201           | 4692          | 5162          | 5611         |
| 17100                        | 2450      | 3607         | 4212           | 4705          | 5176          | 5626         |
| 17150                        | 2455      | 3616         | 4224           | 4718          | 5190          | 5642         |
| 17200                        | 2460      | 3625         | 4236           | 4731          | 5204          | 5657         |
| 17250                        | 2465      | 3633         | 4247           | 4744          | 5218          | 5672         |
| 17300                        | 2470      | 3642         | 4259           | 4757          | 5233          | 5688         |
| 17350                        | 2475      | 3650         | 4270           | 4770          | 5247          | 5703         |
| 17400                        | 2480      | 3659         | 4282           | 4783          | 5261          | 5719         |
| 17450                        | 2485      | 3668         | 4293           | 4796          | 5275          | 5734         |
| 17500                        | 2490      | 3676         | 4305           | 4809          | 5290          | 5750         |
| 17550                        | 2495      | 3685         | 4317           | 4822          | 5304          | 5765         |
| 17600                        | 2500      | 3693         | 4328           | 4835          | 5318          | 5781         |
| 17650                        | 2505      | 3702         | 4340           | 4848          | 5332          | 5796         |
| 17700                        | 2510      | 3710         | 4351           | 4860          | 5347          | 5812         |
| 17750                        | 2515      | 3719         | 4363           | 4873          | 5361          | 5827         |
| 17800                        | 2520      | 3728         | 4375           | 4886          | 5375          | 5843         |
| 17850                        | 2525      | 3736         | 4386           | 4899          | 5389          | 5858         |
| 17900                        | 2530      | 3745         | 4398           | 4912          | 5403          | 5874         |
| 17950                        | 2535      | 3753         | 4409           | 4925          | 5418          | 5889         |
| 18000                        | 2540      | 3762         | 4421           | 4938          | 5432          | 5904         |
| 18050                        | 2545      | 3770         | 4432           | 4951          | 5446          | 5919         |
| 18100                        | 2551      | 3778         | 4440           | 4960          | 5456          | 5931         |
| 18150                        | 2556      | 3785         | 4449           | 4969          | 5466          | 5942         |

| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 18200                        | 2561      | 3793         | 4457           | 4979          | 5477          | 5953         |
| 18250                        | 2566      | 3800         | 4466           | 4988          | 5487          | 5964         |
| 18300                        | 2571      | 3808         | 4474           | 4997          | 5497          | 5975         |
| 18350                        | 2577      | 3815         | 4482           | 5007          | 5507          | 5987         |
| 18400                        | 2582      | 3822         | 4491           | 5016          | 5518          | 5998         |
| 18450                        | 2587      | 3830         | 4499           | 5026          | 5528          | 6009         |
| 18500                        | 2592      | 3837         | 4508           | 5035          | 5538          | 6020         |
| 18550                        | 2597      | 3845         | 4516           | 5044          | 5549          | 6031         |
| 18600                        | 2602      | 3852         | 4524           | 5054          | 5559          | 6043         |
| 18650                        | 2608      | 3859         | 4533           | 5063          | 5569          | 6054         |
| 18700                        | 2613      | 3867         | 4541           | 5072          | 5580          | 6065         |
| 18750                        | 2618      | 3874         | 4549           | 5082          | 5590          | 6076         |
| 18800                        | 2623      | 3882         | 4558           | 5091          | 5600          | 6087         |
| 18850                        | 2628      | 3889         | 4566           | 5101          | 5611          | 6099         |
| 18900                        | 2634      | 3897         | 4575           | 5110          | 5621          | 6110         |
| 18950                        | 2639      | 3904         | 4583           | 5119          | 5631          | 6121         |
| 19000                        | 2644      | 3911         | 4591           | 5129          | 5642          | 6132         |
| 19050                        | 2649      | 3919         | 4600           | 5138          | 5652          | 6144         |
| 19100                        | 2654      | 3926         | 4608           | 5147          | 5662          | 6155         |
| 19150                        | 2660      | 3934         | 4617           | 5157          | 5672          | 6166         |
| 19200                        | 2665      | 3941         | 4625           | 5166          | 5683          | 6177         |
| 19250                        | 2670      | 3948         | 4633           | 5176          | 5693          | 6188         |
| 19300                        | 2675      | 3956         | 4642           | 5185          | 5703          | 6200         |
| 19350                        | 2680      | 3963         | 4650           | 5194          | 5714          | 6211         |
| 19400                        | 2685      | 3971         | 4659           | 5204          | 5724          | 6222         |
| 19450                        | 2691      | 3978         | 4667           | 5213          | 5734          | 6233         |
| 19500                        | 2696      | 3986         | 4675           | 5222          | 5745          | 6244         |
| 19550                        | 2701      | 3993         | 4684           | 5232          | 5755          | 6256         |
| 19600                        | 2706      | 4000         | 4692           | 5241          | 5765          | 6267         |
| 19650                        | 2711      | 4008         | 4701           | 5250          | 5776          | 6278         |
| 19700                        | 2717      | 4015         | 4709           | 5260          | 5786          | 6289         |
| 19750                        | 2722      | 4023         | 4717           | 5269          | 5796          | 6300         |
| 19800                        | 2727      | 4030         | 4726           | 5279          | 5806          | 6312         |
| 19850                        | 2732      | 4037         | 4734           | 5288          | 5817          | 6323         |



| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 19900                        | 2737      | 4045         | 4742           | 5297          | 5827          | 6334         |
| 19950                        | 2743      | 4052         | 4751           | 5307          | 5837          | 6345         |
| 20000                        | 2748      | 4060         | 4759           | 5316          | 5848          | 6356         |
| 20050                        | 2753      | 4067         | 4768           | 5325          | 5858          | 6368         |
| 20100                        | 2758      | 4075         | 4776           | 5335          | 5868          | 6379         |
| 20150                        | 2763      | 4082         | 4784           | 5344          | 5879          | 6390         |
| 20200                        | 2769      | 4089         | 4793           | 5354          | 5889          | 6401         |
| 20250                        | 2774      | 4097         | 4801           | 5363          | 5899          | 6412         |
| 20300                        | 2779      | 4104         | 4810           | 5372          | 5910          | 6424         |
| 20350                        | 2784      | 4112         | 4818           | 5382          | 5920          | 6435         |
| 20400                        | 2789      | 4119         | 4826           | 5391          | 5930          | 6446         |
| 20450                        | 2794      | 4126         | 4835           | 5400          | 5940          | 6457         |
| 20500                        | 2800      | 4134         | 4843           | 5410          | 5951          | 6468         |
| 20550                        | 2805      | 4141         | 4852           | 5419          | 5961          | 6480         |
| 20600                        | 2810      | 4149         | 4860           | 5429          | 5971          | 6491         |
| 20650                        | 2815      | 4156         | 4868           | 5438          | 5982          | 6502         |
| 20700                        | 2820      | 4164         | 4877           | 5447          | 5992          | 6513         |
| 20750                        | 2826      | 4171         | 4885           | 5457          | 6002          | 6525         |
| 20800                        | 2831      | 4178         | 4893           | 5466          | 6013          | 6536         |
| 20850                        | 2836      | 4186         | 4902           | 5475          | 6023          | 6547         |
| 20900                        | 2841      | 4193         | 4910           | 5485          | 6033          | 6558         |
| 20950                        | 2846      | 4201         | 4919           | 5494          | 6044          | 6569         |
| 21000                        | 2852      | 4208         | 4927           | 5504          | 6054          | 6581         |
| 21050                        | 2857      | 4215         | 4935           | 5513          | 6064          | 6592         |
| 21100                        | 2862      | 4223         | 4944           | 5522          | 6074          | 6603         |
| 21150                        | 2867      | 4230         | 4952           | 5532          | 6085          | 6614         |
| 21200                        | 2872      | 4238         | 4961           | 5541          | 6095          | 6625         |
| 21250                        | 2877      | 4245         | 4969           | 5550          | 6105          | 6637         |
| 21300                        | 2883      | 4253         | 4977           | 5560          | 6116          | 6648         |
| 21350                        | 2888      | 4260         | 4986           | 5569          | 6126          | 6659         |
| 21400                        | 2893      | 4267         | 4994           | 5578          | 6136          | 6670         |
| 21450                        | 2898      | 4275         | 5003           | 5588          | 6147          | 6681         |
| 21500                        | 2903      | 4282         | 5011           | 5597          | 6157          | 6693         |
| 21550                        | 2909      | 4290         | 5019           | 5607          | 6167          | 6704         |

| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 21600                        | 2914      | 4297         | 5028           | 5616          | 6178          | 6715         |
| 21650                        | 2919      | 4304         | 5036           | 5625          | 6188          | 6726         |
| 21700                        | 2924      | 4312         | 5044           | 5635          | 6198          | 6737         |
| 21750                        | 2929      | 4319         | 5053           | 5644          | 6208          | 6749         |
| 21800                        | 2935      | 4327         | 5061           | 5653          | 6219          | 6760         |
| 21850                        | 2940      | 4334         | 5070           | 5663          | 6229          | 6771         |
| 21900                        | 2945      | 4342         | 5078           | 5672          | 6239          | 6782         |
| 21950                        | 2950      | 4349         | 5086           | 5682          | 6250          | 6793         |
| 22000                        | 2955      | 4356         | 5095           | 5691          | 6260          | 6805         |
| 22050                        | 2960      | 4364         | 5103           | 5700          | 6270          | 6816         |
| 22100                        | 2966      | 4371         | 5112           | 5710          | 6281          | 6827         |
| 22150                        | 2971      | 4379         | 5120           | 5719          | 6291          | 6838         |
| 22200                        | 2976      | 4386         | 5128           | 5728          | 6301          | 6849         |
| 22250                        | 2981      | 4393         | 5137           | 5738          | 6312          | 6861         |
| 22300                        | 2986      | 4401         | 5145           | 5747          | 6322          | 6872         |
| 22350                        | 2992      | 4408         | 5154           | 5757          | 6332          | 6883         |
| 22400                        | 2997      | 4416         | 5162           | 5766          | 6342          | 6894         |
| 22450                        | 3002      | 4423         | 5170           | 5775          | 6353          | 6905         |
| 22500                        | 3007      | 4431         | 5179           | 5785          | 6363          | 6917         |
| 22550                        | 3012      | 4438         | 5187           | 5794          | 6373          | 6928         |
| 22600                        | 3018      | 4445         | 5196           | 5803          | 6384          | 6939         |
| 22650                        | 3023      | 4453         | 5204           | 5813          | 6394          | 6950         |
| 22700                        | 3028      | 4460         | 5212           | 5822          | 6404          | 6962         |
| 22750                        | 3033      | 4468         | 5221           | 5832          | 6415          | 6973         |
| 22800                        | 3038      | 4475         | 5229           | 5841          | 6425          | 6984         |
| 22850                        | 3043      | 4483         | 5237           | 5850          | 6435          | 6995         |
| 22900                        | 3049      | 4490         | 5246           | 5860          | 6446          | 7006         |
| 22950                        | 3054      | 4497         | 5254           | 5869          | 6456          | 7018         |
| 23000                        | 3059      | 4505         | 5263           | 5878          | 6466          | 7029         |
| 23050                        | 3064      | 4512         | 5271           | 5888          | 6477          | 7040         |
| 23100                        | 3069      | 4520         | 5279           | 5897          | 6487          | 7051         |
| 23150                        | 3075      | 4527         | 5288           | 5906          | 6497          | 7062         |
| 23200                        | 3080      | 4534         | 5296           | 5916          | 6507          | 7074         |
| 23250                        | 3085      | 4542         | 5305           | 5925          | 6518          | 7085         |

| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 23300                        | 3090      | 4549         | 5313           | 5935          | 6528          | 7096         |
| 23350                        | 3095      | 4557         | 5321           | 5944          | 6538          | 7107         |
| 23400                        | 3101      | 4564         | 5330           | 5953          | 6549          | 7118         |
| 23450                        | 3106      | 4572         | 5338           | 5963          | 6559          | 7130         |
| 23500                        | 3111      | 4579         | 5347           | 5972          | 6569          | 7141         |
| 23550                        | 3116      | 4586         | 5355           | 5981          | 6580          | 7152         |
| 23600                        | 3121      | 4594         | 5363           | 5991          | 6590          | 7163         |
| 23650                        | 3126      | 4601         | 5372           | 6000          | 6600          | 7174         |
| 23700                        | 3132      | 4609         | 5380           | 6010          | 6611          | 7186         |
| 23750                        | 3137      | 4616         | 5388           | 6019          | 6621          | 7197         |
| 23800                        | 3142      | 4623         | 5397           | 6028          | 6631          | 7208         |
| 23850                        | 3147      | 4631         | 5405           | 6038          | 6641          | 7219         |
| 23900                        | 3152      | 4638         | 5414           | 6047          | 6652          | 7230         |
| 23950                        | 3158      | 4646         | 5422           | 6056          | 6662          | 7242         |
| 24000                        | 3163      | 4653         | 5430           | 6066          | 6672          | 7253         |
| 24050                        | 3168      | 4661         | 5439           | 6075          | 6683          | 7264         |
| 24100                        | 3173      | 4668         | 5447           | 6085          | 6693          | 7275         |
| 24150                        | 3178      | 4675         | 5456           | 6094          | 6703          | 7286         |
| 24200                        | 3184      | 4683         | 5464           | 6103          | 6714          | 7298         |
| 24250                        | 3189      | 4690         | 5472           | 6113          | 6724          | 7309         |
| 24300                        | 3194      | 4698         | 5481           | 6122          | 6734          | 7320         |
| 24350                        | 3199      | 4705         | 5489           | 6131          | 6745          | 7331         |
| 24400                        | 3204      | 4712         | 5498           | 6141          | 6755          | 7343         |
| 24450                        | 3209      | 4720         | 5506           | 6150          | 6765          | 7354         |
| 24500                        | 3215      | 4727         | 5514           | 6160          | 6775          | 7365         |
| 24550                        | 3220      | 4735         | 5523           | 6169          | 6786          | 7376         |
| 24600                        | 3225      | 4742         | 5531           | 6178          | 6796          | 7387         |
| 24650                        | 3230      | 4750         | 5540           | 6188          | 6806          | 7399         |
| 24700                        | 3235      | 4757         | 5548           | 6197          | 6817          | 7410         |
| 24750                        | 3241      | 4764         | 5556           | 6206          | 6827          | 7421         |
| 24800                        | 3246      | 4772         | 5565           | 6216          | 6837          | 7432         |
| 24850                        | 3251      | 4779         | 5573           | 6225          | 6848          | 7443         |
| 24900                        | 3256      | 4787         | 5581           | 6234          | 6858          | 7455         |
| 24950                        | 3261      | 4794         | 5590           | 6244          | 6868          | 7466         |

| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 25000                        | 3267      | 4801         | 5598           | 6253          | 6879          | 7477         |
| 25050                        | 3272      | 4809         | 5607           | 6263          | 6889          | 7488         |
| 25100                        | 3277      | 4816         | 5615           | 6272          | 6899          | 7499         |
| 25150                        | 3282      | 4824         | 5623           | 6281          | 6909          | 7511         |
| 25200                        | 3287      | 4831         | 5632           | 6291          | 6920          | 7522         |
| 25250                        | 3292      | 4839         | 5640           | 6300          | 6930          | 7533         |
| 25300                        | 3298      | 4846         | 5649           | 6309          | 6940          | 7544         |
| 25350                        | 3303      | 4853         | 5657           | 6319          | 6951          | 7555         |
| 25400                        | 3308      | 4861         | 5665           | 6328          | 6961          | 7567         |
| 25450                        | 3313      | 4868         | 5674           | 6338          | 6971          | 7578         |
| 25500                        | 3318      | 4876         | 5682           | 6347          | 6982          | 7589         |
| 25550                        | 3324      | 4883         | 5691           | 6356          | 6992          | 7600         |
| 25600                        | 3329      | 4890         | 5699           | 6366          | 7002          | 7611         |
| 25650                        | 3334      | 4898         | 5707           | 6375          | 7013          | 7623         |
| 25700                        | 3339      | 4905         | 5716           | 6384          | 7023          | 7634         |
| 25750                        | 3344      | 4913         | 5724           | 6394          | 7033          | 7645         |
| 25800                        | 3350      | 4920         | 5732           | 6403          | 7043          | 7656         |
| 25850                        | 3355      | 4928         | 5741           | 6413          | 7054          | 7667         |
| 25900                        | 3360      | 4935         | 5749           | 6422          | 7064          | 7679         |
| 25950                        | 3365      | 4942         | 5758           | 6431          | 7074          | 7690         |
| 26000                        | 3370      | 4943         | 5758           | 6432          | 7075          | 7691         |
| 26050                        | 3375      | 4944         | 5759           | 6433          | 7076          | 7692         |
| 26100                        | 3379      | 4944         | 5760           | 6433          | 7077          | 7692         |
| 26150                        | 3384      | 4944         | 5760           | 6434          | 7077          | 7693         |
| 26200                        | 3389      | 4945         | 5761           | 6435          | 7078          | 7694         |
| 26250                        | 3394      | 4945         | 5761           | 6435          | 7079          | 7695         |
| 26300                        | 3398      | 4946         | 5762           | 6436          | 7079          | 7695         |
| 26350                        | 3403      | 4946         | 5762           | 6436          | 7080          | 7696         |
| 26400                        | 3408      | 4947         | 5763           | 6437          | 7081          | 7697         |
| 26450                        | 3413      | 4947         | 5763           | 6438          | 7081          | 7698         |
| 26500                        | 3417      | 4948         | 5764           | 6438          | 7082          | 7698         |
| 26550                        | 3422      | 4948         | 5765           | 6439          | 7083          | 7699         |
| 26600                        | 3427      | 4949         | 5765           | 6440          | 7084          | 7700         |
| 26650                        | 3431      | 4949         | 5766           | 6440          | 7084          | 7701         |

| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 26700                        | 3436      | 4950         | 5766           | 6441          | 7085          | 7701         |
| 26750                        | 3441      | 4950         | 5767           | 6441          | 7086          | 7702         |
| 26800                        | 3446      | 4951         | 5767           | 6442          | 7086          | 7703         |
| 26850                        | 3450      | 4951         | 5768           | 6443          | 7087          | 7704         |
| 26900                        | 3455      | 4952         | 5768           | 6443          | 7088          | 7704         |
| 26950                        | 3460      | 4952         | 5769           | 6444          | 7088          | 7705         |
| 27000                        | 3465      | 4953         | 5770           | 6445          | 7089          | 7706         |
| 27050                        | 3469      | 4953         | 5770           | 6445          | 7090          | 7706         |
| 27100                        | 3474      | 4954         | 5771           | 6446          | 7090          | 7707         |
| 27150                        | 3479      | 4954         | 5771           | 6446          | 7091          | 7708         |
| 27200                        | 3484      | 4954         | 5772           | 6447          | 7092          | 7709         |
| 27250                        | 3488      | 4955         | 5772           | 6448          | 7092          | 7709         |
| 27300                        | 3493      | 4955         | 5773           | 6448          | 7093          | 7710         |
| 27350                        | 3498      | 4956         | 5773           | 6449          | 7094          | 7711         |
| 27400                        | 3503      | 4956         | 5774           | 6450          | 7094          | 7712         |
| 27450                        | 3507      | 4957         | 5775           | 6450          | 7095          | 7712         |
| 27500                        | 3512      | 4957         | 5775           | 6451          | 7096          | 7713         |
| 27550                        | 3517      | 4958         | 5776           | 6451          | 7097          | 7714         |
| 27600                        | 3522      | 4958         | 5776           | 6452          | 7097          | 7715         |
| 27650                        | 3526      | 4959         | 5777           | 6453          | 7098          | 7715         |
| 27700                        | 3531      | 4959         | 5777           | 6453          | 7099          | 7716         |
| 27750                        | 3536      | 4960         | 5778           | 6454          | 7099          | 7717         |
| 27800                        | 3540      | 4960         | 5778           | 6454          | 7100          | 7718         |
| 27850                        | 3545      | 4961         | 5779           | 6455          | 7101          | 7718         |
| 27900                        | 3550      | 4961         | 5780           | 6456          | 7101          | 7719         |
| 27950                        | 3555      | 4962         | 5780           | 6456          | 7102          | 7720         |
| 28000                        | 3559      | 4962         | 5781           | 6457          | 7103          | 7721         |
| 28050                        | 3564      | 4963         | 5781           | 6458          | 7103          | 7721         |
| 28100                        | 3569      | 4963         | 5782           | 6458          | 7104          | 7722         |
| 28150                        | 3574      | 4964         | 5782           | 6459          | 7105          | 7723         |
| 28200                        | 3578      | 4964         | 5783           | 6459          | 7105          | 7724         |
| 28250                        | 3583      | 4965         | 5783           | 6460          | 7106          | 7724         |
| 28300                        | 3588      | 4965         | 5784           | 6461          | 7107          | 7725         |
| 28350                        | 3593      | 4965         | 5785           | 6461          | 7107          | 7726         |

| Basic Child Support Schedule |           |              |                |               |               |              |
|------------------------------|-----------|--------------|----------------|---------------|---------------|--------------|
| Combined Adjusted Net Income | One Child | Two Children | Three Children | Four Children | Five Children | Six Children |
| 28400                        | 3597      | 4966         | 5785           | 6462          | 7108          | 7727         |
| 28450                        | 3602      | 4966         | 5786           | 6463          | 7109          | 7727         |
| 28500                        | 3607      | 4967         | 5786           | 6463          | 7109          | 7728         |
| 28550                        | 3612      | 4967         | 5787           | 6464          | 7110          | 7729         |
| 28600                        | 3616      | 4968         | 5787           | 6464          | 7111          | 7730         |
| 28650                        | 3621      | 4968         | 5788           | 6465          | 7112          | 7730         |
| 28700                        | 3626      | 4969         | 5788           | 6466          | 7112          | 7731         |
| 28750                        | 3631      | 4969         | 5789           | 6466          | 7113          | 7732         |
| 28800                        | 3635      | 4970         | 5790           | 6467          | 7114          | 7732         |
| 28850                        | 3640      | 4970         | 5790           | 6468          | 7114          | 7733         |
| 28900                        | 3645      | 4971         | 5791           | 6468          | 7115          | 7734         |
| 28950                        | 3649      | 4971         | 5791           | 6469          | 7116          | 7735         |
| 29000                        | 3654      | 4972         | 5792           | 6469          | 7116          | 7735         |
| 29050                        | 3659      | 4972         | 5792           | 6470          | 7117          | 7736         |
| 29100                        | 3664      | 4973         | 5793           | 6471          | 7118          | 7737         |
| 29150                        | 3668      | 4973         | 5793           | 6471          | 7118          | 7738         |
| 29200                        | 3673      | 4974         | 5794           | 6472          | 7119          | 7738         |
| 29250                        | 3678      | 4974         | 5795           | 6472          | 7120          | 7739         |
| 29300                        | 3683      | 4975         | 5795           | 6473          | 7120          | 7740         |
| 29350                        | 3687      | 4975         | 5796           | 6474          | 7121          | 7741         |
| 29400                        | 3692      | 4975         | 5796           | 6474          | 7122          | 7741         |
| 29450                        | 3697      | 4976         | 5797           | 6475          | 7122          | 7742         |
| 29500                        | 3702      | 4976         | 5797           | 6476          | 7123          | 7743         |
| 29550                        | 3706      | 4977         | 5798           | 6476          | 7124          | 7744         |
| 29600                        | 3711      | 4977         | 5798           | 6477          | 7125          | 7744         |
| 29650                        | 3716      | 4978         | 5799           | 6477          | 7125          | 7745         |
| 29700                        | 3721      | 4978         | 5800           | 6478          | 7126          | 7746         |
| 29750                        | 3725      | 4979         | 5800           | 6479          | 7127          | 7747         |
| 29800                        | 3730      | 4979         | 5801           | 6479          | 7127          | 7747         |
| 29850                        | 3735      | 4980         | 5801           | 6480          | 7128          | 7748         |
| 29900                        | 3740      | 4980         | 5802           | 6481          | 7129          | 7749         |
| 29950                        | 3744      | 4981         | 5802           | 6481          | 7129          | 7750         |
| 30000                        | 3749      | 4981         | 5803           | 6482          | 7130          | 7750         |

**Comment: To the extent the parties share physical custody with the obligor having 40% or more of the annual overnights as set forth in Pa.R.Civ.P. 1910.16-4(c), the formula in Pa.R.Civ.P. 1910.16-4(a)(1)(Part D) or (a)(2)(Part II) should be used to calculate the appropriate shared custody adjustment.**

### **Historical Commentary**

**The following commentary related to Pa.R.Civ.P. 1910.16-3 is historical in nature and represents statements of the Committee at the time of rulemaking:**

#### **Explanatory Comment—2010**

The basic child support schedule has been amended to reflect updated economic data. The schedule has been expanded to include all cases in which the parties' combined net monthly income is \$30,000 or less. It also reflects an increase in the Self-Support Reserve to \$867, the 2008 poverty level for one person. The schedule was further adjusted to incorporate an assumption that the children spend 30% of the time with the obligor.

#### **Explanatory Comment—2013**

The basic child support schedule has been amended to reflect updated economic data. It also reflects an increase in the Self-Support Reserve to \$931, the 2012 poverty level for one person, which has been incorporated into the schedule.

#### **Explanatory Comment—2021**

Previously, the Basic Child Support Schedule incorporated a 30% child custody presumption, which created approximately a 5% decrease in the basic child support obligation across all combined monthly net incomes regardless of the actual custody schedule. The new Basic Child Support Schedule reflects the actual expenses of an intact family living in a single household at the various combined monthly net incomes and the number of children with no shared custody adjustment.

To the extent the parties share physical custody with the obligor having 40% or more of the annual overnights as set forth in Pa.R.C.P. No. 1910.16-4(c), the formula in Pa.R.C.P. No. 1910.16-4(a)(1)(Part D) or (a)(2)(Part II) should be used to calculate the appropriate shared custody adjustment.

**Rule 1910.16-3.1. Support Guidelines. High-Income Cases.**

(a) **Child Support.**

(1) **Presumptive Minimum Basic Child Support Obligation.**

- (i) The presumptive minimum basic child support obligation is the support obligation that the trier-of-fact would have awarded if the parties' combined monthly net income was \$30,000.
- (ii) When the parties' combined monthly net income exceeds \$30,000, the calculated support obligation shall not be less than the presumptive minimum basic child support obligation.

(2) **High-Income Child Support Calculation.** With the following three-step process, the trier-of-fact shall calculate the total child support obligation.

- (i) **Preliminary Analysis.** Using the following formula, the trier-of-fact shall:
  - (A) calculate the basic child support obligation based on the parties' combined monthly net income; and
  - (B) apportion the basic child support obligation based on the parties' respective monthly net incomes.

One child: **[\$3,608] \$3,749** + 4.0% of combined monthly net income above \$30,000.

Two children: **[\$4,250] \$4,981** + 4.0% of combined monthly net income above \$30,000.

Three children: **[\$4,951] \$5,803** + 4.7% of combined monthly net income above \$30,000.

Four children: **[\$5,530] \$6,482** + 5.3% of combined monthly net income above \$30,000.

Five children: **[\$6,083] \$7,103** + 5.8% of combined monthly net income above \$30,000.



Six children:            **[\$6,613] \$7,750** + 6.3% of combined monthly net income above \$30,000.

(ii)    **Substantial or Equally Shared Custody Adjustment.** The trier-of-fact shall adjust the basic child support obligation calculated in subdivision (a)(2)(i) for substantial or equally shared custody as set forth in **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-4(c).**

(iii)    **Final Analysis—Reasonable Needs.**

(A)    In determining the total child support obligation, the trier-of-fact shall consider the child’s reasonable needs based on:

(I)     the deviation factors in **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-5;**

(II)    the additional expenses set forth in **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-6;** and

(III)   the parties’ expense statements required by **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.11(c)(2)** and **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.27(c)(2)(B).**

(B)    Subject to the presumptive minimum basic child support obligation, the trier-of-fact may upwardly or downwardly adjust the support obligation calculated in subdivisions (a)(2)(i) and (ii) based on the child’s reasonable needs.

(3)    **Final Order.** As part of the final order, the trier-of-fact shall state on the record or in writing:

(i)     findings of fact; and

(ii)    the reasons for awarding the total child support obligation, including:

(A)    a discussion of the child’s reasonable needs; and

(B)    the adjustments or deviations made to the basic child support obligation.

(b) **Spousal Support or Alimony *Pendente Lite*.**

- (1) **Preliminary Analysis.** When the parties' combined monthly net income exceeds \$30,000, the trier-of-fact shall apply the formula in either **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-4(a)(1)(Part B)** or **(a)(2)(Part IV)** in calculating spousal support or alimony *pendente lite*.
- (2) **Final Analysis.** In determining the total spousal support or alimony *pendente lite* obligation, the trier-of-fact shall consider:
  - (i) the deviation factors in **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-5; and**
  - (ii) the additional expenses set forth in **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-6[; and].**
  - [(iii) the parties' expense statements required by Pa.R.C.P. No. 1910.11(c)(2) and Pa.R.C.P. No. 1910.27(c)(2)(B).]**
- (3) **Final Order.** As part of the final order, the trier-of-fact shall state on the record or in writing:
  - (i) findings of fact; and
  - (ii) the reasons for awarding the final spousal support or alimony *pendente lite* obligation, including the adjustments or deviations made to the basic spousal support or alimony *pendente lite* obligation.

**Historical Commentary**

**The following commentary is historical in nature and represents statements of the Committee at the time of rulemaking:**

**Explanatory Comment—2010**

Pa.R.C.P. No. 1910.16-3.1 is intended to bring all child support cases under the guidelines and treat similarly situated parties similarly. Thus, high-income child support cases no longer will be decided pursuant to *Melzer v. Witsberger*, 480 A.2d 991 (Pa. 1984). Economic data support the basic child support schedule up to combined net incomes of \$30,000 per month. Above that amount, economic data are not readily

available. Thus, for cases in which the parties' combined monthly net income is above \$30,000, the formula first applies a fixed percentage to calculate the support amount. The formula is an extrapolation of the available economic data to high-income cases. Spousal support and alimony *pendente lite* awards in high-income cases are preliminarily calculated pursuant to the formulas in either Pa.R.C.P. No. 1910.16-4(a)(1)(Part B) or (2)(Part IV). However, in both high-income child support and spousal support and high-income child support and alimony *pendente lite* cases, the trier-of-fact is required to consider the factors in Pa.R.C.P. No. 1910.16-5 before entering a final order and to make findings of fact on the record or in writing. Pursuant to Pa.R.C.P. No. 1910.11(c)(2), in all high-income cases, the parties must submit an Income Statement and the Expense Statement at Pa.R.C.P. No. 1910.27(c)(2)(B) to enable the trier-of-fact to consider the factors in Pa.R.C.P. No. 1910.16-5.

### **Explanatory Comment—2011**

The rule has been amended to clarify that the provisions of Pa.R.C.P. No. 1910.16-4(c), regarding support adjustments if the obligor has substantial or shared custody, apply in high-income cases. Previously, when high-income cases were decided pursuant to *Melzer v. Witsberger*, 480 A.2d 991 (Pa. 1984), case law held that because the time and resources each parent provided to a child were factored into the Melzer formula, the substantial or shared parenting time reductions did not apply to cases decided pursuant to *Melzer*. See, e.g., *Sirio v. Sirio*, 951 A.2d 1188 (Pa. Super. 2008); *Bulgarelli v. Bulgarelli*, 934 A.2d 107 (Pa. Super. 2007). As *Melzer* no longer applies to calculate support in high-income cases, the prohibition against substantial or shared parenting time reductions in such cases is no longer applicable.

**Rule 1910.16-4. Support Guidelines. Calculation of Support Obligation, Formula.**

- (a) The trier-of-fact shall use either the subdivision (1) or subdivision (2) formula to calculate the obligor’s share of basic child support, either from the schedule in **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-3** or the formula in **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-3.1(a)**, as well as spousal support and alimony *pendente lite* obligations. In high-income cases, the trier-of-fact shall use either the subdivision (1)(Part B) or subdivision (2)(Part IV) formula, as appropriate, as a preliminary analysis in the calculation of spousal support or alimony *pendente lite* obligations.
  - (1) The formula in Parts A through E is for an order entered on or after January 1, 2019, or for a modification of an order entered before January 1, 2019 that includes spousal support or alimony *pendente lite* in which the amendments to the Internal Revenue Code made by Section 11051 of the Tax Cuts and Jobs Act of 2017 (Pub. L. No. 115-97) expressly apply.

**[Note: Section 11051 of the Tax Cuts and Jobs Act of 2017 (Pub.L. No. 115-97) amended the Internal Revenue Code by repealing the alimony deduction—the amount of spousal support, alimony *pendente lite*, and alimony paid or received—from the payor’s gross income and the alimony inclusion into the payee’s gross income.**

**See subdivision (2) for a modification of an order entered before January 1, 2019 that includes spousal support or alimony *pendente lite* in which the amendments to the Internal Revenue Code made by Tax Cuts and Jobs Act of 2017 (Pub.L. No. 115-97) do not apply to the modification.]**

**Part A. Calculation of Monthly Net Income**

|  | Obligor   | Obligee   |
|--|-----------|-----------|
| 1. Total Gross Income per pay period<br>(See <b>[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-2(a)</b> ) | _____     | _____     |
| 2. Deductions<br>(See <b>[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-2(c)</b> )                        | ( _____ ) | ( _____ ) |
| 3. Net Income<br>(line 1 minus line 2)   | _____     | _____     |

4. Conversion to Monthly Net Income \_\_\_\_\_  
 (if pay period is other than monthly) \_\_\_\_\_

**Part B. Spousal Support or *Alimony Pendente Lite***

|   | Without<br>Dependent<br>Children | With<br>Dependent<br>Children   |
|---|----------------------------------|---------------------------------|
| 5. Obligor's Monthly Net Income<br>(line 4)   | _____                            | _____                           |
| 6. Obligor's child support,<br>spousal support, alimony <i>pendente<br/>lite</i> , or alimony obligations to children<br>or former spouses who are not part<br>of this action, if any.<br>(See [Pa.R.C.P. No.] <u>Pa.R.Civ.P.</u><br>1910.16-2(c)(2)) | ( _____ )                        | ( _____ )                       |
| 7. Obligor's Net Income available<br>for spousal support or<br>alimony <i>pendente lite</i><br>(line 5 minus line 6)  | _____                            | _____                           |
| 8. Obligor's Net Income percentage<br>for spousal support or alimony<br><i>pendente lite</i>  | <u>          x          33%</u>  | <u>          x          25%</u> |
| 9. Obligor's proportionate share of<br>spousal support or alimony<br><i>pendente lite</i><br>(line 7 multiplied by line 8)  | _____                            | _____                           |
| 10. Obligee's Monthly Net Income<br>(line 4)  | _____                            | _____                           |
| 11. Obligee's Net Income percentage<br>for spousal support or alimony<br><i>pendente lite</i>   | <u>          x          40%</u>  | <u>          x          30%</u> |
| 12. Obligee's proportionate share of  | _____                            | _____                           |

spousal support or alimony  
*pendente lite*  
 (line 10 multiplied by line 11)

- |     |   |       |
|-----|---|-------|
| 13. | Preliminary Monthly Spousal Support or Alimony <i>Pendente Lite</i> Obligation<br>(line 9 minus line 12 - if the result is less than zero, enter a zero on line 13) | _____ |
| 14. | Adjustments for Part E Additional Expenses<br>(See <b>[Pa.R.C.P. No.] Pa.R.Civ.P.</b> 1910.16-6)  | _____ |
| 15. | Total Monthly Spousal Support or Alimony <i>Pendente Lite</i> Obligation<br>(line 13 plus or minus line 14, as appropriate)   | _____ |

**Part C[—]. Basic Child Support**

|     | Obligor   | Obligee           |
|-----|---|-------------------|
| 16. | Monthly Net Income<br>(line 4 and add the child's monthly Social Security Disability or Retirement Derivative benefit amount, if any, to the Monthly Net Income of the party receiving the benefit pursuant to <b>[Pa.R.C.P. No.] Pa.R.Civ.P.</b> 1910.16-2(b)(2)(i) or (ii). | _____             |
| 17. | Preliminary Monthly Spousal Support or Alimony <i>Pendente Lite</i> Obligation, if any. (line 13)   | ( _____ ) + _____ |
| 18. | Adjusted Monthly Net Income<br>(for obligor, line 16 minus line 17;<br>for obligee, line 16 plus line 17)   | _____             |
| 19. | Combined Monthly Net Income<br>(obligor's line 18 plus obligee's line 18)   | _____             |
| 20. | Basic Child Support Obligation  | _____             |

(determined from child support schedule in **[Pa.R.C.P. No.] Pa.R.Civ.P.** 1910.16-3 based on the number of children and line 19)

- |     |   |         |         |
|-----|---|---------|---------|
| 21. | Net Income expressed as a percentage of Combined Monthly Net Income (line 18 divided by line 19 and multiplied by 100)  | _____ % | _____ % |
| 22. | Preliminary Monthly Basic Child Support Obligation (line 20 multiplied by line 21)  | _____   | _____   |
| 23. | Child's Social Security Derivative Disability or Retirement Benefit. (if the benefits are paid to the obligee, enter the benefit amount on the line for the party whose retirement or disability created the child's benefit pursuant to <b>[Pa.R.C.P. No.] Pa.R.Civ.P.</b> 1910.16-2(b)) | _____   | _____   |
| 24. | Adjusted Monthly Basic Child Support Obligation (line 22 minus line 23 - if the result is less than zero, enter a zero on line 24)  | _____   | _____   |

**Part D. Substantial or Shared Physical Custody Adjustment, If Applicable (See subdivision (c))**

- |     |   |              |
|-----|---|--------------|
| 25. | a. Percentage of time obligor spends with the child (divide number of overnights with the obligor by 365 and multiply by 100) | _____ %      |
|     | b. Subtract 30%   | ( _____ 30%) |
|     | c. Difference (line 25a minus line 25b)   | _____ %      |
|     | d. Obligor's Adjusted Percentage Share of the Basic Child Support Obligation  | _____ %      |

(line 21 minus line 25c)

- e. Obligor's Preliminary Adjusted Basic Child Support Obligation (line 20 multiplied by line 25d) \_\_\_\_\_
- f. Further adjustment, if necessary, under subdivision (c)(2) \_\_\_\_\_
- g. Obligor's Adjusted Basic Child Support Obligation \_\_\_\_\_

**Part E. Additional Expenses (See [Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-6)**

- 26. a. Obligor's Share of Child Care Expenses \_\_\_\_\_
- b. Obligor's Share of Health Insurance Premium (if the obligee is paying the premium) \_\_\_\_\_
- c. Obligee's Share of the Health Insurance Premium (if the obligor is paying the premium) (\_\_\_\_\_)
- d. Obligor's Share of Unreimbursed Medical Expenses \_\_\_\_\_
- e. Other Additional Expenses \_\_\_\_\_
- f. Total Additional Expenses (add lines 26a, b, d, and e, then subtract line 26c) \_\_\_\_\_
- 27. Obligor's Total Monthly Child Support Obligation (line 24 or 25g plus line 26f, if applicable) \_\_\_\_\_

(2) The formula in Parts I through IV is for a modification of an order entered before January 1, 2019 that includes spousal support or alimony *pendente lite*.

**[Note: See subdivision (1) for an order entered on or after January 1, 2019, or for a modification of an order entered before January 1, 2019 that includes spousal support or alimony *pendente lite* in which the amendments to the Internal Revenue**



**Code made by Tax Cuts and Jobs Act of 2017 (Pub.L. No. 115-97) expressly apply to the modification.]**

**Part I. Basic Child Support**

|   | Obligor   | Obligee   |
|---|-----------|-----------|
| 1. Total Gross Income Per Pay Period<br>(See <b>[Pa.R.C.P. No.] Pa.R.Civ.P.</b><br>1910.16-2(a))  | _____     | _____     |
| 2. Deductions<br>(See <b>[Pa.R.C.P. No.] Pa.R.Civ.P.</b><br>1910.16-2(c))   | ( _____ ) | ( _____ ) |
| 3. Net Income<br>(line 1 minus line 2)  | _____     | _____     |
| 4. Conversion to Monthly Net Income<br>(if pay period is other than monthly)<br>Include the child's monthly Social<br>Security derivative benefit amount,<br>if any, in the monthly net income of<br>the party receiving the benefit pursuant to<br><b>[Pa.R.C.P. No.] Pa.R.Civ.P.</b><br>1910.16-2(b)(2)(i) or (ii). | _____     | _____     |
| 5. Combined Monthly Net Income<br>(obligor's line 4 plus obligee's line 4)  |           | _____     |
| 6. Basic Child Support Obligation<br>(determined from schedule at<br><b>[Pa.R.C.P. No.] Pa.R.Civ.P.</b> 1910.16-3 based on<br><br>number of children and line 5)  |           | _____     |
| 7. Net Income Expressed as a Percentage<br>of Combined Monthly Net Income<br>(divide line 4 by line 5 and<br>multiply by 100)   | _____ %   | _____ %   |
| 8. Preliminary Basic Child<br>Support Obligation  |           |           |

(multiply line 6 and 7) \_\_\_\_\_

9. Child's Social Security Derivative Disability or Retirement Benefit (if the benefits are paid to the obligee, enter the benefit amount on the line for the party whose retirement or disability created the child's benefit) \_\_\_\_\_

10. Adjusted Basic Child Support Obligation (line 8 minus line 9 - if the result is less than zero, enter a zero on line 10) \_\_\_\_\_

**Part II. Substantial or Shared Physical Custody Adjustment, If Applicable (See subdivision (c))**

11. a. Percentage of Time Obligor spends with Children (divide number of overnights with the obligor by 365 and multiply by 100) \_\_\_\_\_ %

b. Subtract 30% ( \_\_\_\_\_ %)

c. Obligor's Adjusted Percentage Share of the Basic Child Support Obligation (subtract result of calculation in line 11b from line 7) \_\_\_\_\_ %

d. Obligor's Preliminary Adjusted Basic Child Support Obligation (multiply line 11c and line 6) \_\_\_\_\_

e. Further adjustment, if necessary under subdivision (c)(2) \_\_\_\_\_

f. Obligor's Adjusted Basic Child Support Obligation (Total of line 11d and line 11e) \_\_\_\_\_

**Part III. Additional Expenses (See [Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-6)**

12. a. Obligor's Share of Child Care Expenses \_\_\_\_\_

- b. Obligor's Share of Health Insurance Premium (if the obligee is paying the premium) \_\_\_\_\_
  - c. Obligee's Share of the Health Insurance Premium (if the obligor is paying the premium) ( \_\_\_\_\_ )
  - d. Obligor's Share of Unreimbursed Medical Expenses \_\_\_\_\_
  - e. Other Additional Expenses \_\_\_\_\_
  - f. Total Additional Expenses \_\_\_\_\_  
(add lines 12a, b, d, and e, then subtract line 12c)
13. Obligor's Total Monthly Support Obligation \_\_\_\_\_  
(add line 10 or 11f and line 12f, if applicable)

**Part IV. Spousal Support or APL with Dependent Children**

- 14. Obligor's Monthly Net Income (line 4) \_\_\_\_\_
- 15. Obligor's Support, Alimony *Pendente Lite*, or Alimony Obligations, to Children or Former Spouses who are not part of this action, if any  
(See [Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-2(c)(2)) ( \_\_\_\_\_ )
- 16. Obligee's Monthly Net Income (line 4) ( \_\_\_\_\_ )
- 17. Difference \_\_\_\_\_  
(line 14 minus lines 15 and 16)
- 18. Obligor's Total Monthly Child Support Obligation without Part II Substantial or Shared Custody Adjustment, if any  
(Obligor's line 10 plus line 12f) ( \_\_\_\_\_ )
- 19. Difference \_\_\_\_\_  
(line 17 minus line 18)
- 20. Multiply by 30%            x            30%
- 21. Monthly Spousal Support or \_\_\_\_\_

Alimony Pendente Lite Obligation  
(line 19 multiplied by line 20)

**Without Dependent Children**

22. Obligor's Monthly Net Income (line 4) \_\_\_\_\_
23. Obligor's Child and Spousal Support, Alimony *Pendente Lite* or Alimony Obligations to Children or Former Spouses who are not part of this action, if any (**[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-2(c)(2)**) \_\_\_\_\_
24. Obligee's Monthly Net Income (line 4) \_\_\_\_\_
25. Difference  
(line 22 minus lines 23 and 24) \_\_\_\_\_
26. Multiply by 40%            x            40%
27. Preliminary Monthly Spousal Support or Alimony *Pendente Lite* Obligation  
(line 25 multiplied by line 26) \_\_\_\_\_
28. Adjustments for Other Expenses  
(See **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-6**)  
(line 12f) \_\_\_\_\_
29. Total Monthly Spousal Support or Alimony *Pendente Lite* Obligation  
(line 27 plus or minus line 28, as appropriate) \_\_\_\_\_

(b) **Order For More Than Six Children.** When there are more than six children who are the subject of a single support order, the trier-of-fact shall:

- (1) calculate the basic child support obligations for six children and five children;
- (2) subtract the basic child support obligation for five children from the basic child support obligation for six children;

- (3) multiply the difference from subdivision (b)(2) by the number of children in excess of six; and
  - (4) add the amount from subdivision (b)(3) to the basic child support obligation for six children as determined in subdivision (b)(1).
- (c) **Substantial or Equally Shared Physical Custody.**
- (1) **Substantial Physical Custody.** When a child spends 40% or more of the annual overnights with the obligor, a rebuttable presumption arises that the obligor is entitled to a reduction in the basic child support obligation to reflect the obligor's increased direct spending on the child during the obligor's custodial time.
    - (i) This rebuttable presumption also applies in high income cases decided pursuant to **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-3.1.**
    - (ii) Except as provided in subdivision (c)(2), the trier-of-fact shall calculate the adjustment pursuant to the formula set forth in subdivision (a)(1)(Part D) or (a)(2)(Part II).
  - (2) **Equally Shared Physical Custody.** Without regard to which party initiated the support action, when a child spends an equal number of annual overnights with the parties:
    - (i) The formula in subdivision (a)(1)(Part D) or (a)(2)(Part II) cannot be applied unless the obligor is the party with the higher monthly net income.
    - (ii) The trier-of-fact shall not require the party with the lower monthly net income to pay basic child support to the party with the higher monthly net income. However, this subdivision shall not preclude the entry of an order requiring the party with less monthly net income to contribute to additional expenses pursuant to **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-6.**
    - (iii) Based upon the evidence presented, the trier-of-fact may enter a support order against either party.
    - (iv) If the support calculation results in the obligee receiving a larger share of the parties' combined monthly net income, the trier-of-fact:

- (A) shall adjust the obligor's basic child support obligation so that the combined monthly net income is allocated equally between the two parties; and
- (B) shall not award spousal support or alimony *pendente lite*.

**[Example 1.** If the obligor and the obligee have monthly net incomes of \$5,000 and \$2,300, respectively, the basic child support obligation is \$1,901 for two children. Using the income shares formula in Part I, the obligor's basic child support obligation is 68%, or \$1,293. If the children spend 40% of the annual overnights with the obligor, the formula in Part D or Part II applies to reduce the obligor's basic child support obligation to 58%, or \$1,103. If the children spend 45% of the annual overnights with the obligor, the obligor's basic child support obligation is reduced to 53%, or \$1,008. If the children spend an equal number of the annual overnights with the obligor and obligee, the obligor's basic child support obligation is reduced to 48%, or \$912.

**Example 2.** Mother and Father have monthly net incomes of \$3,000 and \$2,700, respectively. Mother has filed for support for the parties' two children with whom the parties share time equally. As the parties have equal custody and Mother has the higher monthly net income, Mother cannot be the obligee. Although Mother initiated the support action, she would be the obligor. Pursuant to the Basic Child Support Schedule in Pa.R.C.P. No. 1910.16-3, the basic child support obligation for two children at the parties' combined monthly net income is \$1,585 per month. Mother's share is 53%, or \$840. Application of the Part II or Part D formula results in a 20% reduction in support when the obligor has 50% custody of the children. Mother's adjusted percentage share of the basic support obligation is 33% (53% - 20% = 33%) and the preliminary adjusted basic child support obligation is \$523 (33% of \$1,585). However, as this amount would result in Father having a greater share of the parties' combined monthly net income (\$3,223 vs. \$2,477), Mother's basic child support obligation would be adjusted to \$150 per month to allocate the parties' combined monthly net income equally between the two parties and would be the presumptive basic child support obligation payable to Father under these circumstances.

**Example 3.** If the obligor and the obligee have monthly net incomes of \$3,000 and \$2,500, respectively, the basic child support obligation for two children is \$1,567. The obligor's share is 55%, or \$862 ( $\$1,567 \times 55\%$ ). If the children spend equal time with the parties, the formula in Part II or Part D results in a basic child support obligation of \$548 ( $\$1,567 \times 35\%$ ) payable to the obligee. Since this amount results in the obligee having monthly net income of \$3,048 and the obligor having monthly

net income of \$2,452, the obligor's basic child support obligation would be adjusted to \$250 to equalize the combined monthly net income between the parties and would be the presumptive basic child support obligation payable to the obligee under these circumstances.]

(d) **Divided or Split Physical Custody.** When Each Party Owes Child Support to the Other Party. Varied Partial or Shared Custodial Schedules.

(1) **Divided or Split Physical Custody.** When Each Party Owes Child Support to the Other Party. When calculating a basic child support obligation and each party owes child support to the other party as a result of the custodial arrangement, the trier-of-fact shall offset the parties' respective basic child support obligations and award the net difference to the obligee as child support.

**[Example 1.** If the parties have three children, one child resides with Mother and two children reside with Father, and the parties' monthly net incomes are \$4,000 and \$2,000 respectively, Mother's basic child support obligation is calculated using the schedule in Pa.R.C.P. No. 1910.16-3 for two children at the parties' combined monthly net income of \$6,000. The basic child support obligation is \$1,628. As Mother's income is 67% of the parties' combined monthly net income, Mother's basic child support obligation for the two children living with Father is \$1,091. Father's basic child support obligation is calculated using the schedule in Pa.R.C.P. No. 1910.16-3 for one child at the parties' combined monthly net income of \$6,000. The basic child support obligation is \$1,097. Father's basic child support obligation for the child living with Mother is \$362. Subtracting \$362 from \$1,091 produces a basic child support obligation of \$729 payable to Father as child support.

**Example 2.** If the parties have two children, one child resides with Mother and the parties equally share custody (50% - 50%) of the other child, and the parties' monthly net incomes are as set forth in Example 1. The basic child support obligation is calculated using the schedule in Pa.R.C.P. No. 1910.16-3 for the one child primarily residing with Mother at the parties' combined monthly net income of \$6,000, the basic child support obligation is \$1,097. Father's income is 33% of the parties' combined monthly net income, and the basic child support obligation for the child living with Mother is \$362. For Mother's obligation for the child with the equally shared custody arrangement, using the schedule in Pa.R.C.P. No. 1910.16-3 for one child at the parties' combined monthly net income of \$6,000, the basic child support obligation is \$1,097. Mother's proportionate share of the combined monthly net incomes is 67%, but it is reduced to 47% after applying the shared parenting time adjustment for 50% custody under subdivision (c). Mother's basic child support obligation for the shared custody child is \$516 ( $\$1,097 \times 47\%$ ).

**As Mother's obligation is greater than Father's obligation, Father is the obligee and receives the net of the two obligations by subtracting \$362 from \$516, or \$154.]**

**(2) Varied Partial or Shared Physical Custodial Schedule.**

- (i) The trier-of-fact may reduce a party's basic child support obligation when the parties have more than one child and each child spends either different amounts of:
  - (A) partial or equally shared custodial time with the higher monthly net income party; or
  - (B) partial custodial time with the lower monthly net income party.
- (ii) In determining whether a party is entitled to a reduction as provided in subdivision (d)(2)(i):
  - (A) the trier-of-fact shall:
    - (I) add the percentage of annual overnights each child spends with that party; and
    - (II) divide by the number of children to determine the party's average percentage of custodial time.
  - (B) If the average percentage of custodial time is 40% or more:
    - (I) subdivision (c) applies; and
    - (II) the trier-of-fact shall reduce the party's basic child support obligation accordingly.

**[Example 1. The parties have two children and one child spends 50% of the annual overnights with Mother, who has the higher monthly net income, and the other child spends 20% of the annual overnights with Mother. Add those percentages together and divide by the number of children (50% plus 20% = 70% divided by 2 children = 35% average time with Mother). Pursuant to subdivision (d)(2)(ii)(B), Mother is not entitled to a reduction in the support order for substantial parenting time.**



**Example 2.** The parties have three children. Two children spend 50% of the annual overnights with Mother, who has the higher monthly net income, and the third child spends 30% of the annual overnights with Mother. Add the percentages of custodial time for all three children together and divide by the number of children (50% plus 50% plus 30% = 130% divided by three children = 43.33% average percentage of time with Mother). Pursuant to subdivision (d)(2)(ii)(B), Mother is entitled to a reduction in the support order for substantial parenting time.

**Example 3.** The parties have three children, Mother has primary custody (60% - 40%) of one child, Father has primary custody (60% - 40%) of one child, and the parties share custody (50% - 50%) of the third child. The parties' monthly net incomes are \$2,500 (Mother) and \$2,000 (Father). As a result of the custodial arrangement, Father owes support for the child in the primary custody of Mother and Mother owes support for the child in the primary custody of Father and for the child shared equally between the parties. Father's basic child support obligation is calculated using the schedule in Pa.R.C.P. No. 1910.16-3 for one child at the parties' combined monthly net income of \$4,500. The basic child support obligation is \$941. Father's proportionate share of the combined monthly net incomes is 44%, but is reduced to 34% after applying the shared parenting time adjustment for 40% custody under subdivision (c). Father's basic child support obligation for this child is \$320 ( $\$941 \times 34\%$ ). Mother's basic child support obligation is calculated using the schedule in Pa.R.C.P. No. 1910.16-3 for two children at the parties' combined monthly net income of \$4,500. The basic child support obligation is \$1,414. Mother has varying partial or shared custody of the two children (40% and 50%). Under subdivision (d)(2), the custodial time is averaged or in this case 45%. Mother's proportionate share of the combined monthly net incomes is 56%, but it is reduced to 41% after applying the shared parenting time adjustment for 45% custody under subdivision (c). Mother's basic child support obligation for these children is \$580 ( $\$1,414 \times 41\%$ ). Offsetting the support obligations consistent with subdivision (d)(1), Mother's obligation is greater than Father's obligation, and Father is the obligee receiving the net of the two obligations by subtracting \$320 from \$580, or \$260.

**Note:** In cases with more than one child and varied partial or shared custodial schedules, it is not appropriate to perform a separate calculation for each child and offset support amounts as that method does not consider the incremental increases in support for more than one child built into the schedule of basic child support.]

- (3) **Combined Child Support and Spousal Support or Alimony *Pendente Lite*. When Each Party Owes Child Support to the Other Party.**

- (i) When one or more children reside with each party, the trier-of-fact shall offset the obligor's combined spousal support or alimony *pendente lite* and basic child support obligations with the obligee's basic child support obligation.
  - (ii) The trier-of-fact shall award the net difference to the obligee as spousal support or alimony *pendente lite* and basic child support.
- (e) **Support Obligations When Custodial Parent Owes Spousal Support.** If a child is residing with the spouse (custodial parent) obligated to pay spousal support or alimony *pendente lite* and the other spouse (non-custodial parent) has a legal obligation to support the child, the guideline spousal support or alimony *pendente lite* obligation is determined by offsetting the non-custodial parent's basic child support obligation and the custodial parent's spousal support or alimony *pendente lite* obligation, and awarding the net difference either to the non-custodial parent as spousal support or alimony *pendente lite* or to the custodial parent as child support as the circumstances warrant. The calculation is a five-step process:
  - (1) Calculate the custodial parent's spousal support or alimony *pendente lite* obligation to the non-custodial parent based on the parties' monthly net incomes using the "without dependent children" formula in either **[Pa.R.C.P. No.] Pa.R.Civ.P.** 1910.16-4(a)(1)(Part B) or (a)(2)(Part IV), as appropriate.
  - (2) Recalculate the parties' monthly net incomes by adjusting for the spousal support or alimony *pendente lite* payment paid or received in subdivision (e)(1).
  - (3) Using the recomputed monthly net incomes from subdivision (e)(2), calculate the non-custodial parent's basic child support obligation to the custodial parent.
  - (4) The final support amount is the difference calculated in subdivision (e)(1) and (e)(3).
    - (i) If the amount in subdivision (e)(1) is greater than the amount in subdivision (e)(3), the final amount is spousal support or alimony *pendente lite* payable to the non-custodial parent.
    - (ii) If the amount in subdivision (e)(1) is less than the amount in subdivision (e)(3), the final amount is basic child support payable to the custodial parent.

- (5) If the proceeding is a modification of an order entered before January 1, 2019 that has federal tax consequences associated with spousal support or alimony *pendente lite* payments and the final order is spousal support or alimony *pendente lite* as in subdivision (e)(4)(i), the offset spousal support or alimony *pendente lite* amount is federally taxable, and the trier-of-fact may deviate the final order due to the tax effect, as appropriate.

[Note: See Pa.R.C.P. No. 1910.19(h).]

**Comment: Section 11051 of the Tax Cuts and Jobs Act of 2017, Pub. L. No. 115-97, amended the Internal Revenue Code by repealing the alimony deduction—the amount of spousal support, alimony *pendente lite*, and alimony paid or received—from the payor’s gross income and the alimony inclusion into the payee’s gross income. Subdivision (a)(1) governs an order entered on or after January 1, 2019, or for a modification of an order entered before January 1, 2019, that includes spousal support or alimony *pendente lite* in which the Act expressly apply to the modification. Subdivision (a)(2) governs a modification of an order entered before January 1, 2019 that includes spousal support or alimony *pendente lite* in which the Act does not apply to the modification.**

**Subdivision (c) Example 1. If the obligor and the obligee have monthly net incomes of \$5,000 and \$2,300, respectively, the basic child support obligation is \$1,960 for two children. Using the income shares formula in Part I, the obligor’s basic child support obligation is 68%, or \$1,333. If the children spend 40% of the annual overnights with the obligor, the formula in Part D or Part II applies to reduce the obligor’s basic child support obligation to 58%, or \$1,137. If the children spend 45% of the annual overnights with the obligor, the obligor’s basic child support obligation is reduced to 53%, or \$1,039. If the children spend an equal number of the annual overnights with the obligor and obligee, the obligor’s basic child support obligation is reduced to 48%, or \$941.**

**Subdivision (c) Example 2. Mother and Father have monthly net incomes of \$3,000 and \$2,700, respectively. Mother has filed for support for the parties’ two children with whom the parties share time equally. As the parties have equal custody and Mother has the higher monthly net income, Mother cannot be the obligee. Although Mother initiated the support action, she would be the obligor. Pursuant to the Basic Child Support Schedule in Pa.R.Civ.P. 1910.16-3, the basic child support obligation for two children at the parties’ combined monthly net income is \$1,715 per month. Mother’s share is 53%, or \$909. Application of the Part II or Part D formula results in a 20% reduction in support when the obligor has 50% custody of the children. Mother’s adjusted percentage share of the basic**

support obligation is 33% (53% - 20% = 33%) and the preliminary adjusted basic child support obligation is \$566 (33% of \$1,715). However, as this amount would result in Father having a greater share of the parties' combined monthly net income (\$3,266 vs. \$2,434), Mother's basic child support obligation would be adjusted to \$150 per month to allocate the parties' combined monthly net income equally between the two parties and would be the presumptive basic child support obligation payable to Father under these circumstances.

Subdivision (c) Example 3. If the obligor and the obligee have monthly net incomes of \$3,000 and \$2,500, respectively, the basic child support obligation for two children is \$1,694. The obligor's share is 55%, or \$932 (\$1,694 x 55%). If the children spend equal time with the parties, the formula in Part II or Part D results in a basic child support obligation of \$593 (\$1,694 x 35%) payable to the obligee. Since this amount results in the obligee having monthly net income of \$3,093 and the obligor having monthly net income of \$2,407, the obligor's basic child support obligation would be adjusted to \$250 to equalize the combined monthly net income between the parties and would be the presumptive basic child support obligation payable to the obligee under these circumstances.

Subdivision (d)(1) Example 1: If the parties have three children, one child resides with Mother and two children reside with Father, and the parties' monthly net incomes are \$4,000 and \$2,000 respectively, Mother's basic child support obligation is calculated using the schedule in Pa.R.Civ.P. 1910.16-3 for two children at the parties' combined monthly net income of \$6,000. The basic child support obligation is \$1,774. As Mother's income is 67% of the parties' combined monthly net income, Mother's basic child support obligation for the two children living with Father is \$1,189. Father's basic child support obligation is calculated using the schedule in Pa.R.Civ.P. 1910.16-3 for one child at the parties' combined monthly net income of \$6,000. The basic child support obligation is \$1,186. Father's basic child support obligation for the child living with Mother is \$392. Subtracting \$392 from \$1,189 produces a basic child support obligation of \$797 payable to Father as child support.

Subdivision (d)(1) Example 2: If the parties have two children, one child resides with Mother and the parties equally share custody (50% - 50%) of the other child, and the parties' monthly net incomes are as set forth in Subdivision (d)(1) Example 1. The basic child support obligation is calculated using the schedule in Pa.R.Civ.P. 1910.16-3 for the one child primarily residing with Mother at the parties' combined monthly net income of \$6,000, the basic child support obligation is \$1,186. Father's income is 33% of the parties' combined monthly net income, and the basic child support obligation for the child living with Mother is \$392. For Mother's obligation for the child with the equally shared custody arrangement, using the schedule in Pa.R.Civ.P. 1910.16-3 for one child at the parties' combined

monthly net income of \$6,000, the basic child support obligation is \$1,186. Mother's proportionate share of the combined monthly net incomes is 67%, but it is reduced to 47% after applying the shared parenting time adjustment for 50% custody under subdivision (c). Mother's basic child support obligation for the shared custody child is \$557 ( $\$1,186 \times 47\%$ ). As Mother's obligation is greater than Father's obligation, Father is the obligee and receives the net of the two obligations by subtracting \$392 from \$557, or \$162.

Subdivision (d)(2) Example 1: The parties have two children and one child spends 50% of the annual overnights with Mother, who has the higher monthly net income, and the other child spends 20% of the annual overnights with Mother. Add those percentages together and divide by the number of children (50% plus 20% = 70% divided by 2 children = 35% average time with Mother). Pursuant to subdivision (d)(2)(ii)(B), Mother is not entitled to a reduction in the support order for substantial parenting time.

Subdivision (d)(2) Example 2: The parties have three children. Two children spend 50% of the annual overnights with Mother, who has the higher monthly net income, and the third child spends 30% of the annual overnights with Mother. Add the percentages of custodial time for all three children together and divide by the number of children (50% plus 50% plus 30% = 130% divided by three children = 43.33% average percentage of time with Mother). Pursuant to subdivision (d)(2)(ii)(B), Mother is entitled to a reduction in the support order for substantial parenting time.

Subdivision (d)(2) Example 3: The parties have three children, Mother has primary custody (60% - 40%) of one child, Father has primary custody (60% - 40%) of one child, and the parties share custody (50% - 50%) of the third child. The parties' monthly net incomes are \$2,500 (Mother) and \$2,000 (Father). As a result of the custodial arrangement, Father owes support for the child in the primary custody of Mother and Mother owes support for the child in the primary custody of Father and for the child shared equally between the parties. Father's basic child support obligation is calculated using the schedule in Pa.R.Civ.P. 1910.16-3 for one child at the parties' combined monthly net income of \$4,500. The basic child support obligation is \$1,011. Father's proportionate share of the combined monthly net incomes is 44%, but is reduced to 34% after applying the shared parenting time adjustment for 40% custody under subdivision (c). Father's basic child support obligation for this child is \$344 ( $\$1,011 \times 34\%$ ). Mother's basic child support obligation is calculated using the schedule in Pa.R.Civ.P. 1910.16-3 for two children at the parties' combined monthly net income of \$4,500. The basic child support obligation is \$1,527. Mother has varying partial or shared custody of the two children (40% and 50%). Under subdivision (d)(2), the custodial time is averaged or in this case 45%. Mother's proportionate share of the combined

**monthly net incomes is 56%, but it is reduced to 41% after applying the shared parenting time adjustment for 45% custody under subdivision (c). Mother's basic child support obligation for these children is \$626 (\$1,527 x 41%). Offsetting the support obligations consistent with subdivision (d)(1), Mother's obligation is greater than Father's obligation, and Father is the obligee receiving the net of the two obligations by subtracting \$344 from \$626, or \$282.**

**In cases with more than one child and varied partial or shared custodial schedules, it is not appropriate to perform a separate calculation for each child and offset support amounts as that method does not consider the incremental increases in support for more than one child built into the schedule of basic child support.**

**Concerning subdivision (e), see Pa.R.Civ.P. 1910.19(h).**

### **Historical Commentary**

The following commentary related to Pa.R.Civ.P. 1910.16-4 is historical in nature and represents statements of the Committee at the time of rulemaking:

#### **Explanatory Comment—2005**

Pa.R.C.P. No. 1910.16-4(a) sets forth the income shares formula used to establish the support obligation. Subdivision (b) provides the method for calculating support for seven or more children as the basic support schedule in Pa.R.C.P. No. 1910.16-3 sets forth the presumptive amount of support for up to six children.

Subdivision (c) sets forth the method for calculating the presumptive amount of support in cases where the children spend 40% or more of their time during the year with the obligor. If there is equal time sharing, subdivision (2) reduces the support obligation further so that the obligor does not pay more than is necessary to equalize the parties' combined monthly net income between the two households. Subdivision (3) expressly excludes SSR cases from the application of this rule. Since the SSR already reduces support to a minimal level, a further reduction should not be given for the amount of time spent with the children.

Subdivision (d) relates to the calculation of support in divided or split custody cases. It retains the existing method for offsetting the parties' respective support obligations when one or more of the children resides with each party. Subdivision (e) governs spousal support obligations when the custodial parent owes spousal support. It has not been amended, other than to update the example to be consistent with the new schedule at Pa.R.C.P. No. 1910.16-3.

## **Explanatory Comment—2010**

The basic support schedule incorporates an assumption that the children spend 30% of the time with the obligor and that the obligor makes direct expenditures on their behalf during that time. Variable expenditures, such as food and entertainment, that fluctuate based upon parenting time were adjusted in the schedule to build in the assumption of 30% parenting time. Upward deviation should be considered in cases in which the obligor has little or no contact with the children. However, an upward deviation may not be appropriate if an obligor has infrequent overnight contact with the child, but provides meals and entertainment during daytime contact. Fluctuating expenditures should be considered rather than the extent of overnight time. A downward deviation may be appropriate when the obligor incurs substantial fluctuating expenditures during parenting time but has infrequent overnights with the children.

The calculation in Pa.R.C.P. No. 1910.16-4(c) reduces an obligor's support obligation further if the obligor spends significantly more time with the children. The obligor will receive an additional 10% reduction in the amount of support owed at 40% parenting time, increasing incrementally to a 20% reduction at 50% parenting time. This method still may result in a support obligation even if custody of the children is equally shared. In those cases, the rule provides for a maximum obligation so that the obligee does not receive a larger portion of the parties' combined monthly net income than the obligor.

**Rule 1910.16-5. Support Guidelines. Deviation.**

(a) **Deviation.**

- (1) The trier-of-fact may deviate from the basic child support, **additional expenses**, spousal support, or alimony *pendente lite* obligation.
- (2) If the trier-of-fact determines a deviation is appropriate based on the factors in subdivision (b), the trier-of-fact shall specify on the record or in writing:
  - (i) the calculated basic child support, **additional expenses**, spousal support, or alimony *pendente lite* obligation;
  - (ii) the reason for the deviation;
  - (iii) the findings of fact justifying the deviation;
  - (iv) the deviation amount; and
  - (v) in a spousal support or an alimony *pendente lite* action, the obligation's duration.

**[Note: The deviation applies to the support obligation amount or duration, and not to the party's monthly net income.]**

- (b) **Factors.** In deciding whether to deviate from the basic child support, **additional expenses**, spousal support, or alimony *pendente lite* obligation, the trier-of-fact shall consider:
- (1) unusual needs and unusual fixed obligations;
  - (2) a party's other support obligations;
  - (3) other household income;
  - (4) the child's age;
  - (5) the parties' relative assets and liabilities;
  - (6) medical expenses not covered by insurance;
  - (7) the parties' and the child's standard of living;
  - (8) in a spousal support or alimony *pendente lite* case, the duration of the marriage from the date of marriage to the date of final separation; and
  - (9) other relevant and appropriate factors, including the child's best interest.



**Comment: The deviation applies to the total support obligation amount or duration, and not to the party's monthly net income.**

**Concerning subdivision (b)(9), "other relevant and appropriate factors," may include, but are not limited to, maintaining a self-support reserve.**

### **Historical Commentary**

**The following commentary related to Pa.R.Civ.P. 1910.19 is historical in nature and represents statements of the Committee at the time of rulemaking:**

#### **Explanatory Comment—2005**

Rule 1910.16-5 sets forth the factors for deviation from the presumptive amount of support. Subdivision (c) and subsection (b)(8) permit the court to consider the length of the marriage in determining the amount and duration of a spousal support or alimony pendente lite award. The primary purpose of these provisions is to prevent the unfairness that arises in a short-term marriage when the obligor is required to pay support over a substantially longer period of time than the parties were married and there is little or no opportunity for credit for these payments at the time of equitable distribution.

#### **Explanatory Comment—2010**

The provisions of subdivision (c), which provided that the court must consider the duration of the parties' marriage in determining the duration of an award of spousal support or alimony pendente lite, were moved to new Rule 1910.16-1(c)(2). The duration of the marriage, from the date of marriage to the date of final separation, remains a factor to consider in determining whether or not deviation from the amount of the award is warranted.

**Rule 1910.16-6. Support Guidelines. Basic Support Obligation Adjustments. Additional Expenses Allocation.**

**[The trier-of-fact may allocate between the parties the additional expenses in subdivisions (a)—(e).] Even [when] if a basic support order is inappropriate under the facts of the case, the trier-of-fact [may] shall determine whether to allocate between the parties the additional expenses as provided below.**

Except for the subdivisions (b)(4) and (e) expenses, the trier-of-fact shall calculate the parties' proportionate share of the additional expenses after adjusting the parties' monthly net income by the spousal support or alimony *pendente lite* obligation received or paid, and dividing each party's adjusted monthly net income by the parties' combined monthly net income. However, the trier-of-fact shall not adjust the parties' monthly net incomes when **[apportioning] allocating** the expenses in child support only cases.

**(a) Child Care Expenses.**

- (1) The trier-of-fact:
  - (i) shall allocate reasonable child care expenses paid by the parties, if necessary to maintain employment or appropriate education in pursuit of income.
  - (ii) may allocate reasonable child care expenses that would be paid by the parties when the trier-of-fact imputes an earning capacity to a party pursuant to Pa.R.Civ.P. 1910.16-2(d)(4)(i)(D).
- (2) The trier-of-fact may require that the obligor's share be added to the basic child support obligation, paid directly to the service provider, or paid directly to the obligee.
- (3) When a party is receiving a child care subsidy through the Department of Human Services, the expense allocated between the parties is the amount actually paid by the party receiving the subsidy.
- (4) The party seeking allocation of child care expenses shall provide to the other party the expense's documentation, such as a receipt or an invoice, promptly after receipt unless the service provider invoices the parties separately, **or a written proposal or estimate from the service provider for the imputation of earning capacity**, for the party's proportionate share of the expense.

- (5) The trier-of-fact shall have the discretion to not allocate expenses if documentation is not timely provided to the other party.
- (6) Except as provided in subdivision (a)(7), the total child care expenses shall be reduced to reflect the federal child care tax credit available to the eligible party, regardless of whether the credit is actually claimed by that party, up to the maximum annual cost allowable under the Internal Revenue Code.
- (7) If the eligible party is not qualified to receive the credit, the federal child care tax credit shall not be used to reduce the child care expenses subject to allocation between the parties.

**(b) Health Insurance Premium.**

- (1) The trier-of-fact shall allocate the health insurance premium paid by the parties, including the premium attributable to the party paying the premium, provided that a statutory duty of support is owed to the party or child covered by the health insurance.
  - (i) If the party paying the health insurance premium is the obligor, the obligee's share is deducted from the obligor's basic support obligation.
  - (ii) If the obligee is paying the health insurance premium, the obligor's share is added to the obligor's basic support obligation.
  - (iii) A health insurance premium allocated between the parties shall also include health insurance that is provided and paid by a third-party resident of a party's household (e.g., step-parent) for a child who is the subject of the support order.
- (2) The trier-of-fact shall not allocate an employer-paid premium or a premium paid for a party, person, or child to whom no statutory duty of support is owed.
  - (i) If the parties present evidence of the excluded premium's actual amount—the amount attributed to a party, person, or child not owed a statutory duty of support—the trier-of-fact shall deduct the actual amount excluded from the total

premium before allocating the health insurance premium between the parties.

(ii) If the parties do not present evidence of the excluded premium's actual amount, the trier-of-fact shall calculate the excluded amount as follows:

(A) determine the premium's cost per person by dividing the total premium by the number of persons covered under the policy;

(B) multiply the cost per person by the number of persons who are not owed a statutory duty of support, or are not parties to, or the subject of, the support action; and

(C) the resulting amount is excluded from allocation.

(3) Pursuant to 23 Pa.C.S. § 4326(a), in every support proceeding, the trier-of-fact shall ascertain a parent's ability to provide medical support for the parties' child and the support "order shall include a requirement for medical support to be provided by either or both parents, provided that such medical support is accessible to the children."

(i) The obligor bears the initial responsibility of providing the child's health care coverage if it is available at a reasonable cost.

(A) "Reasonable cost" to an obligor shall be defined as an amount that does not exceed 5% of the obligor's monthly net income and, when added to the basic child support obligation plus additional expenses the obligor is ordered to pay, does not exceed 50% of the obligor's monthly net income.

(B) If the obligee is providing the coverage, the "reasonable cost" of the obligor's share shall be defined as an amount that does not exceed 5% of the obligor's monthly net income and, when added to the basic child support obligation plus additional expenses the obligor is ordered to pay, does not exceed 50% of the obligor's monthly net income.

- (ii) Unless the child's health care coverage is provided by the obligee or a third party, the court shall issue the National Medical Support Notice required by 23 Pa.C.S. § 4326(d.1) to the obligor's employer in response to notification that the obligor is employed.
  - (A) The notice shall direct the employer to enroll the obligor's child who is the subject of the support proceeding if the coverage is available at a reasonable cost to the obligor.
  - (B) However, the notice shall direct that enrollment shall not occur earlier than 25 days from the date of the National Medical Support Notice to allow the obligor time to object.
  - (C) Concurrent with the issuance of the National Medical Support Notice, the court shall provide notice to the obligor setting forth the process to object to the enrollment based upon unreasonable cost, mistake of fact, or availability of alternative health care coverage for the child.
  - (D) If there is more than one employer-provided health care coverage option, the obligor shall select the coverage, subject to the obligee's right to seek a court order designating a different option.
- (iii) Absent the availability of health care coverage to the obligor for the parties' child at a reasonable cost, the court shall order the obligee to provide health care coverage for the child if it is available at a reasonable cost. "Reasonable cost" to the obligee shall be defined as an amount not to exceed 5% of the obligee's monthly net income.
- (iv) If health care coverage is not available to the parties at a reasonable cost, the court may order the party having primary custody to apply for government-sponsored coverage, such as the Children's Health Insurance Program ("CHIP"), with any co-premium or other cost apportioned between the parties in proportion to the parties' respective monthly net incomes.

- (v) Within 30 days after the entry of the support order, the party ordered to provide health care coverage shall provide written proof to the other party that medical insurance has been obtained, including insurance cards and all other materials set forth in the form order in Pa.R.Civ.P. 1910.27(e). There shall be a continuing obligation to provide the other party and the domestic relations section with proof of any changes in coverage.
  - (vi) The trier-of-fact shall give preference to health care coverage that is readily accessible to the child, as defined by geographic coverage area, access to local treatment providers, or other relevant factors.
- (4) If the obligor is paying for the health insurance, the obligee has no income or minimal income, and the obligor will bear 90% or more of the health insurance premium:
- (i) the trier-of-fact may, as fairness requires, deduct part or all of the premium actually paid by the obligor to provide coverage for the other party or the child from the obligor's gross income to determine monthly net income for support purposes.
  - (ii) If such a deduction is taken from the obligor's gross income, the premium allocation as set forth in subdivision (b)(1) shall not be applied.
- (c) **Unreimbursed Medical Expenses.** The trier-of-fact shall allocate the obligee's or child's unreimbursed medical expenses. However, the trier-of-fact shall not allocate unreimbursed medical expenses incurred by a party who is not owed a statutory duty of support by the other party. The trier-of-fact may require that the obligor's expense share be included in the basic support obligation, paid directly to the health care provider, or paid directly to the obligee.
- (1) **Medical Expenses.**
- (i) For purposes of this subdivision, medical expenses are annual unreimbursed medical expenses in excess of \$250 per person.
  - (ii) Medical expenses include insurance co-payments and deductibles and all expenses incurred for reasonably

necessary medical services and supplies, including but not limited to surgical, dental and optical services, and orthodontia.

- (iii) Medical expenses do not include cosmetic, chiropractic, psychiatric, psychological, or other services unless specifically directed in the order of court.
- (2) The trier-of-fact may impose an annual limitation when the burden on the obligor would otherwise be excessive.
  - (3) Annual expenses shall be calculated on a calendar year basis.
    - (i) In the year in which the initial support order is entered, or in any period in which support is being paid that is less than a full year, the \$250 threshold shall be pro-rated.
    - (ii) The party seeking allocation for an unreimbursed medical expense shall provide to the other party the expense's documentation, such as a receipt or an invoice, promptly upon receipt, but not later than March 31st of the year following the calendar year in which the final bill was received by the party seeking allocation.
    - (iii) For purposes of subsequent enforcement, unreimbursed medical bills need not be submitted to the domestic relations section prior to March 31st.
    - (iv) The trier-of-fact shall have the discretion to not allocate an expense if documentation is not timely provided to the other party.
  - (4) If the trier-of-fact determines that out-of-network medical expenses were not obtained due to medical emergency or other compelling factors, the trier-of-fact may decline to assess the expenses against the other party.
- (d) **Private School Tuition or Summer Camp. Other Additional Expenses.** Expenses outside the scope of typical child-rearing expenses, such as private school tuition, summer camp fees, and other additional expenses as set forth in subdivision (d)(2), have not been factored into the Basic Child Support Schedule.

- (1) **Private School Tuition or Summer Camp.** If the trier-of-fact determines that private school or summer camp is reasonable under the parties' circumstances, the trier-of-fact shall apportion the expense to the parties.
- (2) **Other Additional Expenses.** The trier-of-fact shall apportion an additional expense to the parties, if the trier-of-fact determines that the expense:
  - (i) is related to the child's educational, extra-curricular, or developmental activities; and
  - (ii) is reasonable under the parties' circumstances.
- (3) The trier-of-fact may require that a party's proportionate share of a subdivision (d)(1) or (d)(2) expense is:
  - (i) included in or excluded from the basic child support obligation;
  - (ii) paid directly to the service provider; or
  - (iii) paid directly to the other party.
- (4) **Documentation.**
  - (i) The party seeking allocation of an expense shall provide the other party with the expense's documentation, such as a receipt or an invoice, promptly upon receipt, but not later than March 31st of the year following the calendar year in which the party incurred the expense, unless the service provider invoices the parties separately.
  - (ii) For subsequent enforcement purposes, a party does not need to submit the expense's documentation to the domestic relations section before March 31.
  - (iii) The trier-of-fact shall have the discretion to not allocate an expense if documentation is not timely provided to the other party.
- (e) **Mortgage Payment.** The support guidelines assume that the spouse occupying the marital residence will be solely responsible for the mortgage payment, real estate taxes, and homeowners' insurance. Similarly, the trier-



of-fact shall assume that the party occupying the marital residence will be paying the items listed unless the recommendation specifically provides otherwise.

- (1) If the obligee is living in the marital residence and the mortgage payment exceeds 25% of the obligee's monthly net income (including amounts of spousal support, alimony *pendente lite*, and child support), the trier-of-fact may require the obligor to assume up to 50% of the excess amount in the obligor's support obligation.
- (2) If the obligor is occupying the marital residence and the mortgage payment exceeds 25% of the obligor's monthly net income (less any amount of spousal support, alimony *pendente lite*, and child support the obligor is paying), the trier-of-fact may downwardly adjust the obligor's support obligation.
- (3) This rule shall not be applicable after a final resolution of the outstanding economic claims in the parties' divorce action.
- (4) For purposes of this subdivision, "mortgage" shall include a first mortgage, real estate taxes, and homeowners' insurance and may include a subsequent mortgage, a home equity loan, and other marital obligations secured by the marital residence.

**Comment: The allocation of additional expenses may be subject to a deviation analysis pursuant to Pa.R.Civ.P. 1910.16-5. For example, a deviation may be considered if the allocation of additional expenses would reduce a party's monthly net income below the self-support reserve.**

Subdivision (a)(1)(i) Example: Mother has primary custody of the parties' two children and Father has partial custody. The parties' respective monthly net incomes are \$2,000 and \$3,500. At the combined monthly net income of \$5,500 for two children, the basic child support obligation is ~~[\$1,567]~~ \$1,694. As Father's income represents 64% of the parties' combined monthly net income, Father's basic child support obligation is ~~[\$1,003]~~ 1,084. Mother incurs monthly child care expenses of \$400, and Father incurs \$100 per month. The total child care expenses, \$500, will be apportioned between the parties, with Father paying 64%, or \$320. As Father is paying \$100 for the children's child care during in his partial custody, he would pay the remaining \$220 to Mother for a total child support obligation of ~~[\$1,223 (\$1,003 + \$220)]~~ \$1,304 (\$1,084 + \$220).

**Concerning subdivision (a)(1)(ii), see Pa.R.Civ.P. 1910.16-2(d)(4) for earning capacity determination. Hypothetical child care expenses that are less than a**

**parent's earning capacity may be allocated pursuant to subdivision (a)(1)(ii). Only those hypothetical child care expenses that the parent would actually pay, if employed, should be allocated. See Pa.R.Civ.P. 1910.16-2, cmt.**

Subdivision (b) does not apply to Medical Assistance. See 23 Pa.C.S. § 4326(l).

Subdivision (b)(1)-(b)(2) Example 1: If the parties are separated, but not divorced, and Husband pays \$200 monthly for employer-provided health insurance for himself, Wife, the parties' child, and two additional children from a previous marriage, the premium attributable to the additional two children, if not otherwise verifiable or known with reasonable ease and certainty, is calculated by dividing \$200 by five persons and then multiplying the resulting amount of \$40 per person by the two additional children, for a total of \$80 to be excluded from allocation. Deduct this amount from the total premium to arrive at the premium to be allocated between the parties—\$120. Since Husband is paying the premium, and spouses have a statutory duty to support one another pursuant to 23 Pa.C.S. § 4321, Wife's percentage share of the \$120 is deducted from Husband's support obligation. If Wife had been providing the coverage, Husband's percentage share would be added to his basic support obligation.

Subdivision (b)(1)-(b)(2) Example 2: If the parties are divorced and Father pays \$200 monthly for employer-provided health insurance for himself, the parties' child, and two additional children from a previous marriage, the premium attributable to Father and the two additional children will not be allocated between the parties. Thus, using the same calculations in Example 1, the premium attributable to Father and the two other children is \$150 (\$200 premium divided among four covered persons equals \$50 per person multiplied by three) and that amount is deducted from the total premium, leaving \$50 (\$200 - \$150 = \$50) to be allocated between the parties.

Subdivision (b)(1)-(b)(2) Example 3: The parties are divorced, and Mother is the obligee of a child support order. Father, the obligor, pays \$200 monthly for employer-provided health insurance for himself and the parties' child. Mother pays \$400 per month for her employer-provided health insurance that covers only herself. The premium Father pays to cover the parties' child, \$100 (\$200 premium divided between two covered persons, Father and the child), will be allocated between the parties in proportion to their respective monthly net incomes. The premium that covers Father will not be allocated because the parties are no longer married, and he is not owed a duty of support by Mother. The premium Mother pays to provide her own coverage will not be allocated because the parties are no longer married and she is not owed a duty of support by Father.

Concerning subdivision (b)(3), the maximum amount of any attachment for child and medical support is set forth by the federal Consumer Credit Protection Act, 15 U.S.C. §§ 1601 *et seq.*

Concerning subdivision (c), if the trier-of-fact determines that the obligee acted reasonably in obtaining services that were not specifically set forth in the order of support, payment for such services may be ordered retroactively.

Concerning subdivision (c)(1), while cosmetic, chiropractic, psychiatric, psychological, or other expenses are not required to be apportioned between the parties, the trier-of-fact may apportion such expenses that it determines to be reasonable and appropriate under the circumstances.

### **Historical Commentary**

The following commentary is historical in nature and represents statements of the Committee at the time of rulemaking:

#### **Explanatory Comment—2004**

Subdivision (a), relating to the federal child care tax credit, has been amended to reflect recent amendments to the Internal Revenue Code, 26 U.S.C. § 21. By generally referencing the Tax Code, rather than incorporating current Code provisions in the rule, further amendments will be incorporated into the support calculation.

#### **Explanatory Comment—2005**

Pa.R.C.P. No. 1910.16-6 governs the treatment of additional expenses that warrant an adjustment to the basic support obligation.

Subdivision (a) relates to child care expenses. Subdivision (a) has been amended to require that child care expenses incurred by either party are to be allocated between the parties in proportion to their respective net incomes. Subsection (a)(1), relating to the federal child care tax credit, was amended in 2004 to reflect recent amendments to the Internal Revenue Code. 26 U.S.C. § 21. By referring to the Tax Code in general, rather than incorporating current Code provisions in the rule, any further amendments will be incorporated into the support calculation. Since the tax credit may be taken only against taxes owed, it cannot be used when the eligible parent does not incur sufficient tax liability to fully realize the credit. For this reason, subsection (2) provides that no adjustment to the total child care expenses may be made if the eligible parent does not qualify to receive the credit.

Subdivision (b) addresses health insurance premiums. The cost of the premiums is generally treated as an additional expense to be allocated between the parties in proportion to their net incomes. Subdivision (b)(1) of the rule permits allocation of the entire premium, including the portion of the premium covering the party carrying the

insurance, when the insurance benefits the other party and/or the children. Subdivision (b)(2) clarifies that, in calculating the amount of the health care premium to be allocated between the parties, subdivision (b)(1) requires the inclusion of that portion of the health insurance premium covering the party who is paying the premium, so long as there is a statutory duty of support owed to that party, but not the portion of the premium attributable to non-parties and children who are not the subjects of the support order. Subdivision (b)(2) provides for proration of the premium when the health insurance covers other persons who are not subject to the support action or owed a statutory duty of support. Subdivision (b) also permits an alternative method for dealing with the cost of health insurance premiums in certain circumstances. While, in general, the cost of the premiums will be treated as an additional expense to be allocated between the parties in proportion to their net incomes, in cases in which the obligee has no income or minimal income, subsection (4) authorizes the trier-of-fact to reduce the obligor's gross income for support purposes by some or all of the amount of the health insurance premiums. This is to avoid the result under a prior rule in which the entire cost of health insurance would have been borne by the obligor, with no resulting reduction in the amount of support he or she would otherwise be required to pay under the support guidelines. The goal of this provision is to encourage and facilitate the maintenance of health insurance coverage for dependents by giving the obligor a financial incentive to maintain health insurance coverage.

Subdivision (c) deals with unreimbursed medical expenses. Since the first \$250 of medical expenses per year per child is built into the basic guideline amount in the child support schedule, only medical expenses in excess of \$250 per year per child are subject to allocation under this rule as an additional expense to be added to the basic support obligation. The same is true with respect to spousal support so that the obligee-spouse is expected to assume the first \$250 per year of these expenses and may seek contribution under this rule only for unreimbursed expenses which exceed \$250 per year. The definition of "medical expenses" includes insurance co-payments, deductibles and orthodontia and excludes chiropractic services.

Subdivision (d) governs apportionment of private school tuition, summer camp and other unusual needs not reflected in the basic guideline amounts of support. The rule presumes allocation in proportion to the parties' net incomes consistent with the treatment of the other additional expenses.

Subdivision (e) provides for the apportionment of mortgage expenses. It defines "mortgage" to include the real estate taxes and homeowners' insurance. While real estate taxes and homeowners' insurance must be included if the trier-of-fact applies the provisions of this subdivision, the inclusion of second mortgages, home equity loans and other obligations secured by the marital residence is within the trier-of-fact's discretion based upon the circumstances of the case.

### **Explanatory Comment—2006**

A new introductory sentence in Pa.R.C.P. No. 1910.16-6 clarifies that additional expenses contemplated in the rule may be allocated between the parties even if the parties' respective incomes do not warrant an award of basic support. Thus, even if application of either formula Pa.R.C.P. No. 1910.16-4 results in a basic support obligation of zero, the trier-of-fact may enter a support order allocating between the parties any or all of the additional expenses addressed in this rule.

The amendment of subdivision (e) recognizes that the obligor may be occupying the marital residence and that, in particular circumstances, justice and fairness may warrant an adjustment in his or her support obligation.

### **Explanatory Comment—2008**

Federal and state statutes require clarification to subdivision (b) to ensure that all court orders for support address the children's ongoing need for medical care. In those instances where the children's health care needs are paid by the state's medical assistance program, and eligibility for the Children's Health Insurance Program ("CHIP") is denied due to the minimal income of the custodial parent, the obligor remains required to enroll the parties' children in health insurance that is, or may become, available that is reasonable in cost.

Government-sponsored health care plans represent a viable alternative to the often prohibitive cost of health insurance obtainable by a parent. Except for very low income children, every child is eligible for CHIP, for which the parent with primary physical custody must apply and which is based on that parent's income. A custodial parent may apply for CHIP by telephone or on the Internet. While co-premiums or co-pays increase as the custodial parent's income increases, such costs are generally modest and should be apportioned between the parties. Moreover, health care coverage obtained by the custodial parent generally yields more practical results, as the custodial parent resides in the geographic coverage area, enrollment cards are issued directly to the custodial parent, and claims may be submitted directly by the custodial parent.

### **Explanatory Comment—2010**

Subdivision (e), relating to mortgages on the marital residence, has been amended to clarify that the rule cannot be applied after a final order of equitable distribution has been entered. To the extent that *Isralsky v. Isralsky*, 824 A.2d 1178 (Pa. Super. 2003), holds otherwise, it is superseded. At the time of resolution of the parties' economic claims, the former marital residence will either have been awarded to one of the parties or otherwise addressed.

### **Explanatory Comment—2018**

The amendments provide for an adjustment to the parties' monthly net incomes prior to determining the percentage each party pays toward the expenses set forth in Pa.R.C.P. No. 1910.16-6. Previously, the Rules of Civil Procedure apportioned the enumerated expenses in Pa.R.C.P. No. 1910.16-6(a)—(d), with the exception of subdivision (c)(5), between the parties based on the parties' respective monthly net incomes as calculated pursuant to Pa.R.C.P. No. 1910.16-2. This apportionment did not consider the amount of support paid by the obligor or received by the obligee.

The amended rule adjusts the parties' monthly net incomes, upward or downward, by the spousal support/APL amount paid or received by that party prior to apportioning the expenses. This methodology is not new to the Rules of Civil Procedure. In Pa.R.C.P. No. 1910.16-6(c)(5)(rescinded), the parties' monthly net incomes in spousal support/APL-only cases were similarly adjusted prior to the apportionment of unreimbursed medical expenses. Likewise, Pa.R.C.P. No. 1910.16-6(e) considers the parties' monthly net income after the receipt or payment of the support obligation for purposes of determining a mortgage deviation. As the new procedure adopts the methodology in former subdivision (c)(5), that subdivision has been rescinded as delineating the spousal support only circumstance is unnecessary.

Lastly, the amendment consolidates Pa.R.C.P. No. 1910.16-6(b)(1), (2), and (2.1).

**Rule 1910.16-7. Support Guidelines. Multiple Family Child Support Obligations.**

- (a) **Basic Child Support Obligations Total 50% or Less.** [When] **If** an obligor's basic child support obligations total 50% or less of the obligor's monthly net income, there will be no deviation from the basic support obligation on the ground of the existence of a new family.

**[Example: If the obligor requests a reduction of support for one child of the first marriage on the basis that there is a new child of the second intact marriage, and the relevant monthly net incomes are \$2,500 for the obligor, \$500 for the former spouse, and \$1,300 for the current spouse, the request for a reduction will be denied because the obligor's basic support obligations total \$1,138 (\$576 for the first child and \$562 for the second child) and are less than half of the obligor's monthly net income.]**

- (b) **Basic Child Support Obligations Total Exceeds 50%.** [When the total of the] **If an** obligor's basic support obligations **total** exceeds 50% of the obligor's monthly net income, the trier-of-fact may proportionately reduce the basic support obligations.
- (1) The goal of the guidelines is to treat each child equitably, and a first or later family shall not receive preference.
  - (2) The trier-of-fact shall not divide the basic child support obligations for all of the obligor's children among the households in which those children live.

**[Example 1. The obligor is sued for support of an out-of-wedlock child. The obligor is already paying support for two children of the first marriage, and has an intact second marriage with one child. The relevant monthly net incomes are \$3,800 for the obligor, \$1,100 for the former spouse, \$0 for the current spouse, and \$1,500 for the parent of the new child. The obligor's basic child support obligations to each family are \$1,140 for the two children of the first marriage, \$854 for the one child of the second marriage, and \$743 for the one child out of wedlock for a total of \$2,737. Since the total of these obligations exceeds 50% of the obligor's monthly net income of \$3,800, the trier-of-fact may consider a proportional reduction of the orders.**

**Example 2. The obligor is sued for support of three children of a second marriage. There is already an order in effect for two children of the first marriage. The relevant monthly net incomes are \$2,500 for the obligor, \$0 for the first spouse, and \$500 for the second spouse. The obligor's basic child support obligation to each family is \$877 for the two children of the first marriage and \$1,040 for the three children**

of the second marriage for a total support obligation of \$1,917. Since the total obligation leaves the obligor with only \$583 on which to live, the orders are too high as the obligor must be left with a Self-Support Reserve of \$1,063. However, reducing the order for three children while leaving the existing order intact would give preference to the first family, contrary to the rule. Therefore, both orders shall be reduced proportionally.

*Example 3.* The obligor is sued by three obligees to establish orders for three children. The monthly net income for the obligor and for each obligee is \$1,500. The trier-of-fact would determine that the obligor's basic child support obligation for each child is \$346 for a total of \$1,038 for three children. It would be incorrect to determine the basic child support obligation for three children, in this case \$1,253, and divide that amount among the three children. As the obligations exceed 50% of the obligor's monthly net income, the support orders should be reduced proportionately consistent with subdivision (b) and ensure the obligor retains the Self-Support Reserve of \$1,063 consistent with Pa.R.C.P. No. 1910.16-2(e).]

(c) **Presumptive Basic Support Obligation.**

- (1) For purposes of this rule, the obligor's presumptive basic support obligation:
  - (i) is calculated using only the formula in [Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-4; and
  - (ii) does not include any additional expenses that may be added pursuant to [Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-6.
- (2) In calculating the obligor's presumptive basic support obligation, the trier-of-fact shall ensure that the obligor retains at least [**\$1,063**] \$1,255 per month consistent with [Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-2(e).

*[Example 1.* Assume that the obligor is paying \$553 per month support for one child of the first marriage, plus an additional \$200 per month for child care expenses. The obligor requests a reduction in this support obligation on the basis that there is one new child of the second intact marriage. The relevant incomes are \$2,400 for the obligor and \$0 for the former and current spouses. The obligor's request for a reduction shall be denied because the total of the basic support obligations for both children is only \$1,106 (\$553 for each child) and does not exceed 50% of the obligor's monthly net income. A reduction shall not be given on the basis that the obligor's contribution to child care expenses for the first child results in an total basic support child obligation of \$1,306, which exceeds 50% of the obligor's



monthly net income. The presumptive basic child support obligations for the two children still total \$1,106 (\$553 for each child). The trier-of-fact shall consider the deviation factors under Pa.R.C.P. No. 1910.16-5 and the parties' respective contributions to additional expenses under Pa.R.C.P. No. 1910.16-6 in arriving at an appropriate total child support obligation for each child.

*Example 2.* Assume that the obligor is paying \$346 per month support for one child of the first marriage. The obligor has one new child of the second intact marriage. The relevant incomes are \$1,500 for the obligor and \$0 for the former and current spouses. A reduction shall not be given on the basis of the obligor's new child because the presumptive basic child support obligations total \$692 (\$346 for each child) and this amount does not exceed 50% of the obligor's monthly net income. Since, however, this amount leaves the obligor with only \$808 per month, the trier-of-fact shall proportionally reduce the basic child support obligations so that the obligor retains \$1,063 per month. The presumptive basic child support obligations total \$437 (\$218.50 for each child). The trier-of-fact shall consider the deviation factors under Pa.R.C.P. No. 1910.16-5 and the parties' respective contributions to additional expenses under Pa.R.C.P. No. 1910.16-6 in arriving at an appropriate total child support obligation for each child.]

Comment: Subdivision (a) Example: If the obligor requests a reduction of support for one child of the first marriage on the basis that there is a new child of the second intact marriage, and the relevant monthly net incomes are \$2,500 for the obligor, \$500 for the former spouse, and \$1,300 for the current spouse, the request for a reduction will be denied because the obligor's basic support obligations total \$1,152 (\$576 for the first child and \$576 for the second child) and are less than half of the obligor's monthly net income.

Subdivision (b)(1) Example 1: The obligor is sued for support of an out-of-wedlock child. The obligor is already paying support for two children of the first marriage and has an intact second marriage with one child. The relevant monthly net incomes are \$3,800 for the obligor, \$1,100 for the former spouse, \$0 for the current spouse, and \$1,500 for the parent of the new child. The obligor's basic child support obligations to each family are \$1,259 for the two children of the first marriage, \$875 for the one child of the second marriage, and \$780 for the one child out of wedlock for a total of \$2,914. Because the total of these obligations exceeds 50% of the obligor's monthly net income of \$3,800, the trier-of-fact may consider a proportional reduction of the orders.

Subdivision (b)(1) Example 2: The obligor is sued for support of three children of a second marriage. There is already an order in effect for two children of the first marriage. The relevant monthly net incomes are \$2,500 for the obligor, \$0 for the first spouse, and \$500 for the second spouse. The obligor's basic child

support obligation to each family is \$877 for the two children of the first marriage and \$1,056 for the three children of the second marriage for a total support obligation of \$1,933. Because the total obligation leaves the obligor with only \$567 on which to live, the orders are too high as the obligor must be left with a Self-Support Reserve of \$1,255. However, reducing the order for three children while leaving the existing order intact would give preference to the first family, contrary to the rule. Therefore, both orders shall be reduced proportionally.

Subdivision (b)(1) Example 3: The obligor is sued by three obligees to establish orders for three children. The monthly net income for the obligor and for each obligee is \$1,500. The trier-of-fact would determine that the obligor's basic child support obligation for each child is \$346 for a total of \$1,038 for three children. It would be incorrect to determine the basic child support obligation for three children, in this case \$1,272, and divide that amount among the three children. As the obligations exceed 50% of the obligor's monthly net income, the support orders should be reduced proportionately consistent with subdivision (b) and ensure the obligor retains the Self-Support Reserve of \$1,063 consistent with Pa.R.Civ.P. 1910.16-2(e).

Subdivision (c) Example 1: Assume that the obligor is paying \$553 per month support for one child of the first marriage, plus an additional \$200 per month for child care expenses. The obligor requests a reduction in this support obligation on the basis that there is one new child of the second intact marriage. The relevant incomes are \$2,400 for the obligor and \$0 for the former and current spouses. The obligor's request for a reduction shall be denied because the total of the basic support obligations for both children is only \$1,106 (\$553 for each child) and does not exceed 50% of the obligor's monthly net income. A reduction shall not be given on the basis that the obligor's contribution to child care expenses for the first child results in an total basic support child obligation of \$1,306, which exceeds 50% of the obligor's monthly net income. The presumptive basic child support obligations for the two children still total \$1,106 (\$553 for each child). The trier-of-fact shall consider the deviation factors under Pa.R.Civ.P. 1910.16-5 and the parties' respective contributions to additional expenses under Pa.R.Civ.P. 1910.16-6 in arriving at an appropriate total child support obligation for each child.

Subdivision (c) Example 2: Assume that the obligor is paying \$221 per month support for one child of the first marriage. The obligor has one new child of the second intact marriage. The relevant incomes are \$1,500 for the obligor and \$0 for the former and current spouses. A reduction shall not be given on the basis of the obligor's new child because the presumptive basic child support obligations total \$442 (\$221 for each child) and this amount does not exceed 50% of the obligor's monthly net income. Because, however, this amount leaves the obligor with only \$1,058 per month, the trier-of-fact shall proportionally reduce the basic

**child support obligations so that the obligor retains \$1,255 per month. The presumptive basic child support obligations total \$245 (\$122.50 for each child). The trier-of-fact shall consider the deviation factors under Pa.R.Civ.P. 1910.16-5 and the parties' respective contributions to additional expenses under Pa.R.Civ.P. 1910.16-6 in arriving at an appropriate total child support obligation for each child.**

### **Historical Commentary**

**The following commentary is historical in nature and represents statements of the Committee at the time of rulemaking:**

#### **Explanatory Comment—2005**

Rule 1910.16-7 has been amended to reflect the updated schedule at Rule 1910.16-3 and the increase in the Self-Support Reserve ("SSR"), formerly the CAM, to \$748 per month. This rule sets forth the calculation of child support obligations in the context of multiple families. Awards of spousal support in this context are addressed in Rule 1910.16-2(c)(2).

In determining whether the total support obligations exceed 50% of the obligor's net income to warrant a proportionate reduction of the child support orders, subdivision (c) clarifies that the total consists only of the basic amounts of child support, as derived from the income shares formula in Rule 1910.16-4, and does not include additional expenses that may be added to these basic amounts under Rule 1910.16-6. As the first example illustrates, no reduction should be given if the basic support obligations do not exceed 50% of the obligor's net monthly income even though his or her contribution to additional expenses may result in an overall obligation exceeding this percentage of income. As the second example illustrates, however, in low income cases it may be necessary to adjust the child support obligations proportionally even though they do not exceed 50% of the obligor's net income. This is consistent with the goals of the SSR to ensure that the obligor retains sufficient income to maintain the incentive to work so that he or she can support all of the children.

Subdivision (c) also emphasizes that the initial amounts which are calculated for purposes of determining whether a proportional reduction is warranted are only presumptive amounts of child support. They are subject to upward or downward adjustment under Rules 1910.16-5 and 1910.16-6 relating to deviation and additional child-related expenses which are typically added to the basic obligation. This is intended only to emphasize that the establishment of appropriate support obligations for children of different families involves the same considerations as the establishment of a support obligation for a child or children of a single family.

#### **Explanatory Comment—2010**

Rule 1910.16-7 has been amended to reflect the updated schedule in Rule 1910.16-3 and the increase in the Self-Support Reserve to \$867 per month, the 2008 federal poverty level for one person. The distribution priorities formerly in subdivision (d) have been moved to Rule 1910.17(d) to clarify that these priorities apply to all support orders, not just those involving multiple families.

### **Explanatory Comment—2013**

Rule 1910.16-7 has been amended to reflect the updated schedule in Rule 1910.16-3 and the increase in the Self-Support Reserve to \$931 per month, the 2012 federal poverty level for one person.

**Rule 1910.19. Support. Modification. Termination. Guidelines as Substantial Change in Circumstances. Overpayments.**

- (a) **Contents.** A petition for modification or termination of an existing support order shall specifically aver the material and substantial change in circumstances upon which the petition is based. A new guideline amount resulting from new or revised support guidelines may constitute a material and substantial change in circumstances. The existence of additional income, income sources or assets identified through automated methods or otherwise may also constitute a material and substantial change in circumstances.
- (b) **Withdrawal of Petition.** The procedure upon the petition shall be in accordance with Rule 1910.10 *et seq.* After a party has filed a petition for modification of a child support order, the petition may not be withdrawn unless both parties consent or with leave of court. A petition for modification of spousal support or alimony *pendente lite* may be withdrawn without the consent of the other party or leave of court.
- (c) **Basis for Modification or Termination.** Pursuant to a petition for modification, the trier-of-fact may modify or terminate the existing support order in any appropriate manner based on the evidence presented without regard to which party filed the petition for modification. If the trier-of-fact finds that there has been a material and substantial change in circumstances, the order may be increased or decreased based on the parties' respective monthly net incomes, consistent with the support guidelines, existing law, and **[Pa.R.C.P. No.] Pa.R.Civ.P.** 1910.18(d), and the party's custodial time with the child at the time the modification petition is heard.
- (d) **Death of Payee Spouse.** All charging orders for spousal support and alimony *pendente lite* shall terminate upon the death of the payee spouse.
- (e) **Emancipation Inquiry and Notice.** Within six months prior to the date a child who is the subject of a child support order reaches **[eighteen (18)] 18** years of age, the domestic relations section shall issue an emancipation inquiry and notice to the obligee, with a copy to the obligor, seeking the following information:
  - (1) confirmation of the child's date of birth, date of graduation or withdrawal from high school;
  - (2) whether the child has left the obligee's household and, if so, the date of departure;

- (3) the existence of any agreement between the parties requiring payments for the benefit of the child after the child has reached age **[eighteen (18)] 18** or graduated from high school; and
- (4) any special needs of the child which may be a basis for continuing support for that child beyond the child's **[eighteenth] 18<sup>th</sup>** birthday or graduation from high school, whichever is last to occur.

The notice shall advise the obligee that if the inquiry is not returned within **[thirty (30)] 30** days of mailing or if there is no agreement or the child does not have any special needs, the charging order may be modified or terminated by the court. In order to avoid overpayment, **[when] if** no other children are subjects of the child support order and the obligee either does not return the emancipation inquiry within **[thirty (30)] 30** days of its mailing or does not assert grounds for continuing support for the child, then the domestic relations section shall administratively terminate the child support charging order without further proceedings on the last to occur of the date the last child reaches age **[eighteen (18)] 18** or graduates from high school. Termination of the charging order shall not affect any arrears accrued through the date of termination. The court shall have the authority to enter an order requiring the obligor to pay on arrears in an amount equal to the amount of the charging order until all arrears are paid.

If the order applies to another child or children **[and/or] or** the obligee asserts that there is an agreement between the parties or that a child has special needs requiring continued support, then the domestic relations section may schedule a conference prior to the child's attaining age 18 or graduating from high school to determine if the charging order should be modified.

- (f) **Court Action.** Upon notice to the obligee, with a copy to the obligor, explaining the basis for the proposed modification or termination, the court may modify or terminate a charging order for support and remit any arrears, all without prejudice, **[when] if** it appears to the court that:
  - (1) the order is no longer able to be enforced under state law; or
  - (2) the obligor is unable to pay, has no known income or assets and there is no reasonable prospect that the obligor will be able to pay in the foreseeable future.

The notice shall advise the obligee to contact the domestic relations section within 60 days of the date of the mailing of the notice if the obligee wishes to contest the proposed modification or termination. If the obligee objects, the domestic relations section shall schedule a conference to provide the obligee the opportunity to contest the proposed action. If the obligee does not respond to the notice or object to the proposed action, the court shall have the authority to modify or terminate the order and remit any arrears, without prejudice.

- (g) **Overpayments.**

- (1) **Order in Effect.** If there is an overpayment in an amount in excess of two months of the monthly support obligation and a charging order remains in effect, after notice to the parties as set forth below, the domestic relations section shall reduce the charging order by 20% or an amount sufficient to retire the overpayment by the time the charging order is terminated. The notice shall advise the parties to contact the domestic relations section within 30 days of the date of the mailing of the notice if either or both of them wishes to contest the proposed reduction of the charging order. If either party objects, the domestic relations section shall schedule a conference to provide the objecting party the opportunity to contest the proposed action. If neither party responds to the notice or objects to the proposed action, the domestic relations section shall have the authority to reduce the charging order.
  - (2) **Order Terminated.** If there is an overpayment in any amount and there is no charging order in effect, within one year of the termination of the charging order, the former obligor may file a petition with the domestic relations section seeking recovery of the overpayment. A copy shall be served upon the former obligee as original process. The domestic relations section shall schedule a conference on the petition, which shall be conducted consistent with the rules governing support actions. The domestic relations section shall have the authority to enter an order against the former obligee for the amount of the overpayment in a monthly amount to be determined by the trier of fact after consideration of the former obligee's ability to pay.
- (h) **Modification of a Support Order with Child Support and Spousal Support or Child Support and Alimony Pendente Lite Entered Before January 1, 2019.**
- (1) In a subsequent modification proceeding of an order awarding child support and spousal support or child support and alimony *pendente lite*, as provided in **[Pa.R.C.P. No.] Pa.R.Civ.P.** 1910.18(d), the trier-of-fact may on its own motion or upon the motion of a party:
    - (i) make an unallocated award in favor of the spouse and one or more children; or
    - (ii) state the support amount allocable to the spouse and to each child.
  - (2) The trier-of-fact shall clearly state whether the order is allocated or unallocated even if the child support and spousal support or child support and alimony *pendente lite* amounts are delineated in the order.

- (i) If the order is allocated, the **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910-16.4(a)(2)** (Part IV) formula determines the spousal support amount.
  - (A) As the formula assumes an unallocated order, if the order's allocation utilizing the formula is inequitable, the trier-of-fact may adjust the order, as appropriate.
  - (B) In making an adjustment, the trier-of-fact shall consider the federal income tax consequences.
  - (C) If the parties are in higher income brackets, the income tax considerations are likely to be a more significant factor in determining a support amount.
- (ii) If the order is unallocated or the order is for spousal support or alimony *pendente lite* only, the trier-of-fact shall not consider the federal income tax consequences.

**[Note: See 23 Pa.C.S. § 4348(d) for additional matters that must be specified in a support order if arrearages exist when the order is entered.]**

- (3) A support award for a spouse and children is taxable to the obligee while an award for the children only is not. Consequently, in certain situations, an award only for the children will be more favorable to the obligee than an award to the spouse and children. In this situation, the trier-of-fact should utilize the method that provides the greatest benefit to the obligee.
- (4) If the obligee's monthly net income is equal to or greater than the obligor's monthly net income, the guideline amount for spouse and children is identical to the guideline amount for children only. Therefore, in cases involving support for spouse and children, whenever the obligee's monthly net income is equal to or greater than the obligor's monthly net income, the guideline amount indicated shall be attributed to child support only.
- (5) Unallocated child support and spousal support or child support and alimony *pendente lite* orders shall terminate upon the obligee's death.
- (6) In the event that the obligor **[defaults] is overdue** on an unallocated order, the trier-of-fact shall allocate the order for child support collection pursuant to the Internal Revenue Service income tax refund intercept program or for registration and enforcement of the order in another jurisdiction under the Uniform Interstate Family



Support Act, 23 Pa.C.S. §§ 7101—7903. The trier-of-fact shall provide the parties with notice of allocation.

**[Note: This provision is necessary to comply with various state and federal laws relating to child support enforcement. It is not intended to affect an unallocated order's tax consequences.]**

- (7) An unallocated child support and spousal support or child support and alimony *pendente lite* order is a final order as to the claims covered in the order.
- (8) Motions for post-trial relief cannot be filed to the final order.

**[Note: The procedure relating to Motions for Reconsideration is set forth in Pa.R.C.P. No. 1930.2.**

**Subdivision (h) incorporates Pa.R.C.P. No. 1910.16 (rescinded) and Pa.R.C.P. No. 1910.16-4(f) (rescinded) for subsequent modification proceedings due to the enactment of the Tax Cuts and Jobs Act of 2017 (Pub.L. No. 115-97).]**

**Comment: Concerning subdivision (c), a party's monthly net income may be based upon an earning capacity determination pursuant to Pa.R.Civ.P. 1910.16-2(d)(4).**

**Subdivision (h) incorporates Pa.R.Civ.P 1910.16 (rescinded) and Pa.R.Civ.P. 1910.16-4(f) (rescinded) for subsequent modification proceedings due to the enactment of the Tax Cuts and Jobs Act of 2017 (Pub.L. No. 115-97).**

**Concerning subdivision (h)(2), see 23 Pa.C.S. § 4348(d) for additional matters that must be specified in a support order if arrearages exist when the order is entered.**

**Concerning subdivision (h)(6), this provision is necessary to comply with various state and federal laws relating to child support enforcement. It is not intended to affect an unallocated order's tax consequences.**

**Concerning subdivision (h)(8), the procedure relating to motions for reconsideration is set forth in Pa.R.Civ.P. 1930.2.**

### **Historical Commentary**

**The following commentary related to Pa.R.Civ.P. 1910.19 is historical in nature and represents statements of the Committee at the time of rulemaking:**

### **Explanatory Comment—1993**

*Existence of Guidelines as Substantial Change in Circumstances.* In its opinion in *Newman v. Newman*, 409 Pa. Super. Ct. 108, 597 A.2d 684 (Pa. Super. 1991), the Superior Court held that enactment of the guidelines does not constitute a substantial change in circumstance which could serve as the basis for modification of a support order. The amended rule allows the trier of fact to consider new or revised rules as a change in circumstances where the change in the guidelines, either by itself or in combination with other factors, is material and substantial.

#### **Explanatory Comment—2000**

The Pennsylvania Child Support Enforcement System (“PACSES”) is electronically linked to a variety of governmental and private agencies and institutions. This linkage enables PACSES to immediately locate and identify an obligor’s income, income sources and assets. Rule 1910.19 is amended to provide that their identification through these automated methods provides a basis for modifying both the current support obligation and the rate of repayment on either past due or overdue support. Identification through means other than PACSES continues to provide the same basis for modification.

While identification of income sources or assets provides a basis for modification, this rule is not intended to prevent a court from ordering that the income or assets be frozen and seized under Rule 1910.26 pending the hearing on the petition for modification. Such relief remains available under Rule 1910.26 governing appropriate interim or special relief. See Rule 1910.1 Explanatory Comment. Nor is this rule intended to affect the court’s ability to seize income or assets under Rule 1910.20 to secure an overdue support obligation.

#### **Explanatory Comment—2002**

Although support orders do not terminate automatically, many obligors are unaware of the necessity of filing a petition to terminate a child support order when the child becomes emancipated. As a result, old orders have continued to charge long after the subject child has become an adult. New subdivision (e) is intended to address this problem by giving the obligee notice of a proposed modification or termination of the order and the opportunity to object. If no objection is made, or if the obligee fails to respond with a reason to continue the order, the rule gives the court the authority to terminate or modify the charging order, depending upon whether or not other children are covered under the order.

#### **Explanatory Comment—2006**

New subdivision (f) addresses an increasing multiplicity of circumstances in which the continued existence of a court-ordered obligation of support is inconsistent with rules or law. An obligor with no known assets whose sole source of income is Supplemental Security Income or cash assistance cannot be ordered to pay support under Rule 1910.16-2. Likewise, an obligor with no verifiable income or assets whose

institutionalization, incarceration or long-term disability precludes the payment of support renders the support order unenforceable and uncollectible, diminishing the perception of the court as a source of redress and relief. Often, the obligor is unable or unaware of the need to file for a modification or termination, or the parties abandon the action. In those circumstances, the courts are charged with managing dockets with no viable outcomes. Both the rules and the federal guidelines for child support under Title IV-D of the Social Security Act provide for circumstances under which a support order shall not be entered or under which a child support case may be closed. Subdivision (f) expands the authority of the courts to respond to case management issues brought about by changes in circumstances of the parties of which the courts become aware through the expansion of automated interfaces and data exchanges.

**Rule 1910.21. Support Order. Enforcement. Withholding of Income.**

\*\*\*

- (f) **Income Withholding When [the] Obligor [Defaults] is Overdue on Support Order.**

\*\*\*

**Rule 1910.27. Form of Complaint. Order. Income Statements and Expense Statements. Health Insurance Coverage Information Form. Form of Support Order. Form Petition for Modification. Petition for Recovery of Support Overpayment.**

\*\*\*

- (b) **Order.** The order to be attached at the front of the complaint in subdivision (a) shall be substantially in the following form:

(Caption)

ORDER OF COURT

Plaintiff, \_\_\_ and \_\_\_ defendant, are ordered to appear at \_\_\_ before \_\_\_ a conference officer of the Domestic Relations Section, on the \_\_\_ day of \_\_\_ 20\_\_ at \_\_\_ M., for a conference, after which the officer may recommend that an order for support be entered against you.

You are further ordered to bring to the conference:

- (1) a true copy of your most recent Federal Income Tax Return, including W-2s, as filed[.];
- (2) your pay stubs for the preceding six months[.];
- (3) the Income Statement and the appropriate Expense Statement, if required, attached to this order, completed as required by Rule 1910.11(c) [.];
- (4) verification of child care expenses[.]; and
- (5) proof of medical coverage which you may have[,] or may have available to you. If you fail to appear for the conference or to bring the required documents, the court may issue a warrant for your arrest and/or enter an interim support order. If paternity is an issue, the court shall enter an order establishing paternity.
- (6) If a physician has determined that a medical condition affects your ability to earn income you must obtain **[a Physician Verification Form] an Advanced Practice Provider's Statement** from the domestic relations section, sign it, have it completed by your doctor, and bring it with you to the conference.

**All parties shall exchange redacted copies of the above documents prior to or at the conference.**

THE TRIER OF FACT SHALL ENTER AN APPROPRIATE CHILD SUPPORT ORDER BASED UPON THE EVIDENCE PRESENTED, WITHOUT REGARD TO WHICH PARTY INITIATED THE SUPPORT ACTION. THE DETERMINATION OF WHICH PARTY WILL BE THE OBLIGEE AND WHICH WILL BE THE OBLIGOR WILL BE MADE BY THE TRIER OF FACT BASED UPON THE RESPECTIVE INCOMES OF THE PARTIES, CONSISTENT WITH THE SUPPORT GUIDELINES AND EXISTING LAW, AND THE CUSTODIAL ARRANGEMENTS AT THE TIME OF THE INITIAL OR SUBSEQUENT CONFERENCE, HEARING, OR TRIAL. IF SUPPORTED BY THE EVIDENCE, THE PARTY NAMED AS THE DEFENDANT IN THE INITIAL PLEADING MAY BE DEEMED TO BE THE OBLIGEE, EVEN IF THAT PARTY DID NOT FILE A COMPLAINT FOR SUPPORT.

Date of Order: \_\_\_\_\_ J.

YOU HAVE THE RIGHT TO A LAWYER, WHO MAY ATTEND THE CONFERENCE AND REPRESENT YOU. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

\_\_\_\_\_  
(Name)  
\_\_\_\_\_  
(Address)  
\_\_\_\_\_  
(Telephone Number)

AMERICANS WITH DISABILITIES ACT OF 1990

The Court of Common Pleas of \_\_ County is required by law to comply with the Americans with Disabilities Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the court, please contact our office. All arrangements must be made at least 72 hours prior to any hearing or business before the court. You must attend the scheduled conference or hearing.

- (c) **Income Statements and Expense Statements.** The Income Statements and Expense Statements to be attached to the order in subdivision (b) shall be substantially in the following form:

\*\*\*

- (2) **Expense Statements.** An Expense Statement is not required in cases that can be determined pursuant to the guidelines **or Pa.R.Civ.P. 1910.16-3.1(b)** unless a party avers unusual needs and expenses that may warrant a deviation from the guideline amount of support pursuant to **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-5** or seeks **[an apportionment] allocation** of expenses pursuant to **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-6**. See **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.11(c)(1)**. Child support is calculated under the guidelines based upon the monthly net incomes of the parties, with additional amounts ordered as necessary to provide for child care expenses, health insurance premiums, unreimbursed medical expenses, mortgage payments, and other needs, contingent upon the obligor's ability to pay. The Expense Statement in **[subparagraph (A)] subdivision (c)(2)(i)** shall be utilized if a party is claiming that he or she has unusual needs and unusual fixed expenses that may warrant deviation or adjustment in a case determined under the guidelines. In child support[, **spousal support, and alimony pendente lite**] cases calculated pursuant to **[Pa.R.C.P. No.] Pa.R.Civ.P. 1910.16-3.1(a)** and in divorce cases involving claims for alimony, counsel fees, or costs and expenses pursuant to **[Pa.R.C.P. No.] Pa.R.Civ.P. 1920.31(a)**, the parties shall complete the Expense Statement in **[subparagraph (B)] subdivision (c)(2)(ii)**.

**[Note: See Pa.R.C.P. No. 1930.1(b). To the extent this rule applies to actions not governed by other legal authority regarding confidentiality of information and documents in support actions or that attorneys or unrepresented parties file support-related confidential information and documents in non-support actions (e.g., divorce, custody), the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* shall apply.]**

- [(A)] (i) Guidelines Expense Statement.** If the combined monthly net income of the parties is \$30,000 or less, **or a case has been determined pursuant Pa.R.Civ.P. 1910.16-3.1(b)**, it is not necessary to complete this form unless a party is claiming unusual needs and expenses that may warrant a deviation from the guideline amount of support pursuant to Rule 1910.16-5 or seeks **[an apportionment] allocation** of expenses pursuant to **[Rule] Pa.R.Civ.P. 1910.16-6**. At the conference, each party must provide receipts or other

verification of expenses claimed on this statement. The Guidelines Expense Statement shall be substantially in the following form.

\*\*\*

**[(B)] (ii) Expense Statement for Cases Pursuant to [Rule] Pa.R.Civ.P. 1910.16-3.1(a) and [Rule] Pa.R.Civ.P. 1920.31.** No later than five business days prior to the conference, the parties shall exchange **[this form] the Expense Statement substantially in the following form,** along with receipts or other verification of the expenses set forth on **[this] the** form. Failure to comply with this **[provision] requirement** may result in an appropriate order for sanctions **[and/]**or the entry of an interim order based upon the information provided.

\*\*\*

**Comment: See Pa.R.Civ.P. 1930.1(b). To the extent this rule applies to actions not governed by other legal authority regarding confidentiality of information and documents in support actions or that attorneys or unrepresented parties file support-related confidential information and documents in non-support actions, e.g., divorce, custody, the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania shall apply.**

### **Historical Commentary**

**The following commentary is historical in nature and represents statements of the Committee at the time of rulemaking:**

#### **Explanatory Comment—1994**

The support complaint and Income and Expense Statements contain a verification which states that the documents are subject to the penalties of the Crimes Code relating to unsworn falsification to authorities. A notary public is not needed.

#### **Explanatory Comment—2006**

Rule 1910.27(c) is amended to separate income and expense information and to elicit the expense information relevant in cases that fall within the guidelines, as well as those that do not. In cases which can be determined under the guidelines, no expense information need be provided unless a party is claiming unusual needs and expenses that may warrant a deviation pursuant to Rule 1910.16-5 or an apportionment of expenses pursuant to Rule 1910.16-6. If a party is claiming such expenses, the form at subsection



(c)(2)(A) should be submitted. A separate expense form for cases in which the parties' combined monthly net income exceeds \$20,000 is set forth at subsection (c)(2)(B).

Rule 1910.11(c) was amended, effective in March 1995, to provide that only income and extraordinary expenses need be shown on the Income and Expense Statement in cases which can be determined pursuant to the guidelines. The Explanatory Comment—1994 explained the rationale for the amendment.

Nevertheless, because space for both income and expense information was provided on the same form Income and Expense Statement, parties often needlessly expended time and effort to provide expense information that was not relevant at the conference. The amendments are intended to clarify and simplify the submission of expense information.

#### **Explanatory Comment—2010**

When the combined net monthly income of the parties exceeds \$30,000, the case will be decided pursuant to Rule 1910.16-3.1 and the Income Statement and the Expense Statement at Rule 1910.27(c)(2)(B) must be submitted.

#### **Explanatory Comment—2012**

The form complaint for support in subdivision (a) has been amended to accommodate cases initiated pursuant to Rule 1910.3(a)(6). Because a support order may be entered against either party without regard to which party initiated the support action pursuant to Rule 1910.3(b), a party who believes that he or she may owe a duty of support may use the complaint form to initiate the action even if he or she ultimately is determined to be the obligor. In active charging support cases in which there is an overpayment in an amount in excess of two months of the monthly support obligation and the domestic relations section fails to reduce the charging order automatically to recoup the overpayment pursuant to Rule 1910.19(g)(1), the obligor may file a petition for recovery as set forth in subdivision (h) above. A separate form petition has been added in subdivision (i) by which a former support obligor may seek recovery of an overpayment in any amount in terminated cases pursuant to Rule 1910.19(g)(2).

**Rule 1910.29. Evidence in Support Matters.**

**[(a) Record Hearing. Except as provided in this rule, the Pennsylvania Rules of Evidence shall be followed in all record hearings conducted in an action for support. A verified petition, affidavit or document, and any document incorporated by reference therein which would not be excluded under the hearsay rule if given in person shall be admitted into evidence if (1) at least 20 days' written notice of the intention to offer them into evidence was given to the adverse party accompanied by a copy of each document to be offered; (2) the other party does not object to their admission into evidence; and (3) the evidence is offered under oath by the party or witness. An objection must be in writing and served on the proponent of the document within 10 days of the date of service of the notice of intention to offer the evidence. When an objection is properly made, the Pennsylvania Rules of Evidence shall apply to determine the admissibility of the document into evidence.**

**(b) Medical Evidence.**

**(1) Non-Record Proceeding. In a non-record hearing, if a physician has determined that a medical condition affects a party's ability to earn income and that party obtains a Physician Verification Form from the domestic relations section, has it completed by the party's physician and submits it at the conference, it may be considered by the conference officer. If a party is receiving Social Security disability or workers' compensation benefits, the party shall submit copies of the disability or workers' compensation determination in lieu of the Physician Verification Form.**

**(2) Record Proceeding. If the matter proceeds to a record hearing and the party wishes to introduce the completed Physician Verification Form into evidence, he or she must serve the form on the other party not later than 20 days after the conference. The other party may file and serve an objection to the introduction of the form within 10 days of the date of service. If an objection is made and the physician testifies, the trier of fact shall have the discretion to allocate the costs of the physician's testimony between the parties. If there is no objection, the form may be admitted into evidence without the testimony of the physician. In the event that the record hearing is held sooner than 30 days after the conference, the trier of fact may provide**

appropriate relief, such as granting a continuance to the objecting party.

- (3) The Physician Verification Form shall be substantially in the following form:

IN THE COURT OF COMMON PLEAS OF \_\_\_\_\_ COUNTY

Member Name:

Docket Number:

PACSES Case Number:

Other State ID Number:

**TO BE COMPLETED BY THE TREATING PHYSICIAN**

Physician's name: \_\_\_\_\_

Physician's license number: \_\_\_\_\_

Nature of patient's sickness or injury: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Date of first treatment: \_\_\_\_\_

Date of most recent treatment: \_\_\_\_\_

Frequency of treatments: \_\_\_\_\_

Medication: \_\_\_\_\_

The patient has had a medical condition that affects his or her ability to earn income from: \_\_\_\_\_ through

If the patient is unable to work, when should the patient be able to return to work?

Will there be limitations? \_\_\_\_\_

\_\_\_\_\_

Remarks: \_\_\_\_\_

\_\_\_\_\_

Date: \_\_\_\_\_ Signature of Treating Physician: \_\_\_\_\_

Physician's address: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Physician's telephone number: \_\_\_\_\_

I authorize my physician to release the above information to the \_\_\_\_\_  
County Domestic Relations Section.

Patient's signature: \_\_\_\_\_ Date: \_\_\_\_\_]

(This is entirely new text)

- (a) **Record Hearing.** Except as provided in this rule and statute, the court shall follow the Pennsylvania Rules of Evidence in a record hearing conducted in an action for support.
- (b) **Documentary Evidence.**
  - (1) The court shall admit into evidence statements contained in a verified petition, affidavit, document, or a document incorporated by reference that would not be excluded under the hearsay rule if the declarant testified in person, when:
    - (i) the proponent has provided the other party written notice at least 20 days prior to the hearing of the intention to offer the document into evidence, together with the document to be offered;
    - (ii) the other party does not object to the document's admission into evidence; and
    - (iii) the proponent offers the evidence under oath.
  - (2) A party objecting pursuant to subdivision (b)(1)(ii) shall serve the proponent with the written objection within 10 days of the date of service of the notice of intention to offer the evidence.
  - (3) If a party properly objects, the Pennsylvania Rules of Evidence shall apply to determine the document's admissibility.
- (c) **Medical Evidence.**
  - (1) **Definition.** For the purpose of this rule, an "advance practice provider" shall mean a licensed physician, physician's assistant, nurse practitioner, psychiatrist, or psychologist.

**(2) Conference.**

- (i) A conference officer may consider a party's medical condition if:
  - (A) an advanced practice provider has determined the medical condition affects a party's ability to earn income;
  - (B) the party's advanced practice provider has completed an Advanced Practice Provider's Statement Form, which shall substantially be the same as subdivision (d); and
  - (C) the party submits the completed form at the conference and provides a copy to the other party before or at the conference.
- (ii) If a party is receiving Social Security disability or Workers' Compensation benefits, the party shall submit the disability or Workers' Compensation determination in lieu of the Advanced Practice Provider's Form.

**(3) Record Hearing.**

- (i) Prior to the record hearing, if a party intends to offer a completed Advanced Practice Provider's Statement Form into evidence, the party shall serve the completed form on the other party no later than 20 days after the conference.
- (ii) The other party may file and serve a written objection to the completed form's introduction within 10 days of the date of service.
- (iii) If a party properly objects, the Pennsylvania Rules of Evidence shall apply to determine the document's admissibility. If the advanced practice provider is required to testify, the trier-of-fact shall have the discretion to allocate the cost of the advanced practice provider's testimony between the parties.

- (iv) If there is no objection, the trier-of-fact may admit the completed form into evidence without the advanced practice provider's testimony.
- (iii) If the record hearing is held sooner than 30 days after the conference, the trier-of-fact may provide appropriate relief, including granting a continuance to the objecting party.

(d) **Advanced Practice Provider's Statement Form.** The Advanced Practice Provider's Statement Form shall be substantially in the following form:

IN THE COURT OF COMMON PLEAS OF \_\_\_\_\_ COUNTY

Member Name:

Docket Number:

PACSES Case Number:

Other State ID Number:

**TO BE COMPLETED BY AN ADVANCED PRACTICE PROVIDER**

Provider's name: \_\_\_\_\_

Provider's license number: \_\_\_\_\_

Provider's title (MD, DO, etc.) \_\_\_\_\_

Nature of patient's sickness or injury: \_\_\_\_\_

\_\_\_\_\_

Date of first treatment: \_\_\_\_\_

Date of most recent treatment: \_\_\_\_\_

Frequency of treatments: \_\_\_\_\_

Medications: \_\_\_\_\_

\_\_\_\_\_

Due to the patient's medical condition, the patient can engage in the following types of work-related activity (mark all that apply):

\_\_\_ Very heavy activity involving lifting objects weighing more than 100 pounds at a time with frequent lifting or carrying of objects weighing 50 pounds or more, and the ability to perform heavy, medium, light, and sedentary activity.

\_\_\_ Heavy activity involving lifting no more than 100 pounds at a time with frequent lifting or carrying of objects weighing up to 50 pounds, and the ability to perform medium, light, and sedentary activity.

\_\_\_ Medium activity involving lifting no more than 50 pounds at a time with frequent lifting or carrying of objects weighing up to 25 pound do sedentary, and the ability to perform light and sedentary activity.

\_\_\_ Light activity involving lifting no more than 20 pounds at a time with frequent lifting or carrying of objects weighing up to 10 pounds, a good deal of walking or standing, or sitting with some pushing and pulling of arm or leg controls.

\_\_\_ Sedentary activity involving lifting no more than 10 pounds at a time, occasionally lifting or carrying articles like docket files, ledgers, and small tools, sitting, and occasionally walking and standing.

\_\_\_ None. Based on my assessment, I found that the patient's condition is such that he or she cannot engage in any type of work-related activity.

Please mark whether the patient's condition is \_\_\_ temporary or \_\_\_ permanent.

If the patient cannot engage in any type of work-related activity and the patient's condition is temporary, when should the patient be able to engage in any type of work-related activity \_\_\_\_\_

Will there be limitations? \_\_\_\_\_  
\_\_\_\_\_

Additional Remarks: \_\_\_\_\_  
\_\_\_\_\_

Signature of Treating Provider: \_\_\_\_\_ Date: \_\_\_\_\_

Provider's address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Provider's telephone number: \_\_\_\_\_

I authorize my provider to release the above information to the \_\_\_\_\_ County Domestic Relations Section.

Patient's signature: \_\_\_\_\_ Date: \_\_\_\_\_

**Comment: This rule is based on 23 Pa.C.S. § 4342(f). The rule is not intended to affect 23 Pa.C.S. § 4342(g) - (h) relating to the admissibility of payment records, billing statements, and bills for genetic testing and prenatal and postnatal health care of the mother and child. Those documents are admissible into evidence without advance notice for the limited purposes set forth in the statute.**

### **Historical Commentary**

**The following commentary is historical in nature and represents statements of the Committee at the time of rulemaking:**

#### **Explanatory Comment—2000**

23 Pa.C.S. § 4342(f) creates a hearsay exception in support actions to permit a verified petition, affidavit or document and a document incorporated by reference in any of them to be admitted into evidence if it would not otherwise be excluded as hearsay if given in person and it is admitted under oath by a party or witness to the support action. Rule 1910.29 requires that notice of the documents to be admitted be given to the other party prior to the hearing. It also sets forth the procedures for raising an objection to the admission of those documents.

If the requisite 20-day notice is given and there is no objection, the document must be admitted into evidence under this rule and 23 Pa.C.S. § 4342(f). In the event an objection is timely made, the rules of evidence apply to determine the document's ultimate admissibility.

Rule 1910.29 is not intended to affect 23 Pa.C.S. § 4342(g) and (h) relating to admissibility of payment records, billing statements and bills for genetic testing and prenatal and postnatal health care of the mother and child. Those documents are admissible into evidence without advance notice for the limited purposes which are expressly set forth in those statutory provisions.