

**As Introduced**

**131st General Assembly**

**Regular Session**

**2015-2016**

**S. B. No. 262**

**Senator Jones**

**Cosponsors: Senators Hottinger, Patton, Seitz, Eklund, Lehner**

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**A BILL**

To amend sections 3119.01, 3119.02, 3119.021, 1  
3119.04, 3119.05, 3119.06, 3119.22, 3119.23, 2  
3119.24, 3119.29, 3119.30, 3119.302, 3119.31, 3  
3119.32, 3119.61, 3119.63, 3119.76, 3119.79, 4  
3119.89, 3121.36, and 3123.14 and to enact new 5  
sections 3119.022 and 3119.023 and sections 6  
3119.051 and 3119.231, and to repeal sections 7  
3119.022, 3119.023, and 3119.024 of the Revised 8  
Code to make changes to the laws governing child 9  
support. 10

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 3119.01, 3119.02, 3119.021, 11  
3119.04, 3119.05, 3119.06, 3119.22, 3119.23, 3119.24, 3119.29, 12  
3119.30, 3119.302, 3119.31, 3119.32, 3119.61, 3119.63, 3119.76, 13  
3119.79, 3119.89, 3121.36, and 3123.14 be amended and new 14  
sections 3119.022 and 3119.023 and sections 3119.051 and 15  
3119.231 of the Revised Code be enacted to read as follows: 16

**Sec. 3119.01.** (A) As used in the Revised Code, "child 17  
support enforcement agency" means a child support enforcement 18

agency designated under former section 2301.35 of the Revised Code prior to October 1, 1997, or a private or government entity designated as a child support enforcement agency under section 307.981 of the Revised Code.

(B) As used in this chapter and Chapters 3121., 3123., and 3125. of the Revised Code:

(1) "Administrative child support order" means any order issued by a child support enforcement agency for the support of a child pursuant to section 3109.19 or 3111.81 of the Revised Code or former section 3111.211 of the Revised Code, section 3111.21 of the Revised Code as that section existed prior to January 1, 1998, or section 3111.20 or 3111.22 of the Revised Code as those sections existed prior to March 22, 2001.

(2) "Child support order" means either a court child support order or an administrative child support order.

(3) "Obligee" means the person who is entitled to receive the support payments under a support order.

(4) "Obligor" means the person who is required to pay support under a support order.

(5) "Support order" means either an administrative child support order or a court support order.

(C) As used in this chapter:

(1) "Cash medical support" means an amount ordered to be paid in a child support order toward the ordinary medical expenses incurred during a calendar year.

(2) "Child care cost" means annual out-of-pocket costs for the care and supervision of a child or children subject to the order that is related to work or employment training.

(3) "Combined gross income" means the combined gross income of both parents. 47  
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~~(2)~~(4) "Court child support order" means any order issued by a court for the support of a child pursuant to Chapter 3115. of the Revised Code, section 2151.23, 2151.231, 2151.232, 2151.33, 2151.36, 2151.361, 2151.49, 3105.21, 3109.05, 3109.19, 3111.13, 3113.04, 3113.07, 3113.31, 3119.65, or 3119.70 of the Revised Code, or division (B) of former section 3113.21 of the Revised Code. 49  
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~~(3)~~(5) "Court-ordered parenting time" means the amount of parenting time a parent is to have under a parenting time order or the amount of time the children are to be in the physical custody of a parent under a shared parenting order. 56  
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(6) "Court support order" means either a court child support order or an order for the support of a spouse or former spouse issued pursuant to Chapter 3115. of the Revised Code, section 3105.18, 3105.65, or 3113.31 of the Revised Code, or division (B) of former section 3113.21 of the Revised Code. 60  
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~~(4)~~(7) "CPI-U" means the consumer price index for all urban consumers, published by the United States department of labor, bureau of labor statistics. 65  
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(8) "Extraordinary medical expenses" means any uninsured medical expenses incurred for a child during a calendar year that exceed ~~one hundred dollars~~the cash medical support amount owed during that year. 68  
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~~(5)~~(9) "Federal poverty level" has the same meaning as in section 5121.30 of the Revised Code. 72  
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(10) "Income" means either of the following: 74

(a) For a parent who is employed to full capacity, the 75  
gross income of the parent; 76

(b) For a parent who is unemployed or underemployed, the 77  
sum of the gross income of the parent and any potential income 78  
of the parent. 79

~~(6)~~ (11) "Income share" means the amount a parent must 80  
pay, which is derived from a comparison of a parent's individual 81  
annual gross income to the total combined annual gross income of 82  
both parents. 83

(12) "Insurer" means any person authorized under Title 84  
XXXIX of the Revised Code to engage in the business of insurance 85  
in this state, any health insuring corporation, and any legal 86  
entity that is self-insured and provides benefits to its 87  
employees or members. 88

~~(7)~~ (13) "Gross income" means, except as excluded in 89  
division (C) ~~(7)~~ (13) of this section, the total of all earned and 90  
unearned income from all sources during a calendar year, whether 91  
or not the income is taxable, and includes income from salaries, 92  
wages, overtime pay, and bonuses to the extent described in 93  
division (D) of section 3119.05 of the Revised Code; 94  
commissions; royalties; tips; rents; dividends; severance pay; 95  
pensions; interest; trust income; annuities; social security 96  
benefits, including retirement, disability, and survivor 97  
benefits that are not means-tested; workers' compensation 98  
benefits; unemployment insurance benefits; disability insurance 99  
benefits; benefits that are not means-tested and that are 100  
received by and in the possession of the veteran who is the 101  
beneficiary for any service-connected disability under a program 102  
or law administered by the United States department of veterans' 103  
affairs or veterans' administration; spousal support actually 104

received; and all other sources of income. "Gross income" 105  
includes income of members of any branch of the United States 106  
armed services or national guard, including, amounts 107  
representing base pay, basic allowance for quarters, basic 108  
allowance for subsistence, supplemental subsistence allowance, 109  
cost of living adjustment, specialty pay, variable housing 110  
allowance, and pay for training or other types of required 111  
drills; self-generated income; and potential cash flow from any 112  
source. 113

"Gross income" does not include any of the following: 114

(a) Benefits received from means-tested government 115  
administered programs, including Ohio works first; prevention, 116  
retention, and contingency; means-tested veterans' benefits; 117  
supplemental security income; supplemental nutrition assistance 118  
program; disability financial assistance; or other assistance 119  
for which eligibility is determined on the basis of income or 120  
assets; 121

(b) Benefits for any service-connected disability under a 122  
program or law administered by the United States department of 123  
veterans' affairs or veterans' administration that are not 124  
means-tested, that have not been distributed to the veteran who 125  
is the beneficiary of the benefits, and that are in the 126  
possession of the United States department of veterans' affairs 127  
or veterans' administration; 128

(c) Child support received for children who were not born 129  
or adopted during the marriage at issue; 130

(d) Amounts paid for mandatory deductions from wages such 131  
as union dues but not taxes, social security, or retirement in 132  
lieu of social security; 133

(e) Nonrecurring or unsustainable income or cash flow items;	134 135
(f) Adoption assistance and foster care maintenance payments made pursuant to Title IV-E of the "Social Security Act," 94 Stat. 501, 42 U.S.C.A. 670 (1980), as amended.	136 137 138
<del>(8)</del> <u>(14)</u> "Nonrecurring or unsustainable income or cash flow item" means an income or cash flow item the parent receives in any year or for any number of years not to exceed three years that the parent does not expect to continue to receive on a regular basis. "Nonrecurring or unsustainable income or cash flow item" does not include a lottery prize award that is not paid in a lump sum or any other item of income or cash flow that the parent receives or expects to receive for each year for a period of more than three years or that the parent receives and invests or otherwise uses to produce income or cash flow for a period of more than three years.	139 140 141 142 143 144 145 146 147 148 149
<del>(9)</del> <u>(15)</u> "Ordinary medical expenses" includes co-payment and deductibles, and uninsured medical-related costs for the children of the order.	150 151 152
<u>(16)</u> (a) "Ordinary and necessary expenses incurred in generating gross receipts" means actual cash items expended by the parent or the parent's business and includes depreciation expenses of business equipment as shown on the books of a business entity.	153 154 155 156 157
(b) Except as specifically included in "ordinary and necessary expenses incurred in generating gross receipts" by division (C) <del>(9)</del> <u>(16)</u> (a) of this section, "ordinary and necessary expenses incurred in generating gross receipts" does not include depreciation expenses and other noncash items that are allowed	158 159 160 161 162

as deductions on any federal tax return of the parent or the 163  
parent's business. 164

~~(10)~~(17) "Personal earnings" means compensation paid or 165  
payable for personal services, however denominated, and includes 166  
wages, salary, commissions, bonuses, draws against commissions, 167  
profit sharing, vacation pay, or any other compensation. 168

~~(11)~~(18) "Potential income" means both of the following 169  
for a parent who the court pursuant to a court support order, or 170  
a child support enforcement agency pursuant to an administrative 171  
child support order, determines is voluntarily unemployed or 172  
voluntarily underemployed: 173

(a) Imputed income that the court or agency determines the 174  
parent would have earned if fully employed as determined from 175  
the following criteria: 176

(i) The parent's prior employment experience; 177

(ii) The parent's education; 178

(iii) The parent's physical and mental disabilities, if 179  
any; 180

(iv) The availability of employment in the geographic area 181  
in which the parent resides; 182

(v) The prevailing wage and salary levels in the 183  
geographic area in which the parent resides; 184

(vi) The parent's special skills and training; 185

(vii) Whether there is evidence that the parent has the 186  
ability to earn the imputed income; 187

(viii) The age and special needs of the child for whom 188  
child support is being calculated under this section; 189

(ix) The parent's increased earning capacity because of experience;	190 191
(x) The parent's decreased earning capacity because of a felony conviction;	192 193
(xi) Any other relevant factor.	194
(b) Imputed income from any nonincome-producing assets of a parent, as determined from the local passbook savings rate or another appropriate rate as determined by the court or agency, not to exceed the rate of interest specified in division (A) of section 1343.03 of the Revised Code, if the income is significant.	195 196 197 198 199 200
<del>(12)</del> <u>(19)</u> "Schedule" means the basic child support schedule <del>set forth in</del> <u>created pursuant to</u> section 3119.021 of the Revised Code.	201 202 203
<del>(13)</del> <u>(20)</u> "Self-generated income" means gross receipts received by a parent from self-employment, proprietorship of a business, joint ownership of a partnership or closely held corporation, and rents minus ordinary and necessary expenses incurred by the parent in generating the gross receipts. "Self-generated income" includes expense reimbursements or in-kind payments received by a parent from self-employment, the operation of a business, or rents, including company cars, free housing, reimbursed meals, and other benefits, if the reimbursements are significant and reduce personal living expenses.	204 205 206 207 208 209 210 211 212 213 214
<del>(14)</del> <u>(21)</u> "Self-sufficiency reserve" means the minimal <u>amount necessary for an obligor to adequately subsist upon, as determined under section 3119.021 of the Revised Code.</u>	215 216 217
<u>(22)</u> "Split parental rights and responsibilities" means a	218



situation in which there is more than one child who is the 219  
subject of an allocation of parental rights and responsibilities 220  
and each parent is the residential parent and legal custodian of 221  
at least one of those children. 222

~~(15) (23)~~ "Worksheet" means the applicable worksheet 223  
created in rules adopted under section 3119.022 of the Revised 224  
Code that is used to calculate a parent's child support 225  
~~obligation as set forth in sections 3119.022 and 3119.023 of the~~ 226  
~~Revised Code.~~ 227

**Sec. 3119.02.** In any action in which a court child support 228  
order is issued or modified, in any other proceeding in which 229  
the court determines the amount of child support that will be 230  
ordered to be paid pursuant to a child support order, or when a 231  
child support enforcement agency determines the amount of child 232  
support that will be ordered to be paid pursuant to an 233  
administrative child support order, issues a new administrative 234  
child support order, or issues a modified administrative child 235  
support order, the court or agency shall calculate the amount of 236  
the obligor's child support obligation in accordance with the 237  
basic child support schedule, the applicable worksheet, and the 238  
other provisions of ~~sections 3119.02 to 3119.24~~ Chapter 3119. of 239  
the Revised Code. The court or agency shall specify the support 240  
obligation as a monthly amount due and shall order the support 241  
obligation to be paid in periodic increments as it determines to 242  
be in the best interest of the children. In performing its 243  
duties under this section, the court or agency is not required 244  
to accept any calculations in a worksheet prepared by any party 245  
to the action or proceeding. 246

**Sec. 3119.021.** (A) The director of the department of job 247  
and family services shall create, by rule adopted in accordance 248

with Chapter 119. of the Revised Code, a following basic child 249  
support schedule shall to be used by all courts and child 250  
support enforcement agencies when calculating the amount of 251  
child support to be paid pursuant to a child support order, 252  
unless the combined gross income of the parents is less than 253  
sixty six hundred dollars the minimum annual gross income 254  
derived from division (B) of this section or more than one 255  
hundred fifty thousand dollars:the maximum annual gross income 256  
derived from division (B) of this section. 257

(B) (1) The basic child support schedule shall consist of a 258  
table, depicting the payments required for additional children 259  
subject to the order, in relation to the annual gross income of 260  
the parent or parents. The table shall begin at an annual gross 261  
income of \$8,400 and increase at \$600 increments to a maximum 262  
annual gross income of \$300,000. The child support obligation 263  
amount shall be contained at each intersection of the income row 264  
with the column containing the number of children subject to the 265  
order. The department shall derive the child support obligation 266  
amounts for the basic child support schedule table it creates by 267  
multiplying the guidelines income amount at \$600 increments by 268  
the basic obligation percentages listed for each income range, 269  
for each child, as indicated below: 270

(a) For one child: 271  
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273  
274  
GUIDELINES INCOME BASIC OBLIGATION 275

276  
\$11,510.40 or less 19.193% of the amount of income 277

278  
More than \$11,510.40, but Income of \$11,510.40 multiplied by 279

<u>not more than \$39,044.16</u>	<u>19.193% plus 16.047% of the amount of</u>	280
	<u>income in excess of \$11,510.40</u>	281
		282
<u>More than \$39,044.16 but</u>	<u>Income of \$39,044.16 multiplied by</u>	283
<u>not more than \$49,984.92</u>	<u>16.974% plus 14.788% of the amount of</u>	284
	<u>income in excess of \$39,044.16</u>	285
		286
<u>More than \$49,984.92 but</u>	<u>Income of \$49,984.92 multiplied by</u>	287
<u>not more than \$58,239.48</u>	<u>16.496% plus 11.039% of the amount of</u>	288
	<u>income in excess of \$49,984.92</u>	289
		290
<u>More than \$58,239.48 but</u>	<u>Income of \$58,239.48 multiplied by</u>	291
<u>not more than \$66,433.56</u>	<u>15.722% plus 7.167% of the amount of</u>	292
	<u>income in excess of \$58,239.48</u>	293
		294
<u>More than \$66,433.56 but</u>	<u>Income of \$66,433.56 multiplied by</u>	295
<u>not more than \$78,814.80</u>	<u>14.667% plus 5.915% of the amount of</u>	296
	<u>income in excess of \$66,433.56</u>	297
		298
<u>More than \$78,814.80 but</u>	<u>Income of \$78,814.80 multiplied by</u>	299
<u>not more than \$91,196.16</u>	<u>13.292% plus 8.162% of the amount of</u>	300
	<u>income in excess of \$78,814.80</u>	301
		302
<u>More than \$91,196.16 but</u>	<u>Income of \$91,196.16 multiplied by</u>	303
<u>not more than \$99,495.72</u>	<u>12.596% plus 4.377% of the amount of</u>	304
	<u>income in excess of \$91,196.16</u>	305
		306
<u>More than \$99,495.72 but</u>	<u>Income of \$99,495.72 multiplied by</u>	307
<u>not more than \$108,267.96</u>	<u>11.910% plus 2.057% of the amount of</u>	308
	<u>income in excess of \$99,495.72</u>	309
		310
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	311

<u>not more than \$121,158.48</u>	<u>11.112% plus 7.636% of the amount of</u>	312
	<u>income in excess of \$108,267.96</u>	313
		314
<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	315
<u>not more than \$133,213.56</u>	<u>10.742% plus 8.458% of the amount of</u>	316
	<u>income in excess of \$121,158.48</u>	317
		318
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	319
<u>not more than \$145,268.76</u>	<u>10.535% plus 5.620% of the amount of</u>	320
	<u>income in excess of \$133,213.56</u>	321
		322
<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	323
<u>not more than \$161,342.28</u>	<u>10.127% plus 6.293% of the amount of</u>	324
	<u>income in excess of \$145,268.76</u>	325
		326
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	327
<u>not more than \$177,417.24</u>	<u>9.745% plus 5.562% of the amount of</u>	328
	<u>income in excess of \$161,342.28</u>	329
		330
<u>More than \$177,417.24 but</u>	<u>Income of \$177,417.24 multiplied by</u>	331
<u>not more than \$193,489.32</u>	<u>9.366% plus 7.068% of the amount of</u>	332
	<u>income in excess of \$177,417.24</u>	333
		334
<u>More than \$193,489.32 but</u>	<u>Income of \$193,489.32 multiplied by</u>	335
<u>not more than \$219,296.76</u>	<u>13.607% plus 4.327% of the amount of</u>	336
	<u>income in excess of \$193,489.32</u>	337
		338
<u>More than \$219,296.76 but</u>	<u>Income of \$219,296.76 multiplied by</u>	339
<u>not more than \$258,292.92</u>	<u>8.427% plus 4.394% of the amount of</u>	340
	<u>income in excess of \$219,296.76</u>	341
		342
<u>More than \$258,292.92 but</u>	<u>Income of \$258,292.92 multiplied by</u>	343

<u>not more than \$336,467.04</u>	<u>7.818% plus 3.761% of the amount of</u>	344
	<u>income in excess of \$258,292.92</u>	345
		346
<u>(b) For two children:</u>		347
<u>GUIDELINES INCOME</u>	<u>BASIC OBLIGATION</u>	348
		349
<u>\$11,510.40 or less</u>	<u>29.209% of the amount of income</u>	350
		351
<u>More than \$11,510.40 but not</u>	<u>Income of \$11,510.40 multiplied by</u>	352
<u>more than \$39,044.16</u>	<u>29.209% plus 24.327% of the amount of</u>	353
	<u>income in excess of \$11,510.40</u>	354
		355
<u>More than \$39,044.16 but not</u>	<u>Income of \$39,044.16 multiplied by</u>	356
<u>more than \$49,984.92</u>	<u>25.776% plus 21.938% of the amount of</u>	357
	<u>income in excess of \$39,044.16</u>	358
		359
<u>More than \$49,984.92 but not</u>	<u>Income of \$49,984.92 multiplied by</u>	360
<u>more than \$58,239.48</u>	<u>24.928% plus 15.953% of the amount of</u>	361
	<u>income in excess of \$49,984.92</u>	362
		363
<u>More than \$58,239.48 but not</u>	<u>Income of \$58,239.48 multiplied by</u>	364
<u>more than \$66,433.56</u>	<u>23.656% plus 9.625% of the amount of</u>	365
	<u>income in excess of \$58,239.48</u>	366
		367
<u>More than \$66,433.56 but not</u>	<u>Income of \$66,433.56 multiplied by</u>	368
<u>more than \$78,814.80</u>	<u>21.926% plus 8.545% of the amount of</u>	369
	<u>income in excess of \$66,433.56</u>	370
		371
<u>More than \$78,814.80 but not</u>	<u>Income of \$78,814.80 multiplied by</u>	372
<u>more than \$91,196.16</u>	<u>19.824% plus 12.507% of the amount of</u>	373
	<u>income in excess of \$78,814.80</u>	374
		375

<u>More than \$91,196.16 but not</u>	<u>Income of \$91,196.16 multiplied by</u>	376
<u>more than \$99,495.72</u>	<u>18.830% plus 5.263% of the amount of</u>	377
	<u>income in excess of \$91,196.16</u>	378
		379
<u>More than \$99,495.72 but not</u>	<u>Income of \$99,495.72 multiplied by</u>	380
<u>more than \$108,267.96</u>	<u>17.699% plus 2.955% of the amount of</u>	381
	<u>income in excess of \$99,495.72</u>	382
		383
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	384
<u>not more than \$121,158.48</u>	<u>16.504% plus 11.607% of the amount of</u>	385
	<u>income in excess of \$108,267.96</u>	386
		387
<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	388
<u>not more than \$133,213.56</u>	<u>15.983% plus 12.776% of the amount of</u>	389
	<u>income in excess of \$121,158.48</u>	390
		391
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	392
<u>not more than \$145,268.76</u>	<u>15.693% plus 7.608% of the amount of</u>	393
	<u>income in excess of \$133,213.56</u>	394
		395
<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	396
<u>not more than \$161,342.28</u>	<u>15.022% plus 9.323% of the amount of</u>	397
	<u>income in excess of \$145,268.76</u>	398
		399
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	400
<u>not more than \$177,417.24</u>	<u>14.454% plus 9.180% of the amount of</u>	401
	<u>income in excess of \$161,342.28</u>	402
		403
<u>More than \$177,417.24 but</u>	<u>Income of \$177,417.24 multiplied by</u>	404
<u>not more than \$193,489.32</u>	<u>13.976% plus 9.536% of the amount of</u>	405
	<u>income in excess of \$177,417.24</u>	406
		407

<u>More than \$193,489.32 but</u>	<u>Income of \$193,489.32 multiplied by</u>	408
<u>not more than \$219,296.76</u>	<u>13.607% plus 4.327% of the amount of</u>	409
	<u>income in excess of \$193,489.32</u>	410
		411
<u>More than \$219,296.76 but</u>	<u>Income of \$219,296.76 multiplied by</u>	412
<u>not more than \$258,292.92</u>	<u>12.515% plus 5.952% of the amount of</u>	413
	<u>income in excess of \$219,296.76</u>	414
		415
<u>More than \$258,292.92 but</u>	<u>Income of \$258,292.92 multiplied by</u>	416
<u>not more than \$336,467.04</u>	<u>11.524% plus 6.081% of the amount of</u>	417
	<u>income in excess of \$258,292.92</u>	418
		419
<u>(c) For three children:</u>		420
<u>GUIDELINES INCOME</u>	<u>BASIC OBLIGATION</u>	421
		422
<u>\$11,510.40 or less</u>	<u>35.410% of the amount of income</u>	423
		424
<u>More than \$11,510.40 but</u>	<u>Income of \$11,510.40 multiplied by</u>	425
<u>not more than \$39,044.16</u>	<u>35.410% plus 29.128% of the amount of</u>	426
	<u>income in excess of \$11,510.40</u>	427
		428
<u>More than \$39,044.16 but</u>	<u>Income of \$39,044.16 multiplied by</u>	429
<u>not more than \$49,984.92</u>	<u>30.980% plus 25.763% of the amount of</u>	430
	<u>income in excess of \$39,044.16</u>	431
		432
<u>More than \$49,984.92 but</u>	<u>Income of \$49,984.92 multiplied by</u>	433
<u>not more than \$58,239.48</u>	<u>29.838% plus 18.202% of the amount of</u>	434
	<u>income in excess of \$49,984.92</u>	435
		436
<u>More than \$58,239.48 but</u>	<u>Income of \$58,239.48 multiplied by</u>	437
<u>not more than \$66,433.56</u>	<u>28.189% plus 10.034% of the amount of</u>	438
	<u>income in excess of \$58,239.48</u>	439

		440
<u>More than \$66,433.56 but</u>	<u>Income of \$66,433.56 multiplied by</u>	441
<u>not more than \$78,814.80</u>	<u>25.950% plus 9.747% of the amount of</u>	442
	<u>income in excess of \$66,433.56</u>	443
		444
<u>More than \$78,814.80 but</u>	<u>Income of \$78,814.80 multiplied by</u>	445
<u>not more than \$91,196.16</u>	<u>23.404% plus 15.193% of the amount of</u>	446
	<u>income in excess of \$78,814.80</u>	447
		448
<u>More than \$91,196.16 but</u>	<u>Income of \$91,196.16 multiplied by</u>	449
<u>not more than \$99,495.72</u>	<u>22.290% plus 4.632% of the amount of</u>	450
	<u>income in excess of \$91,196.16</u>	451
		452
<u>More than \$99,495.72 but</u>	<u>Income of \$99,495.72 multiplied by</u>	453
<u>not more than \$108,267.96</u>	<u>20.817% plus 3.351% of the amount of</u>	454
	<u>income in excess of \$99,495.72</u>	455
		456
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	457
<u>not more than \$121,158.48</u>	<u>19.401% plus 13.987% of the amount of</u>	458
	<u>income in excess of \$108,267.96</u>	459
		460
<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	461
<u>not more than \$133,213.56</u>	<u>18.825% plus 15.296% of the amount of</u>	462
	<u>income in excess of \$121,158.48</u>	463
		464
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	465
<u>not more than \$145,268.76</u>	<u>18.506% plus 8.018% of the amount of</u>	466
	<u>income in excess of \$133,213.56</u>	467
		468
<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	469
<u>not more than \$161,342.28</u>	<u>17.636% plus 10.937% of the amount of</u>	470
	<u>income in excess of \$145,268.76</u>	471



		472
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	473
<u>not more than \$177,417.24</u>	<u>16.968% plus 11.954% of the amount of</u>	474
	<u>income in excess of \$161,342.28</u>	475
		476
<u>More than \$177,417.24 but</u>	<u>Income of \$177,417.24 multiplied by</u>	477
<u>not more than \$193,489.32</u>	<u>16.541% plus 10.010% of the amount of</u>	478
	<u>income in excess of \$177,417.24</u>	479
		480
<u>More than \$193,489.32 but</u>	<u>Income of \$193,489.32 multiplied by</u>	481
<u>not more than \$219,296.76</u>	<u>15.974% plus 5.274% of the amount of</u>	482
	<u>income in excess of \$193,489.32</u>	483
		484
<u>More than \$219,296.76 but</u>	<u>Income of \$219,296.76 multiplied by</u>	485
<u>not more than \$258,292.92</u>	<u>14.715% plus 6.280% of the amount of</u>	486
	<u>income in excess of \$219,296.76</u>	487
		488
<u>More than \$258,292.92 but</u>	<u>Income of \$258,292.92 multiplied by</u>	489
<u>not more than \$336,467.04</u>	<u>13.441% plus 7.776% of the amount of</u>	490
	<u>income in excess of \$258,292.92</u>	491
		492
<u>(d) For four children:</u>		493
<u>GUIDELINES INCOME</u>	<u>BASIC OBLIGATION</u>	494
		495
<u>\$11,510.40 or less</u>	<u>39.553% of the amount of income</u>	496
		497
<u>More than \$11,510.40 but</u>	<u>Income of \$11,510.40 multiplied by</u>	498
<u>not more than \$39,044.16</u>	<u>39.553% plus 32.536% of the amount of</u>	499
	<u>income in excess of \$11,510.40</u>	500
		501
<u>More than \$39,044.16 but</u>	<u>Income of \$39,044.16 multiplied by</u>	502
<u>not more than \$49,984.92</u>	<u>34.605% plus 28.778% of the amount of</u>	503

<u>income in excess of \$39,044.16</u>	504	
	505	
<u>More than \$49,984.92 but</u>	<u>Income of \$49,984.92 multiplied by</u>	506
<u>not more than \$58,239.48</u>	<u>33.329% plus 20.331% of the amount of</u>	507
	<u>income in excess of \$49,984.92</u>	508
		509
<u>More than \$58,239.48 but</u>	<u>Income of \$58,239.48 multiplied by</u>	510
<u>not more than \$66,433.56</u>	<u>31.487% plus 11.208% of the amount of</u>	511
	<u>income in excess of \$58,239.48</u>	512
		513
<u>More than \$66,433.56 but</u>	<u>Income of \$66,433.56 multiplied by</u>	514
<u>not more than \$78,814.80</u>	<u>28.986% plus 10.887% of the amount of</u>	515
	<u>income in excess of \$66,433.56</u>	516
		517
<u>More than \$78,814.80 but</u>	<u>Income of \$78,814.80 multiplied by</u>	518
<u>not more than \$91,196.16</u>	<u>26.143% plus 16.971% of the amount of</u>	519
	<u>income in excess of \$78,814.80</u>	520
		521
<u>More than \$91,196.16 but</u>	<u>Income of \$91,196.16 multiplied by</u>	522
<u>not more than \$99,495.72</u>	<u>24.897% plus 5.174% of the amount of</u>	523
	<u>income in excess of \$91,196.16</u>	524
		525
<u>More than \$99,495.72 but</u>	<u>Income of \$99,495.72 multiplied by</u>	526
<u>not more than \$108,267.96</u>	<u>23.252% plus 3.743% of the amount of</u>	527
	<u>income in excess of \$99,495.72</u>	528
		529
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	530
<u>not more than \$121,158.48</u>	<u>21.671% plus 15.623% of the amount of</u>	531
	<u>income in excess of \$108,267.96</u>	532
		533
<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	534
<u>not more than \$133,213.56</u>	<u>21.028% plus 17.086% of the amount of</u>	535

<u>income in excess of \$121,158.48</u>	536	
	537	
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	538
<u>not more than \$145,268.76</u>	<u>20.671% plus 8.957% of the amount of</u>	539
	<u>income in excess of \$133,213.56</u>	540
		541
<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	542
<u>not more than \$161,342.28</u>	<u>19.699% plus 12.217% of the amount of</u>	543
	<u>income in excess of \$145,268.76</u>	544
		545
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	546
<u>not more than \$177,417.24</u>	<u>18.954% plus 13.353% of the amount of</u>	547
	<u>income in excess of \$161,342.28</u>	548
		549
<u>More than \$177,417.24 but</u>	<u>Income of \$177,417.24 multiplied by</u>	550
<u>not more than \$193,489.32</u>	<u>18.446% plus 11.181% of the amount of</u>	551
	<u>income in excess of \$177,417.24</u>	552
		553
<u>More than \$193,489.32 but</u>	<u>Income of \$193,489.32 multiplied by</u>	554
<u>not more than \$219,296.76</u>	<u>17.843% plus 5.891% of the amount of</u>	555
	<u>income in excess of \$193,489.32</u>	556
		557
<u>More than \$219,296.76 but</u>	<u>Income of \$219,296.76 multiplied by</u>	558
<u>not more than \$258,292.92</u>	<u>16.436% plus 7.015% of the amount of</u>	559
	<u>income in excess of \$219,296.76</u>	560
		561
<u>More than \$258,292.92 but</u>	<u>Income of \$258,292.92 multiplied by</u>	562
<u>not more than \$336,467.04</u>	<u>15.014% plus 8.686% of the amount of</u>	563
	<u>income in excess of \$258,292.92</u>	564
		565
<u>(e) For five children:</u>		566
<u>GUIDELINES INCOME</u>	<u>BASIC OBLIGATION</u>	567

		568
<u>\$11,510.40 or less</u>	<u>43.508% of the amount of income</u>	569
		570
<u>More than \$11,510.40 but</u>	<u>Income of \$11,510.40 multiplied by</u>	571
<u>not more than \$39,044.16</u>	<u>43.508% plus 35.790% of the amount of</u>	572
	<u>income in excess of \$11,510.40</u>	573
		574
<u>More than \$39,044.16 but</u>	<u>Income of \$39,044.16 multiplied by</u>	575
<u>not more than \$49,984.92</u>	<u>38.065% plus 31.656% of the amount of</u>	576
	<u>income in excess of \$39,044.16</u>	577
		578
<u>More than \$49,984.92 but</u>	<u>Income of \$49,984.92 multiplied by</u>	579
<u>not more than \$58,239.48</u>	<u>36.662% plus 22.365% of the amount of</u>	580
	<u>income in excess of \$49,984.92</u>	581
		582
<u>More than \$58,239.48 but</u>	<u>Income of \$58,239.48 multiplied by</u>	583
<u>not more than \$66,433.56</u>	<u>34.636% plus 12.329% of the amount of</u>	584
	<u>income in excess of \$58,239.48</u>	585
		586
<u>More than \$66,433.56 but</u>	<u>Income of \$66,433.56 multiplied by</u>	587
<u>not more than \$78,814.80</u>	<u>31.884% plus 11.976% of the amount of</u>	588
	<u>income in excess of \$66,433.56</u>	589
		590
<u>More than \$78,814.80 but</u>	<u>Income of \$78,814.80 multiplied by</u>	591
<u>not more than \$91,196.16</u>	<u>28.757% plus 18.668% of the amount of</u>	592
	<u>income in excess of \$78,814.80</u>	593
		594
<u>More than \$91,196.16 but</u>	<u>Income of \$91,196.16 multiplied by</u>	595
<u>not more than \$99,495.72</u>	<u>27.387% plus 5.692% of the amount of</u>	596
	<u>income in excess of \$91,196.16</u>	597
		598
<u>More than \$99,495.72 but</u>	<u>Income of \$99,495.72 multiplied by</u>	599

<u>not more than \$108,267.96</u>	<u>25.577% plus 4.117% of the amount of</u>	600
	<u>income in excess of \$99,495.72</u>	601
		602
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	603
<u>not more than \$121,158.48</u>	<u>23.839% plus 17.186% of the amount of</u>	604
	<u>income in excess of \$108,267.96</u>	605
		606
<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	607
<u>not more than \$133,213.56</u>	<u>23.131% plus 18.794% of the amount of</u>	608
	<u>income in excess of \$121,158.48</u>	609
		610
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	611
<u>not more than \$145,268.76</u>	<u>22.738% plus 9.852% of the amount</u>	612
	<u>income in excess of \$133,213.56</u>	613
		614
<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	615
<u>not more than \$161,342.28</u>	<u>21.669% plus 13.438% of the amount of</u>	616
	<u>income in excess of \$145,268.76</u>	617
		618
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	619
<u>not more than \$177,417.24</u>	<u>20.849% plus 14.688% of the amount of</u>	620
	<u>income in excess of \$161,342.28</u>	621
		622
<u>More than \$177,417.24 but</u>	<u>Income of \$177,417.24 multiplied by</u>	623
<u>not more than \$193,489.32</u>	<u>20.291% plus 12.299% of the amount of</u>	624
	<u>income in excess of \$177,417.24</u>	625
		626
<u>More than \$193,489.32 but</u>	<u>Income of \$193,489.32 multiplied by</u>	627
<u>not more than \$219,296.76</u>	<u>19.627% plus 6.480% of the amount of</u>	628
	<u>income in excess of \$193,489.32</u>	629
		630
<u>More than \$219,296.76 but</u>	<u>Income of \$219,296.76 multiplied by</u>	631

<u>not more than \$258,292.92</u>	<u>18.080% plus 7.716% of the amount of</u>	632
	<u>income in excess of \$219,296.76</u>	633
		634
<u>More than \$258,292.92 but</u>	<u>Income of \$258,292.92 multiplied by</u>	635
<u>not more than \$336,467.04</u>	<u>16.515% plus 9.555% of the amount of</u>	636
	<u>income in excess of \$258,292.92</u>	637
		638
<u>(f) For six children</u>		639
<u>GUIDELINES INCOME</u>	<u>BASIC OBLIGATION</u>	640
		641
<u>\$11,510.40 or less</u>	<u>47.293% of the amount of income</u>	642
		643
<u>More than \$11,510.40 but</u>	<u>Income of \$11,510.40 multiplied by</u>	644
<u>not more than \$39,044.16</u>	<u>47.293% plus 38.904% of the amount of</u>	645
	<u>income in excess of \$11,510.40</u>	646
		647
<u>More than \$39,044.16 but</u>	<u>Income of \$39,044.16 multiplied by</u>	648
<u>not more than \$49,984.92</u>	<u>41.377% plus 34.410% of the amount of</u>	649
	<u>income in excess of \$39,044.16</u>	650
		651
<u>More than \$49,984.92 but</u>	<u>Income of \$49,984.92 multiplied by</u>	652
<u>not more than \$58,239.48</u>	<u>39.852% plus 24.310% of the amount of</u>	653
	<u>income in excess of \$49,984.92</u>	654
		655
<u>More than \$58,239.48 but</u>	<u>Income of \$58,239.48 multiplied by</u>	656
<u>not more than \$66,433.56</u>	<u>37.649% plus 13.402% of the amount of</u>	657
	<u>income in excess of \$58,239.48</u>	658
		659
<u>More than \$66,433.56 but</u>	<u>Income of \$66,433.56 multiplied by</u>	660
<u>not more than \$78,814.80</u>	<u>34.658% plus 13.018% of the amount of</u>	661
	<u>income in excess of \$66,433.56</u>	662
		663

<u>More than \$78,814.80 but</u>	<u>Income of \$78,814.80 multiplied by</u>	664
<u>not more than \$91,196.16</u>	<u>31.259% plus 20.292% of the amount of</u>	665
	<u>income in excess of \$78,814.80</u>	666
		667
<u>More than \$91,196.16 but</u>	<u>Income of \$91,196.16 multiplied by</u>	668
<u>not more than \$99,495.72</u>	<u>29.770% plus 6.187% of the amount of</u>	669
	<u>income in excess of \$91,196.16</u>	670
		671
<u>More than \$99,495.72 but</u>	<u>Income of \$99,495.72 multiplied by</u>	672
<u>not more than \$108,267.96</u>	<u>27.803% plus 4.475% of the amount of</u>	673
	<u>income in excess of \$99,495.72</u>	674
		675
<u>More than \$108,267.96 but</u>	<u>Income of \$108,267.96 multiplied by</u>	676
<u>not more than \$121,158.48</u>	<u>25.913% plus 18.681% of the amount of</u>	677
	<u>income in excess of \$108,267.96</u>	678
		679
<u>More than \$121,158.48 but</u>	<u>Income of \$121,158.48 multiplied by</u>	680
<u>not more than \$133,213.56</u>	<u>25.143% plus 20.430% of the amount of</u>	681
	<u>income in excess of \$121,158.48</u>	682
		683
<u>More than \$133,213.56 but</u>	<u>Income of \$133,213.56 multiplied by</u>	684
<u>not more than \$145,268.76</u>	<u>24.717% plus 10.709% of the amount of</u>	685
	<u>income in excess of \$133,213.56</u>	686
		687
<u>More than \$145,268.76 but</u>	<u>Income of \$145,268.76 multiplied by</u>	688
<u>not more than \$161,342.28</u>	<u>23.554% plus 14.608% of the amount of</u>	689
	<u>income in excess of \$145,268.76</u>	690
		691
<u>More than \$161,342.28 but</u>	<u>Income of \$161,342.28 multiplied by</u>	692
<u>not more than \$177,417.24</u>	<u>22.663% plus 15.966% of the amount of</u>	693
	<u>income in excess of \$161,342.28</u>	694
		695

More than \$177,417.24 but Income of \$177,417.24 multiplied by 696  
not more than \$193,489.32 22.056% plus 13.369% of the amount of 697  
income in excess of \$177,417.24 698

More than \$193,489.32 but Income of \$193,489.32 multiplied by 700  
not more than \$219,296.76 21.334% plus 7.044% of the amount of 701  
income in excess of \$193,489.32 702

More than \$219,296.76 but Income of \$219,296.76 multiplied by 704  
not more than \$258,292.92 19.653% plus 8.387% of the amount of 705  
income in excess of \$219,296.76 706

More than \$258,292.92 but Income of \$258,292.92 multiplied by 708  
not more than \$336,467.04 17.952% plus 10.386% of the amount of 709  
income in excess of \$258,292.92 710

(2) The basic child support schedule shall incorporate a 711  
self-sufficiency reserve based on one hundred sixteen per cent 712  
of the poverty income guidelines amount for a single person as 713  
reported by the United States department of health and human 714  
services in calendar year 2015. The department shall first 715  
perform the calculation described in division (B)(1) of this 716  
section to develop an unadjusted schedule, then use the 717  
following to account for the self-sufficiency reserve: 718

(a) For gross annual incomes less than one hundred sixteen 719  
per cent of the poverty incomes guidelines for a single person, 720  
the schedule amount shall be the minimum order amount as 721  
provided in section 3119.06 of the Revised Code. 722

(b) For gross annual incomes at least one hundred sixteen 723  
per cent of the poverty income guidelines for a single person, 724  
the amount shall be the lesser of either of the following, but 725



shall not be less than the minimum order amount as provided in 726  
section 3119.06 of the Revised Code: 727

(i) The unadjusted amount from the calculation within 728  
division (B)(1) of this section; 729

(ii) Thirty per cent of the difference between the gross 730  
annual income of the schedule, less one one hundred sixteen per 731  
cent of the poverty income guidelines for a single person. 732

(C) Every four years after the effective date of this 733  
section, the department shall update the basic child support 734  
schedule and self-sufficiency reserve to reflect United States 735  
department of labor changes in the CPI-U and for changes in the 736  
poverty income guidelines amount for a single person as reported 737  
by the United States department of health and human services. 738

(1) When updating the basic child support schedule for the 739  
most recent CPI-U, the department of job and family services 740  
shall update the figures in the guidelines income column for the 741  
percentage difference between the most recent CPI-U and the 742  
March 2015 CPI-U. 743

(2) When updating the self-sufficiency reserve 744  
incorporated into the basic child support schedule, the 745  
department shall set the self-sufficiency reserve based on one 746  
hundred sixteen per cent of the poverty income guidelines for a 747  
single person as reported by the United States department of 748  
health and human services in the most recent calendar year. 749

750

751

Basic Child Support Schedule 752

Combined 753



<del>24600</del>	<del>4570</del>	<del>6639</del>	<del>7836</del>	<del>8658</del>	<del>9386</del>	<del>10042</del>	786
<del>25200</del>	<del>4668</del>	<del>6780</del>	<del>8000</del>	<del>8839</del>	<del>9582</del>	<del>10251</del>	787
<del>25800</del>	<del>4767</del>	<del>6920</del>	<del>8163</del>	<del>9020</del>	<del>9778</del>	<del>10461</del>	788
<del>26400</del>	<del>4865</del>	<del>7061</del>	<del>8327</del>	<del>9200</del>	<del>9974</del>	<del>10670</del>	789
<del>27000</del>	<del>4963</del>	<del>7202</del>	<del>8490</del>	<del>9381</del>	<del>10170</del>	<del>10880</del>	790
<del>27600</del>	<del>5054</del>	<del>7332</del>	<del>8642</del>	<del>9548</del>	<del>10351</del>	<del>11074</del>	791
<del>28200</del>	<del>5135</del>	<del>7448</del>	<del>8776</del>	<del>9697</del>	<del>10512</del>	<del>11246</del>	792
<del>28800</del>	<del>5216</del>	<del>7564</del>	<del>8911</del>	<del>9845</del>	<del>10673</del>	<del>11418</del>	793
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<del>101400</del>	<del>11625</del>	<del>16714</del>	<del>19569</del>	<del>21625</del>	<del>23437</del>	<del>25077</del>	913

<del>102000</del>	<del>11670</del>	<del>16779</del>	<del>19646</del>	<del>21710</del>	<del>23530</del>	<del>25177</del>	914
<del>102600</del>	<del>11714</del>	<del>16844</del>	<del>19724</del>	<del>21796</del>	<del>23623</del>	<del>25276</del>	915
<del>103200</del>	<del>11759</del>	<del>16909</del>	<del>19801</del>	<del>21881</del>	<del>23715</del>	<del>25375</del>	916
<del>103800</del>	<del>11803</del>	<del>16974</del>	<del>19879</del>	<del>21967</del>	<del>23808</del>	<del>25475</del>	917
<del>104400</del>	<del>11847</del>	<del>17039</del>	<del>19956</del>	<del>22052</del>	<del>23901</del>	<del>25574</del>	918
<del>105000</del>	<del>11892</del>	<del>17104</del>	<del>20034</del>	<del>22138</del>	<del>23994</del>	<del>25673</del>	919
<del>105600</del>	<del>11934</del>	<del>17167</del>	<del>20108</del>	<del>22220</del>	<del>24083</del>	<del>25769</del>	920
<del>106200</del>	<del>11979</del>	<del>17232</del>	<del>20186</del>	<del>22305</del>	<del>24176</del>	<del>25868</del>	921
<del>106800</del>	<del>12023</del>	<del>17297</del>	<del>20263</del>	<del>22391</del>	<del>24269</del>	<del>25968</del>	922
<del>107400</del>	<del>12068</del>	<del>17362</del>	<del>20341</del>	<del>22476</del>	<del>24361</del>	<del>26067</del>	923
<del>108000</del>	<del>12110</del>	<del>17425</del>	<del>20415</del>	<del>22559</del>	<del>24451</del>	<del>26162</del>	924
<del>108600</del>	<del>12155</del>	<del>17490</del>	<del>20493</del>	<del>22644</del>	<del>24543</del>	<del>26262</del>	925
<del>109200</del>	<del>12199</del>	<del>17555</del>	<del>20570</del>	<del>22730</del>	<del>24636</del>	<del>26361</del>	926
<del>109800</del>	<del>12243</del>	<del>17620</del>	<del>20648</del>	<del>22815</del>	<del>24729</del>	<del>26460</del>	927
<del>110400</del>	<del>12286</del>	<del>17683</del>	<del>20722</del>	<del>22897</del>	<del>24818</del>	<del>26556</del>	928
<del>111000</del>	<del>12331</del>	<del>17748</del>	<del>20800</del>	<del>22983</del>	<del>24911</del>	<del>26655</del>	929
<del>111600</del>	<del>12375</del>	<del>17813</del>	<del>20877</del>	<del>23068</del>	<del>25004</del>	<del>26755</del>	930
<del>112200</del>	<del>12419</del>	<del>17878</del>	<del>20955</del>	<del>23154</del>	<del>25096</del>	<del>26854</del>	931
<del>112800</del>	<del>12462</del>	<del>17941</del>	<del>21029</del>	<del>23236</del>	<del>25186</del>	<del>26949</del>	932
<del>113400</del>	<del>12506</del>	<del>18006</del>	<del>21107</del>	<del>23322</del>	<del>25278</del>	<del>27049</del>	933
<del>114000</del>	<del>12551</del>	<del>18071</del>	<del>21184</del>	<del>23407</del>	<del>25371</del>	<del>27148</del>	934
<del>114600</del>	<del>12595</del>	<del>18136</del>	<del>21262</del>	<del>23493</del>	<del>25464</del>	<del>27247</del>	935
<del>115200</del>	<del>12640</del>	<del>18202</del>	<del>21339</del>	<del>23578</del>	<del>25557</del>	<del>27347</del>	936
<del>115800</del>	<del>12682</del>	<del>18264</del>	<del>21414</del>	<del>23660</del>	<del>25646</del>	<del>27442</del>	937
<del>116400</del>	<del>12727</del>	<del>18329</del>	<del>21491</del>	<del>23746</del>	<del>25739</del>	<del>27542</del>	938
<del>117000</del>	<del>12771</del>	<del>18394</del>	<del>21569</del>	<del>23831</del>	<del>25832</del>	<del>27641</del>	939
<del>117600</del>	<del>12815</del>	<del>18460</del>	<del>21646</del>	<del>23917</del>	<del>25924</del>	<del>27740</del>	940
<del>118200</del>	<del>12858</del>	<del>18522</del>	<del>21721</del>	<del>23999</del>	<del>26013</del>	<del>27836</del>	941
<del>118800</del>	<del>12902</del>	<del>18587</del>	<del>21798</del>	<del>24084</del>	<del>26106</del>	<del>27935</del>	942
<del>119400</del>	<del>12947</del>	<del>18652</del>	<del>21876</del>	<del>24170</del>	<del>26199</del>	<del>28034</del>	943
<del>120000</del>	<del>12991</del>	<del>18718</del>	<del>21953</del>	<del>24256</del>	<del>26292</del>	<del>28134</del>	944
<del>120600</del>	<del>13034</del>	<del>18780</del>	<del>22028</del>	<del>24338</del>	<del>26381</del>	<del>28229</del>	945

<del>121200</del>	<del>13078</del>	<del>18845</del>	<del>22105</del>	<del>24423</del>	<del>26474</del>	<del>28329</del>	946
<del>121800</del>	<del>13123</del>	<del>18910</del>	<del>22183</del>	<del>24509</del>	<del>26567</del>	<del>28428</del>	947
<del>122400</del>	<del>13167</del>	<del>18976</del>	<del>22260</del>	<del>24594</del>	<del>26659</del>	<del>28527</del>	948
<del>123000</del>	<del>13210</del>	<del>19038</del>	<del>22335</del>	<del>24676</del>	<del>26749</del>	<del>28623</del>	949
<del>123600</del>	<del>13254</del>	<del>19103</del>	<del>22412</del>	<del>24762</del>	<del>26841</del>	<del>28722</del>	950
<del>124200</del>	<del>13299</del>	<del>19168</del>	<del>22490</del>	<del>24847</del>	<del>26934</del>	<del>28821</del>	951
<del>124800</del>	<del>13343</del>	<del>19234</del>	<del>22567</del>	<del>24933</del>	<del>27027</del>	<del>28921</del>	952
<del>125400</del>	<del>13386</del>	<del>19296</del>	<del>22642</del>	<del>25015</del>	<del>27116</del>	<del>29016</del>	953
<del>126000</del>	<del>13430</del>	<del>19361</del>	<del>22719</del>	<del>25101</del>	<del>27209</del>	<del>29115</del>	954
<del>126600</del>	<del>13474</del>	<del>19426</del>	<del>22797</del>	<del>25186</del>	<del>27302</del>	<del>29215</del>	955
<del>127200</del>	<del>13519</del>	<del>19492</del>	<del>22874</del>	<del>25272</del>	<del>27395</del>	<del>29314</del>	956
<del>127800</del>	<del>13561</del>	<del>19554</del>	<del>22949</del>	<del>25354</del>	<del>27484</del>	<del>29410</del>	957
<del>128400</del>	<del>13606</del>	<del>19619</del>	<del>23026</del>	<del>25439</del>	<del>27576</del>	<del>29509</del>	958
<del>129000</del>	<del>13650</del>	<del>19684</del>	<del>23104</del>	<del>25525</del>	<del>27669</del>	<del>29608</del>	959
<del>129600</del>	<del>13695</del>	<del>19750</del>	<del>23181</del>	<del>25610</del>	<del>27762</del>	<del>29708</del>	960
<del>130200</del>	<del>13739</del>	<del>19815</del>	<del>23259</del>	<del>25696</del>	<del>27855</del>	<del>29807</del>	961
<del>130800</del>	<del>13783</del>	<del>19879</del>	<del>23335</del>	<del>25780</del>	<del>27946</del>	<del>29905</del>	962
<del>131400</del>	<del>13828</del>	<del>19945</del>	<del>23414</del>	<del>25868</del>	<del>28041</del>	<del>30007</del>	963
<del>132000</del>	<del>13874</del>	<del>20012</del>	<del>23494</del>	<del>25955</del>	<del>28136</del>	<del>30108</del>	964
<del>132600</del>	<del>13919</del>	<del>20079</del>	<del>23573</del>	<del>26043</del>	<del>28231</del>	<del>30210</del>	965
<del>133200</del>	<del>13963</del>	<del>20143</del>	<del>23649</del>	<del>26127</del>	<del>28323</del>	<del>30308</del>	966
<del>133800</del>	<del>14008</del>	<del>20210</del>	<del>23729</del>	<del>26215</del>	<del>28418</del>	<del>30410</del>	967
<del>134400</del>	<del>14054</del>	<del>20276</del>	<del>23808</del>	<del>26302</del>	<del>28513</del>	<del>30511</del>	968
<del>135000</del>	<del>14099</del>	<del>20343</del>	<del>23887</del>	<del>26390</del>	<del>28608</del>	<del>30613</del>	969
<del>135600</del>	<del>14143</del>	<del>20407</del>	<del>23964</del>	<del>26474</del>	<del>28699</del>	<del>30711</del>	970
<del>136200</del>	<del>14188</del>	<del>20474</del>	<del>24043</del>	<del>26561</del>	<del>28794</del>	<del>30813</del>	971
<del>136800</del>	<del>14234</del>	<del>20541</del>	<del>24123</del>	<del>26649</del>	<del>28889</del>	<del>30914</del>	972
<del>137400</del>	<del>14279</del>	<del>20607</del>	<del>24202</del>	<del>26737</del>	<del>28984</del>	<del>31016</del>	973
<del>138000</del>	<del>14323</del>	<del>20671</del>	<del>24278</del>	<del>26821</del>	<del>29075</del>	<del>31114</del>	974
<del>138600</del>	<del>14368</del>	<del>20738</del>	<del>24358</del>	<del>26908</del>	<del>29170</del>	<del>31215</del>	975
<del>139200</del>	<del>14414</del>	<del>20805</del>	<del>24437</del>	<del>26996</del>	<del>29265</del>	<del>31317</del>	976
<del>139800</del>	<del>14459</del>	<del>20872</del>	<del>24516</del>	<del>27083</del>	<del>29361</del>	<del>31419</del>	977



<del>140400</del>	<del>14503</del>	<del>20936</del>	<del>24593</del>	<del>27168</del>	<del>29452</del>	<del>31517</del>	978
<del>141000</del>	<del>14549</del>	<del>21002</del>	<del>24672</del>	<del>27255</del>	<del>29547</del>	<del>31618</del>	979
<del>141600</del>	<del>14594</del>	<del>21069</del>	<del>24751</del>	<del>27343</del>	<del>29642</del>	<del>31720</del>	980
<del>142200</del>	<del>14639</del>	<del>21136</del>	<del>24831</del>	<del>27430</del>	<del>29737</del>	<del>31822</del>	981
<del>142800</del>	<del>14683</del>	<del>21200</del>	<del>24907</del>	<del>27515</del>	<del>29828</del>	<del>31920</del>	982
<del>143400</del>	<del>14729</del>	<del>21267</del>	<del>24986</del>	<del>27602</del>	<del>29923</del>	<del>32021</del>	983
<del>144000</del>	<del>14774</del>	<del>21333</del>	<del>25066</del>	<del>27690</del>	<del>30018</del>	<del>32123</del>	984
<del>144600</del>	<del>14820</del>	<del>21400</del>	<del>25145</del>	<del>27777</del>	<del>30113</del>	<del>32225</del>	985
<del>145200</del>	<del>14865</del>	<del>21467</del>	<del>25225</del>	<del>27865</del>	<del>30208</del>	<del>32327</del>	986
<del>145800</del>	<del>14909</del>	<del>21531</del>	<del>25301</del>	<del>27949</del>	<del>30300</del>	<del>32424</del>	987
<del>146400</del>	<del>14963</del>	<del>21596</del>	<del>25377</del>	<del>28041</del>	<del>30396</del>	<del>32526</del>	988
<del>147000</del>	<del>15006</del>	<del>21659</del>	<del>25452</del>	<del>28124</del>	<del>30486</del>	<del>32622</del>	989
<del>147600</del>	<del>15049</del>	<del>21722</del>	<del>25527</del>	<del>28207</del>	<del>30576</del>	<del>32718</del>	990
<del>148200</del>	<del>15090</del>	<del>21782</del>	<del>25599</del>	<del>28286</del>	<del>30662</del>	<del>32810</del>	991
<del>148800</del>	<del>15133</del>	<del>21845</del>	<del>25674</del>	<del>28369</del>	<del>30752</del>	<del>32907</del>	992
<del>149400</del>	<del>15176</del>	<del>21908</del>	<del>25749</del>	<del>28452</del>	<del>30842</del>	<del>33003</del>	993
<del>150000</del>	<del>15218</del>	<del>21971</del>	<del>25823</del>	<del>28534</del>	<del>30931</del>	<del>33099</del>	994
<u>Sec. 3119.022. The director of job and family services</u>							995
<u>shall adopt rules pursuant to Chapter 119. of the Revised Code</u>							996
<u>governing the creation of child support guidelines worksheets</u>							997
<u>and instructions that incorporate the requirements of Chapter</u>							998
<u>3119. of the Revised Code for the calculation of child support</u>							999
<u>and medical support obligations. In addition, the department</u>							1000
<u>shall:</u>							1001
<u>(A) Adopt standard worksheet forms that shall be used in</u>							1002
<u>all courts and child support enforcement agencies when</u>							1003
<u>calculating child support and medical support obligations; and</u>							1004
<u>(B) Adopt a standard instruction manual to provide</u>							1005
<u>guidance and assistance to persons calculating support</u>							1006
<u>obligations.</u>							1007

The director shall revise the worksheets and instruction manual at least once every five years consistent with any determinations made under any review conducted under section 3119.023 of the Revised Code. 1008  
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**Sec. 3119.023.** (A) At least once every four years, the department of job and family services shall review the basic child support schedule issued by the department pursuant to section 3119.021 of the Revised Code to determine whether child support orders issued in accordance with that schedule and the worksheets created under rules adopted under section 3119.022 of the Revised Code adequately provide for the needs of children who are subject to the child support orders. The department may consider the adequacy and appropriateness of the current schedule, whether there are substantial and permanent changes in household consumption and savings patterns, particularly those resulting in substantial and permanent changes in the per cent of total household expenditures devoted to children, and whether there have been substantial and permanent changes to the federal and state income tax code other than inflationary adjustments to such things as the exemption amount and income tax brackets, and other factors when conducting its review. The review is in addition to, and independent of, any schedule update completed as set forth in section 3119.021 of the Revised Code. The department shall prepare a report of its review and include recommendations for statutory changes, and submit a copy of the report to both houses of the general assembly. 1012  
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(B) For each review, the department shall establish a child support guideline advisory council to assist the department in the completion of its reviews and reports. Each council shall be composed of: 1034  
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<u>(1) Obligors;</u>	1038
<u>(2) Obligees;</u>	1039
<u>(3) Judges of courts of common pleas who have jurisdiction over domestic relations and juvenile court cases that involve the determination of child support;</u>	1040 1041 1042
<u>(4) Attorneys whose practice includes a significant number of domestic relations or juvenile court cases that involve the determination of child support;</u>	1043 1044 1045
<u>(5) Representatives of child support enforcement agencies;</u>	1046
<u>(6) Other persons interested in the welfare of children;</u>	1047
<u>(7) Three members of the senate appointed by the president of the senate, not more than two of whom are members of the same political party; and</u>	1048 1049 1050
<u>(8) Three members of the house of representatives appointed by the speaker of the house, not more than two of whom are members of the same political party.</u>	1051 1052 1053
<u>(C) The department shall consider input from the council prior to the completion of any report under this section. The department shall submit its report on or before the first day of March of every fourth year after 2015.</u>	1054 1055 1056 1057
<u>(D) The advisory council shall cease to exist at the time that the department submits its review to the general assembly under this section.</u>	1058 1059 1060
<u>(E) Any expenses incurred by an advisory council shall be paid by the department.</u>	1061 1062
<b>Sec. 3119.04.</b> <del>(A) If the combined gross income of both parents is less than six thousand six hundred dollars per year,</del>	1063 1064

~~the court or child support enforcement agency shall determine the amount of the obligor's child support obligation on a case-by-case basis using the schedule as a guideline. The court or agency shall review the obligor's gross income and living expenses to determine the maximum amount of child support that it reasonably can order without denying the obligor the means for self support at a minimum subsistence level and shall order a specific amount of child support, unless the obligor proves to the court or agency that the obligor is totally unable to pay child support, and the court or agency determines that it would be unjust or inappropriate to order the payment of child support and enters its determination and supporting findings of fact in the journal.~~

~~(B)~~ If the combined annual gross income of both parents is greater than ~~one hundred fifty thousand dollars per year~~ the maximum gross income listed on the basic child support schedule established pursuant to section 3119.021 of the Revised Code, the court, with respect to a court child support order, or the child support enforcement agency, with respect to an administrative child support order, shall determine the amount of the obligor's child support obligation on a case-by-case basis and shall consider the needs and the standard of living of the children who are the subject of the child support order and of the parents. The court or agency shall compute a basic combined child support obligation that is no less than the obligation that would have been computed under the basic child support schedule and applicable worksheet for a combined gross income ~~of one hundred fifty thousand dollars~~ equal to the maximum annual gross income listed on the basic child support schedule established pursuant to section 3119.021 of the Revised Code, unless the court or agency determines that it would be unjust or

inappropriate and ~~would therefore~~ not be in the best interest of 1096  
the child, obligor, or obligee to order that amount. If the 1097  
court or agency makes such a determination, it shall enter in 1098  
the journal the figure, determination, and findings. 1099

**Sec. 3119.05.** When a court computes the amount of child 1100  
support required to be paid under a court child support order or 1101  
a child support enforcement agency computes the amount of child 1102  
support to be paid pursuant to an administrative child support 1103  
order, all of the following apply: 1104

(A) The parents' current and past income and personal 1105  
earnings shall be verified by electronic means or with suitable 1106  
documents, including, but not limited to, paystubs, employer 1107  
statements, receipts and expense vouchers related to self- 1108  
generated income, tax returns, and all supporting documentation 1109  
and schedules for the tax returns. 1110

(B) The annual amount of any ~~pre-existing child support~~ 1111  
~~obligation of a parent under a child support order and the~~ 1112  
~~amount of any court-ordered spousal support actually paid,~~ 1113  
excluding any ordered payment on arrears, shall be deducted from 1114  
the gross income of that parent to the extent that payment ~~under~~ 1115  
~~the child support order or that payment~~ of the court-ordered 1116  
spousal support is verified by supporting documentation. 1117

(C) ~~If other minor children who were born to the parent~~ 1118  
~~and a person other than the other parent who is involved in the~~ 1119  
~~immediate child support determination live with the parent, the~~ 1120  
~~court or agency shall deduct an amount from that parent's gross~~ 1121  
~~income that equals the number of such minor children times the~~ 1122  
~~federal income tax exemption for such children less child~~ 1123  
~~support received for them for the year, not exceeding the~~ 1124  
federal income tax exemption. The court or agency shall adjust 1125

the amount of child support to be paid by a parent who has 1126  
children in more than one household. When calculating the 1127  
adjusted amount, the court or agency shall use the schedule and 1128  
do the following: 1129

(1) Determine the amount of child support that each parent 1130  
would be ordered to pay for all children for whom the parent has 1131  
the legal duty to support, according to each parent's annual 1132  
gross income. If the number of children is greater than six, 1133  
multiply the amount for three children by: 1134

(a) 1.440 for seven children; 1135

(b) 1.540 for eight children; 1136

(c) 1.638 for nine children; 1137

(d) 1.734 for ten children; 1138

(e) 1.827 for eleven children; 1139

(f) 1.919 for twelve children; 1140

(g) 2.008 for thirteen children; 1141

(h) 2.096 for fourteen children; 1142

(i) 2.182 for more than fourteen children. 1143

(2) Compute a child support credit amount for each 1144  
parent's children who are not subject to this order by dividing 1145  
the amount determined in division (C)(1) of this section by the 1146  
total number of children whom the parent is obligated to support 1147  
and multiplying that number by the number of the parent's 1148  
children who are not subject to this order. 1149

(3) Determine the adjusted income of the parents by 1150  
subtracting the credit for minor children not subject to this 1151  
order computed under division (C)(2) of this section, from the 1152

gross income of each parent for the children each has a duty to 1153  
support that are not subject to this order. 1154

(D) When the court or agency calculates the gross income 1155  
of a parent, it shall include the lesser of the following as 1156  
income from overtime and bonuses: 1157

(1) The yearly average of all overtime, commissions, and 1158  
bonuses received during the three years immediately prior to the 1159  
time when the person's child support obligation is being 1160  
computed; 1161

(2) The total overtime, commissions, and bonuses received 1162  
during the year immediately prior to the time when the person's 1163  
child support obligation is being computed. 1164

(E) When the court or agency calculates the gross income 1165  
of a parent, it shall not include any income earned by the 1166  
spouse of that parent. 1167

(F) (1) The court shall issue a separate orders for 1168  
extraordinary medical expenses and educational expenses. A 1169  
medical support order for extraordinary medical or dental 1170  
expenses, including shall include, but is not limited to, 1171  
orthodontia, dental, optical, and psychological services. 1172

If the court makes an order for payment of, appropriate 1173  
private education, and other expenses, it shall do so by issuing 1174  
a separate order. 1175

(2) The court may make separate orders for appropriate 1176  
expenses. 1177

(3) The court and may consider the expenses in division 1178  
(F) of this section in adjusting a child support order. 1179

(G) When a court or agency calculates the amount of child 1180

support to be paid pursuant to a court child support order or an 1181  
administrative child support order, if the ~~combined~~ gross income 1182  
of ~~both the parent or~~ parents is an amount that is between two 1183  
amounts set forth in the ~~first column of the~~ schedule, the court 1184  
or agency may use the basic child support obligation that 1185  
corresponds to the higher of the two amounts ~~in the first column~~ 1186  
of the schedule, use the basic child support obligation that 1187  
corresponds to the lower of the two amounts ~~in the first column~~ 1188  
of the schedule, or calculate a basic child support obligation 1189  
that is between those two amounts and corresponds proportionally 1190  
to the ~~parents'~~ actual ~~combined~~ gross income. 1191

(H) When the court or agency calculates gross income, the 1192  
court or agency, when appropriate, may average income over a 1193  
reasonable period of years. 1194

(I) Unless it would be unjust or inappropriate and 1195  
therefore not in the best interests of the child, a court or 1196  
agency shall not determine a parent to be voluntarily unemployed 1197  
or underemployed and shall not impute income to that parent if 1198  
~~either~~ any of the following conditions exist: 1199

(1) The parent is receiving recurring monetary income from 1200  
means-tested public assistance benefits, including cash 1201  
assistance payments under the Ohio works first program 1202  
established under Chapter 5107. of the Revised Code, financial 1203  
assistance under the disability financial assistance program 1204  
established under Chapter 5115. of the Revised Code, general 1205  
assistance under former Chapter 5113. of the Revised Code, 1206  
supplemental security income, or means-tested veterans' 1207  
benefits; 1208

(2) The parent is approved for social security disability 1209  
insurance benefits because of a mental or physical disability, 1210



or the court or agency determines that the parent is unable to 1211  
work based on medical documentation that includes a physician's 1212  
diagnosis and a physician's opinion regarding the parent's 1213  
mental or physical disability and inability to work. 1214

(3) The parent has proven that the parent has made 1215  
continuous and diligent efforts without success to find and 1216  
accept employment, including temporary employment, part-time 1217  
employment, or employment at less than the parent's previous 1218  
salary or wage. 1219

(4) The parent is complying with court-ordered family 1220  
reunification efforts in a child abuse, neglect, or dependency 1221  
proceeding, to the extent that compliance with those efforts 1222  
limits the parent's ability to earn income. 1223

(5) The parent is incarcerated or institutionalized for a 1224  
period of twelve months or more with no other available assets, 1225  
unless the parent is incarcerated for an offense relating to the 1226  
abuse or neglect of a child who is the subject of the support 1227  
order or an offense under Title XXIX of the Revised Code ~~when~~ 1228  
against the obligee or a child who is the subject of the support 1229  
order ~~is a victim of the offense.~~ 1230

(J) When a court or agency requires a parent to pay an 1231  
amount for that parent's failure to support a child for a period 1232  
of time prior to the date the court modifies or issues a court 1233  
child support order or an agency modifies or issues an 1234  
administrative child support order for the current support of 1235  
the child, the court or agency shall calculate that amount using 1236  
the basic child support schedule, worksheets, and child support 1237  
laws in effect, and the incomes of the parents as they existed, 1238  
for that prior period of time. 1239

(K) A court or agency may disregard a parent's additional 1240  
income from overtime or additional employment when the court or 1241  
agency finds that the additional income was generated primarily 1242  
to support a new or additional family member or members, or 1243  
under other appropriate circumstances. 1244

(L) If both parents involved in the immediate child 1245  
support determination have a prior order for support relative to 1246  
a minor child or children born to both parents, the court or 1247  
agency shall collect information about the existing order or 1248  
orders and consider those together with the current calculation 1249  
for support to ensure that the total of all orders for all 1250  
children of the parties does not exceed the amount that would 1251  
have been ordered if all children were addressed in a single 1252  
judicial or administrative proceeding. 1253

(M) A support obligation may exceed the support obligation 1254  
for a parent based on the income share of that parent, if 1255  
permitted in the basic child support schedule. 1256

(N) Any non-means tested benefit received by the child or 1257  
children subject of the case resulting from the claims of either 1258  
parent shall be deducted from that parent's annual child support 1259  
obligation after all other adjustments have been made. If that 1260  
non-means tested benefit exceeds the child support obligation of 1261  
the parent from whose claim the benefit is realized, the child 1262  
support obligation for that parent shall be zero. 1263

(O) As part of the child support calculation, the parents 1264  
shall be ordered to share the costs of child care. Subject to 1265  
the limitations in this division, a child support obligor shall 1266  
pay an amount equal to the obligor's income share of the child 1267  
care cost incurred for the child or children subject to the 1268  
order. 1269

- (1) The child care cost used in the calculation: 1270
- (a) Shall be for child care determined to be necessary to 1271  
allow a parent to work, or for activities related to employment 1272  
training; 1273
- (b) Shall be verifiable by credible evidence as determined 1274  
by a court or child support enforcement agency; 1275
- (c) Shall exclude any reimbursed or subsidized child care 1276  
cost, including any state or federal tax credit for child care 1277  
available to the parent or caretaker, whether or not claimed; 1278
- (d) Shall not exceed the maximum state-wide average cost 1279  
estimate issued by the department of job and family services, 1280  
using the data collected and reported as required in section 1281  
5104.04 of the Revised Code. 1282
- (2) The schedule may establish a threshold for an 1283  
obligor's individual annual gross income, at which the share of 1284  
the child care cost paid by the obligor shall be equal to the 1285  
lower of the obligor's income share of the child care cost, or 1286  
fifty per cent of the child care cost. 1287
- Sec. 3119.051.** (A) Except as otherwise provided in this 1288  
section, a court or child support enforcement agency calculating 1289  
the amount to be paid under a child support order shall reduce 1290  
by ten per cent the amount of the annual individual support 1291  
obligation for the parent or parents when a court has issued or 1292  
is issuing a court-ordered parenting time order that equals or 1293  
exceeds the standard parenting time order of the court issuing 1294  
the support order. This reduction may be in addition to the 1295  
other deviations and reductions. 1296
- (B) At the request of the obligee, a court may conduct a 1297  
review of a child support order in accordance with rules adopted 1298

pursuant to section 3119.76 of the Revised Code and eliminate a 1299  
previously granted adjustment established under division (A) of 1300  
this section if the obligor, without just cause, has failed to 1301  
exercise court-ordered parenting time. 1302

**Sec. 3119.06.** Except as otherwise provided in this 1303  
section, in any action in which a court or a child support 1304  
enforcement agency issues or modifies a child support order or 1305  
in any other proceeding in which a court or agency determines 1306  
the amount of child support to be paid pursuant to a child 1307  
support order, the court or agency shall issue a minimum child 1308  
support order requiring the obligor to pay a minimum of ~~fifty-~~ 1309  
~~eighty~~ dollars a month for all the children subject to that 1310  
order. The court or agency, in its discretion and in appropriate 1311  
circumstances, may issue a minimum child support order ~~requiring~~ 1312  
~~the obligor to pay of less than fifty-eighty~~ dollars a month or 1313  
issue an order not requiring the obligor to pay ~~an any child~~ 1314  
support amount for support. The circumstances under which a 1315  
court or agency may issue such an order include the 1316  
nonresidential parent's medically verified or documented 1317  
physical or mental disability or institutionalization in a 1318  
facility for persons with a mental illness or any other 1319  
circumstances considered appropriate by the court or agency. 1320

If a court or agency issues a minimum child support ~~order~~ 1321  
obligation pursuant to this section and the obligor under the 1322  
support order is the recipient of ~~need-based means-tested~~ public 1323  
assistance, any unpaid amounts of support due under the support 1324  
order shall accrue as arrearages from month to month, and the 1325  
obligor's current obligation to pay the support due under the 1326  
support order is suspended during any period of time that the 1327  
obligor is receiving ~~need-based~~ means-tested public assistance 1328  
and is complying with any seek work orders issued pursuant to 1329

section 3121.03 of the Revised Code. The court, obligee, and 1330  
child support enforcement agency shall not enforce the 1331  
obligation of the obligor to pay the amount of support due under 1332  
the support order while the obligor is receiving ~~need-based-~~ 1333  
means-tested public assistance and is complying with any seek 1334  
work orders issued pursuant to section 3121.03 of the Revised 1335  
Code. 1336

**Sec. 3119.22.** The court may order an amount of child 1337  
support that deviates from the amount of child support that 1338  
would otherwise result from the use of the basic child support 1339  
schedule and the applicable worksheet, ~~through the line-~~ 1340  
~~establishing the actual annual obligation,~~ if, after considering 1341  
the factors and criteria set forth in section 3119.23 of the 1342  
Revised Code, the court determines that the amount calculated 1343  
pursuant to the basic child support schedule and the applicable 1344  
worksheet, ~~through the line establishing the actual annual-~~ 1345  
~~obligation,~~ would be unjust or inappropriate and ~~would therefore~~ 1346  
not be in the best interest of the child. 1347

If it deviates, the court must enter in the journal the 1348  
amount of child support calculated pursuant to the basic child 1349  
support schedule and the applicable worksheet, ~~through the line-~~ 1350  
~~establishing the actual annual obligation,~~ its determination 1351  
that ~~that the~~ amount would be unjust or inappropriate and ~~would~~ 1352  
therefore not ~~be~~ in the best interest of the child, and findings 1353  
of fact supporting that determination. 1354

**Sec. 3119.23.** The court may consider any of the following 1355  
factors in determining whether to grant a deviation pursuant to 1356  
section 3119.22 of the Revised Code: 1357

(A) Special and unusual needs of the child or children, 1358  
including needs arising from the physical or psychological 1359

<u>condition of the child or children;</u>	1360
<del>(B) Extraordinary obligations for minor children or</del>	1361
<del>obligations for handicapped children who are not stepchildren</del>	1362
<del>and who are not offspring from the marriage or relationship that</del>	1363
<del>is the basis of the immediate child support determination;</del>	1364
<del>(C) Other court-ordered payments;</del>	1365
<del>(D) (C) Extended parenting time or extraordinary costs</del>	1366
<del>associated with parenting time, provided that this division does</del>	1367
<del>not authorize and shall not be construed as authorizing any</del>	1368
<del>deviation from the schedule and the applicable worksheet,</del>	1369
<del>through the line establishing the actual annual obligation, or</del>	1370
<del>any escrowing, impoundment, or withholding of child support</del>	1371
<del>because of a denial of or interference with a right of parenting</del>	1372
<del>time granted by court order <u>including extraordinary travel</u></del>	1373
<del><u>expenses when exchanging the child or children for parenting</u></del>	1374
<del><u>time;</u></del>	1375
<del>(E) The obligor obtaining additional employment after a</del>	1376
<del>child support order is issued in order to support a second</del>	1377
<del>family;</del>	1378
<del>(F) (D) The financial resources and the earning ability of</del>	1379
<del>the child <u>or children;</u></del>	1380
<del>(G) Disparity (E) <u>The relative financial resources,</u></del>	1381
<del><u>including the disparity in income between parties or households,</u></del>	1382
<del><u>other assets, and the needs of each parent;</u></del>	1383
<del>(H) (F) <u>The obligee's income, if the obligee's gross</u></del>	1384
<del><u>income is equal to or less than one hundred per cent of the</u></del>	1385
<del><u>federal poverty level;</u></del>	1386
<del>(G) Benefits that either parent receives from remarriage</del>	1387

or sharing living expenses with another person;	1388
<del>(I)</del> <u>(H)</u> The amount of federal, state, and local taxes	1389
actually paid or estimated to be paid by a parent or both of the	1390
parents;	1391
<del>(J)</del> <u>(I)</u> Significant in-kind contributions from a parent,	1392
including, but not limited to, direct payment for lessons,	1393
sports equipment, schooling, or clothing;	1394
<del>(K)</del> <u>The relative financial resources, other assets and</u>	1395
<del>resources, and needs of each parent;</del>	1396
<del>(L)</del> <u>(J)</u> Extraordinary work-related expenses incurred by	1397
<u>either parent;</u>	1398
<u>(K)</u> The standard of living and circumstances of each	1399
parent and the standard of living the child would have enjoyed	1400
had the marriage continued or had the parents been married;	1401
<del>(M)</del> <u>The physical and emotional condition and needs of the</u>	1402
<del>child;</del>	1403
<del>(N)</del> <u>(L)</u> The need and capacity of the child for an	1404
<del>education and the educational opportunities that would have been</del>	1405
available to the child had the circumstances requiring a <del>court-</del>	1406
<u>child support order for support</u> not arisen;	1407
<del>(O)</del> <u>(M)</u> The responsibility of each parent for the support	1408
of others, <u>including support of a child or children with</u>	1409
<u>disabilities who are not subject to the support order;</u>	1410
<u>(N)</u> Post-secondary educational expenses paid for by a	1411
<u>parent for the parent's own child or children, regardless of</u>	1412
<u>whether the child or children are emancipated;</u>	1413
<u>(O)</u> Costs incurred or reasonably anticipated to be	1414

incurred by the parents in compliance with court-ordered 1415  
reunification efforts in child abuse, neglect, or dependency 1416  
cases; 1417

(P) Extraordinary child care costs required for the child 1418  
or children that exceed the maximum state-wide credit provided 1419  
in division (C) (2) of section 3119.05 of the Revised Code 1420  
including extraordinary costs associated with caring for a child 1421  
or children with specialized physical, psychological, or 1422  
educational conditions; 1423

~~(P)~~(Q) Any other relevant factor. 1424

~~The court may accept an agreement of the parents that~~ 1425  
~~assigns a monetary value to any of the factors and criteria~~ 1426  
~~listed in this section that are applicable to their situation.~~ 1427

If the court grants a deviation based on division ~~(P)~~(Q) 1428  
of this section, it shall specifically state in the order the 1429  
facts that are the basis for the deviation. 1430

**Sec. 3119.231.** In determining whether to grant a deviation 1431  
pursuant to section 3119.22 of the Revised Code for any of the 1432  
reasons set forth in section 3119.23 of the Revised Code except 1433  
extraordinary travel expenses, the court shall recognize that 1434  
expenses for the children are incurred in both households and 1435  
shall apply the following criteria: 1436

(A) If court-ordered parenting time is equal to or less 1437  
than one hundred thirty overnights per year, the court shall not 1438  
grant a deviation. 1439

(B) If court-ordered parenting time exceeds one hundred 1440  
thirty overnights per year but is less than one hundred forty- 1441  
seven overnights per year, the court may consider a deviation. 1442



(C) If court-ordered parenting time is equal to or exceeds 1443  
one hundred forty-seven overnights per year, the court shall 1444  
consider a substantial deviation. If the court does not grant a 1445  
substantial deviation from that amount, it shall specify in the 1446  
order the facts that are the basis for the court's decision. 1447

**Sec. 3119.24.** (A) (1) A court that issues a shared 1448  
parenting order in accordance with section 3109.04 of the 1449  
Revised Code shall order an amount of child support to be paid 1450  
under the child support order that is calculated in accordance 1451  
with the schedule and with the worksheet ~~set forth in section~~ 1452  
~~3119.022 of the Revised Code, through the line establishing the~~ 1453  
~~actual annual obligation,~~ except that, if that amount would be 1454  
unjust or inappropriate to the children or either parent and 1455  
~~would therefore not be~~ in the best interest of the child because 1456  
of the extraordinary circumstances of the parents or because of 1457  
any other factors or criteria set forth in section 3119.23 of 1458  
the Revised Code, the court may deviate from that amount. 1459

(2) The court shall consider extraordinary circumstances 1460  
and other factors or criteria if it deviates from the amount 1461  
described in division (A) (1) of this section and shall enter in 1462  
the journal the amount described in division (A) (1) of this 1463  
section its determination that the amount would be unjust or 1464  
inappropriate and ~~would therefore not be~~ in the best interest of 1465  
the child, and findings of fact supporting its determination. 1466

(B) For the purposes of this section, "extraordinary 1467  
circumstances of the parents" includes all of the following: 1468

(1) ~~The amount of time the children spend with each~~ 1469  
~~parent;~~ 1470

~~(2) The ability of each parent to maintain adequate~~ 1471

housing for the children; 1472

~~(3)~~ (2) Each parent's expenses, including child care 1473  
expenses, school tuition, medical expenses, dental expenses, and 1474  
any other expenses the court considers relevant; 1475

~~(4)~~ (3) Any other circumstances the court considers 1476  
relevant. 1477

**Sec. 3119.29.** ~~(A)~~ As used in this section and sections 1478  
3119.30 to 3119.56 of the Revised Code: 1479

~~(1)~~ "Cash medical support" means an amount ordered to be 1480  
paid in a child support order toward the cost of health 1481  
insurance provided by a public entity, another parent, or person 1482  
with whom the child resides, through employment or otherwise, or 1483  
for other medical cost not covered by insurance. 1484

~~(2)~~ "Federal poverty line" has the same meaning as defined 1485  
in section 5104.01 of the Revised Code. 1486

~~(3)~~ (A) "Family coverage" means the health insurance plan 1487  
that provides coverage for the children who are the subject of a 1488  
child support order. 1489

(B) "Health care" means such medical support that includes 1490  
coverage under a health insurance plan, payment of costs of 1491  
premiums, copayments, and deductibles, or payment for medical 1492  
expenses incurred on behalf of the child. 1493

~~(4)~~ (C) "Health insurance coverage" means accessible 1494  
private health insurance that provides primary care services 1495  
within thirty miles from the residence of the child subject to 1496  
the child support order. 1497

~~(5)~~ (D) "Health plan administrator" means any entity 1498  
authorized under Title XXXIX of the Revised Code to engage in 1499

the business of insurance in this state, any health insuring 1500  
corporation, any legal entity that is self-insured and provides 1501  
benefits to its employees or members, and the administrator of 1502  
any such entity or corporation. 1503

~~(6)~~ (E) "National medical support notice" means a form 1504  
required by the "Child Support Performance and Incentive Act of 1505  
1998," P.L. 105-200, 112 Stat. 659, 42 U.S.C. 666(a)(19), as 1506  
amended, and jointly developed and promulgated by the secretary 1507  
of health and human services and the secretary of labor in 1508  
federal regulations adopted under that act as modified by the 1509  
department of job and family services under section 3119.291 of 1510  
the Revised Code. 1511

~~(7)~~ (F) "Person required to provide health insurance 1512  
coverage" means the obligor, obligee, or both, required by the 1513  
court under a court child support order or by the child support 1514  
enforcement agency under an administrative child support order 1515  
to provide health insurance coverage pursuant to section 3119.30 1516  
of the Revised Code. 1517

~~(8)~~ Subject to division (B) of this section, "reasonable 1518  
(G) "Reasonable cost" means that the contributing cost of 1519  
private family health insurance to the person responsible for 1520  
the required to provide health care of insurance coverage for 1521  
the children who are the subject to of the child support order 1522  
that does not exceed an amount equal to five per cent of the 1523  
annual gross income of that person. For purposes of this 1524  
division, the cost of health insurance is an amount equal to the 1525  
difference in cost between self-only and family coverage. 1526

~~(9)~~ "Title XIX" has the same meaning as in section 5165.01 1527  
of the Revised Code. 1528

~~(B) If However, if the United States secretary of health 1529  
and human services issues a regulation defining that redefines 1530  
"reasonable cost" or a similar term or phrase, or clarifies the 1531  
elements of cost used when determining reasonable cost relevant 1532  
to the provisions in child support orders relating to the 1533  
provision of health care for children subject to the orders in a 1534  
child support order, and if that definition is those changes are 1535  
substantively different from the meaning of "reasonable cost" as 1536  
defined in division (A) of this section, "reasonable cost" as 1537  
used in this section than the definitions and terms used in this 1538  
section, those terms shall have the meaning as defined by the 1539  
United States secretary of health and human services. 1540~~

1541  
**Sec. 3119.30.** (A) In any action or proceeding in which a 1542  
child support order is issued or modified, the court, with 1543  
respect to court child support orders, and the child support 1544  
enforcement agency, with respect to administrative child support 1545  
orders, shall determine the person or persons responsible for 1546  
the health care of the children subject to the child support 1547  
order and shall include provisions for the health care of the 1548  
children in the child support order. The order shall specify 1549  
that the obligor and obligee are both liable for the health care 1550  
of expenses for the children who are not covered by private 1551  
health insurance or cash medical support as calculated in 1552  
accordance with section 3119.022 or 3119.023 of the Revised 1553  
Code, as the applicable worksheet under a formula established by 1554  
the court, with respect to a court child support order, or a 1555  
child support enforcement agency, with respect to an 1556  
administrative child support order. 1557

~~(B) Based on information provided to the court or to the~~ 1558

~~child support enforcement agency under section 3119.31 of the~~ 1559  
~~Revised Code, the order shall include one of the following:~~ 1560  
The child support obligee is rebuttably presumed to be the 1561  
appropriate parent to be ordered to provide health insurance 1562  
coverage. 1563

~~(1) A requirement that both the obligor and the obligee~~ 1564  
~~obtain private~~ The court or child support enforcement agency may 1565  
consider the following factors to rebut this presumption when 1566  
determining if the child support obligor is the appropriate 1567  
parent to provide health insurance coverage: ~~for the children if~~ 1568  
~~coverage is available for the children at a reasonable cost to~~ 1569  
~~both the obligor and the obligee and dual coverage would provide~~ 1570  
~~for coordination of medical benefits without unnecessary~~ 1571  
~~duplication of coverage.~~ 1572

(a) The obligor already has health insurance coverage for 1573  
the child that is reasonable in cost; 1574

(b) The obligor already has health insurance coverage in 1575  
place for the child that is not reasonable in cost, but the 1576  
obligor wishes to be named the health insurance obligor and 1577  
provide coverage under section 3119.302(A)(2)(a) of the Revised 1578  
Code; 1579

(c) The obligor can obtain coverage for the child that is 1580  
reasonable in cost through an employer or other source. For 1581  
employer-based coverage, the court or child support enforcement 1582  
agency shall consider the length of time the obligor has worked 1583  
with the employer and the stability of the insurance. 1584

~~(2) A requirement that the obligee obtain~~ If private 1585  
~~health insurance coverage for the children is not available at a~~ 1586  
reasonable cost to the obligor or the obligee at the time the 1587

~~court or agency issues the order, the order shall include a~~ 1588  
~~requirement that the obligee if coverage is available through~~ 1589  
~~any group policy, contract, or plan available to the obligee and~~ 1590  
~~is available at a more reasonable cost than coverage is~~ 1591  
~~available to the obligor;~~ 1592

~~(3) A requirement that the obligor obtain private health~~ 1593  
~~insurance coverage for the children if coverage is available~~ 1594  
~~through any group policy, contract, or plan available to the~~ 1595  
~~obligor at a more reasonable cost than coverage is available to~~ 1596  
~~the obligee;~~ 1597

~~(4) If health insurance coverage for the children is not~~ 1598  
~~available at a reasonable cost to the obligor or the obligee at~~ 1599  
~~the time the court or child enforcement agency issues the order,~~ 1600  
~~a requirement that the obligor or the obligee immediately within~~ 1601  
~~thirty days and to inform the child support enforcement agency~~ 1602  
~~that when private health insurance coverage for the children has~~ 1603  
~~become available to either the obligor or obligee. The child~~ 1604  
~~support enforcement agency shall determine if the private health~~ 1605  
~~insurance coverage is available at a reasonable cost and if~~ 1606  
~~coverage is reasonable, division (B)(2) or (3) shall apply, as~~ 1607  
~~applicable been obtained.~~ 1608

~~(C) When a child support order is issued or modified, and~~ 1609  
~~the obligor's gross income is one hundred fifty per cent or more~~ 1610  
~~of the federal poverty level for an individual, the order shall~~ 1611  
~~include the amount of a cash medical support to be paid by the~~ 1612  
~~obligor that is either five per cent of the obligor's adjusted~~ 1613  
~~gross income or the obligor's share of the United States~~ 1614  
~~department of agriculture estimated annual health care~~ 1615  
~~expenditure per child as determined in accordance with federal~~ 1616  
~~law and regulation, whichever is the lower amount. The amount of~~ 1617

~~cash medical support paid by the obligor shall be paid during~~ 1618  
~~any period after the court or child support enforcement agency~~ 1619  
~~issues or modifies the order in which the children are not~~ 1620  
~~covered by private health insurance~~amount consistent with 1621  
division (B) of section 3119.302 of the Revised Code for each 1622  
child subject to the order. The cash medical support amount 1623  
shall be ordered based on the number of children subject to the 1624  
order and divided between the parties using the parents' income 1625  
share. 1626

(D) Any cash medical support paid pursuant to division (C) 1627  
of this section shall be paid through the department of job and 1628  
family services by the obligor to either the obligee if the 1629  
children are not Medicaid recipients, or to the ~~office~~ 1630  
department of child support to defray the cost of Medicaid when 1631  
a expenditures if the children are Medicaid assignment is in 1632  
effect for any recipients. The child under the support 1633  
~~enforcement agency administering the court or administrative~~ 1634  
~~order shall amend the amount of monthly child support obligation~~ 1635  
~~to reflect the amount paid when private health insurance is not~~ 1636  
~~provided, as calculated in the current order pursuant to section~~ 1637  
~~3119.022 or 3119.023 of the Revised Code, as applicable.~~ 1638

~~The child support enforcement agency shall give the~~ 1639  
~~obligor notice in accordance with Chapter 3121. of the Revised~~ 1640  
~~Code and provide the obligor an opportunity to be heard if the~~ 1641  
~~obligor believes there is a mistake of fact regarding the~~ 1642  
~~availability of private health insurance at a reasonable cost as~~ 1643  
~~determined under division (B) of this section.~~ 1644

(E) The cost of providing health insurance for a child 1645  
subject to an order shall be defrayed by a credit against that 1646  
parent's gross income when calculating support as required under 1647

section 3119.02 of the Revised Code using the basic child 1648  
support schedule and applicable worksheet. The credit shall be 1649  
equal to the total actual out-of-pocket cost for health 1650  
insurance premiums for the coverage. Any credit given will be 1651  
less any subsidy, including a premium tax credit or cost-sharing 1652  
reduction received by the parent providing coverage.~~The obligor~~ 1653  
~~shall begin payment of any cash medical support on the first day~~ 1654  
~~of the month immediately following the month in which private~~ 1655  
~~health insurance coverage is unavailable or terminates and shall~~ 1656  
~~cease payment on the last day of the month immediately preceding~~ 1657  
~~the month in which private health insurance coverage begins or~~ 1658  
~~resumes. During the period when cash medical support is required~~ 1659  
~~to be paid, the obligor or obligee must immediately inform the~~ 1660  
~~child support enforcement agency that health insurance coverage~~ 1661  
~~for the children has become available.~~ 1662

**Sec. 3119.302.** (A) When the court, with respect to a court 1663  
child support order, or the child support enforcement agency, 1664  
with respect to an administrative child support order, 1665  
determines the person or persons responsible for the health care 1666  
of the children subject to the order pursuant to section 3119.30 1667  
of the Revised Code, all of the following apply: 1668

(1) The court or agency shall consider any private health 1669  
insurance in which the obligor, obligee, or children, are 1670  
enrolled at the time the court or agency issues the order. 1671

(2) If the ~~contributing~~ cost of private family health 1672  
insurance to either parent exceeds ~~five per cent of that~~ 1673  
~~parent's annual gross income~~ a reasonable cost, that parent 1674  
shall not be ordered to provide private health insurance for the 1675  
child except as follows: 1676

(a) ~~When both parents agree that one, or both, of the~~ 1677



~~parents obtain or maintain the private health insurance that~~ 1678  
~~exceeds five per cent of the annual gross income of the parent~~ 1679  
~~obtaining or maintaining the private health insurance;~~ 1680

~~(b) When either the parent requests to obtain or maintain~~ 1681  
~~the private health insurance that exceeds five per cent of that~~ 1682  
~~parent's annual gross income a reasonable cost;~~ 1683

~~(e) (b) When the court determines that it is in the best~~ 1684  
~~interest of the children for a parent to obtain and maintain~~ 1685  
~~private health insurance that exceeds five per cent of that~~ 1686  
~~parent's annual gross income a reasonable cost and the cost~~ 1687  
~~will not impose an undue financial burden on either parent. If~~ 1688  
~~the court makes such a determination, the court must include the~~ 1689  
~~facts and circumstances of the determination in the child~~ 1690  
~~support order.~~ 1691

(3) If private health insurance is available at a 1692  
reasonable cost to either parent through a group policy, 1693  
contract, or plan, and the court determines that it is not in 1694  
the best interest of the children to utilize the available 1695  
private health insurance, the court shall state the facts and 1696  
circumstances of the determination in the child support order. 1697  
~~The court determination under this division shall not limit any~~ 1698  
~~obligation to provide cash medical support pursuant to section~~ 1699  
~~3119.30 of the Revised Code.~~ 1700

(4) Notwithstanding division ~~(A) (4) (C)~~ of section 3119.29 1701  
of the Revised Code, the court or agency may ~~allow private~~ 1702  
~~health insurance do either of the following:~~ 1703

(a) Permit primary care services to be farther than thirty 1704  
miles if residents in part or all of the immediate geographic 1705  
area customarily travel farther distances; ~~or if~~ 1706

(b) Require primary care services ~~are be~~ accessible ~~only~~ 1707  
by public transportation- ~~if public transportation is the~~ 1708  
~~obligee's only source of transportation.~~ 1709

~~The~~ If the court or agency makes either accessibility 1710  
determination, it shall include this accessibility determination 1711  
in the child support order. 1712

(B) The director of job and family services shall ~~create~~ 1713  
~~and annually periodically~~ update a ~~table to be used to determine~~ 1714  
the amount of the cash medical support obligation to be paid 1715  
pursuant to division (C) of section 3119.30 of the Revised Code. 1716  
The ~~table updates shall incorporate potential combined gross~~ 1717  
~~incomes of the parties, in a manner determined by the director,~~ 1718  
~~and the~~ be made in consideration of the medical expenditure 1719  
panel survey, conducted by the United States department of 1720  
~~agriculture estimated annual health care expenditure per child~~ 1721  
~~as determined in accordance with federal law and regulation~~ 1722  
health and human services for health care research and quality. 1723  
The amount shall be based on the most recent survey year data 1724  
available and shall be calculated by multiplying the total 1725  
amount expended for health services for children by the 1726  
percentage that is out-of-pocket divided by the number of 1727  
individuals less than eighteen years of age that have any 1728  
private insurance. 1729

**Sec. 3119.31.** In any action or proceeding in which a court 1730  
or child support enforcement agency is determining the person 1731  
responsible for the health care of the children who are or will 1732  
be the subject of a child support order, each party shall 1733  
provide to the court or child support enforcement agency a list 1734  
of any group health insurance policies, contracts, or plans 1735  
available to the party and the cost for self-only and family 1736

coverage under the available policies, contracts, or plans. 1737

**Sec. 3119.32.** A child support order shall contain all of 1738  
the following: 1739

(A) (1) If the obligor, obligee, or both obligor and 1740  
obligee, are required under section 3119.30 of the Revised Code 1741  
to provide private health insurance coverage for the children, a 1742  
requirement ~~pursuant to section 3119.30 of the Revised Code~~ that 1743  
whoever is required to provide private health insurance coverage 1744  
provide to the other, not later than thirty days after the 1745  
issuance of the order, information regarding the benefits, 1746  
limitations, and exclusions of the coverage, copies of any 1747  
insurance forms necessary to receive reimbursement, payment, or 1748  
other benefits under the coverage, and a copy of any necessary 1749  
insurance cards; 1750

(2) If the obligor, obligee, or both obligor and obligee, 1751  
are required under section 3119.30 of the Revised Code to 1752  
provide private health insurance coverage for the children, a 1753  
requirement that whoever is required to provide private health 1754  
insurance coverage provide to the child support enforcement 1755  
agency, not later than thirty days after the issuance of the 1756  
order, documentation that verifies that coverage is being 1757  
provided as ordered. 1758

(B) A statement setting forth the name, and address, ~~and~~ 1759  
~~telephone number~~ of the individual who is to be reimbursed for 1760  
extraordinary out-of-pocket medical, optical, hospital, dental, 1761  
or prescription expenses paid for each child and a statement 1762  
that the health plan administrator that provides the private 1763  
health insurance coverage for the children may continue making 1764  
payment for medical, optical, hospital, dental, or prescription 1765  
services directly to any health care provider in accordance with 1766

the applicable private health insurance policy, contract, or 1767  
plan~~†~~. Extraordinary expenses are any out-of-pocket expenses 1768  
paid in excess of the cash medical support obligation for any 1769  
given year. 1770

(C) A requirement that a person required to provide 1771  
private health insurance coverage for the children designate the 1772  
children as covered dependents under any private health 1773  
insurance policy, contract, or plan for which the person 1774  
contracts~~†~~. 1775

(D) A requirement that the obligor, the obligee, or both 1776  
of them under a formula established by the court, with respect 1777  
to a court child support order, or the child support enforcement 1778  
agency, with respect to an administrative child support order, 1779  
pay ~~co-payment or deductible costs required under the private~~ 1780  
~~health insurance policy, contract, or plan that covers~~ 1781  
extraordinary medical expenses for the children~~†~~. 1782

(E) A notice that the employer of the person required to 1783  
obtain private health insurance coverage through that employer 1784  
is required to release to the other parent, any person subject 1785  
to an order issued under section 3109.19 of the Revised Code, or 1786  
the child support enforcement agency on written request any 1787  
necessary information on the private health insurance coverage, 1788  
including the name and address of the health plan administrator 1789  
and any policy, contract, or plan number, and to otherwise 1790  
comply with this section and any order or notice issued under 1791  
this section~~†~~. 1792

(F) A statement setting forth the full name and date of 1793  
birth of each child who is the subject of the child support 1794  
order~~†~~. 1795

~~(G) A requirement that the obligor and the obligee comply with any requirement described in section 3119.30 of the Revised Code and divisions (A) and (C) of this section that is contained in an order issued in compliance with this section no later than thirty days after the issuance of the order;~~ 1796  
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~~(H) A notice that states the following: "If the person required to obtain private health care insurance coverage for the children subject to this child support order obtains new employment, the agency shall comply with the requirements of section 3119.34 of the Revised Code, which may result in the issuance of a notice requiring the new employer to take whatever action is necessary to enroll the children in private health care insurance coverage provided by the new employer, when insurance is not being provided by any other source."~~ 1801  
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~~(I) A statement that, upon receipt of notice by the child support enforcement agency that private health insurance coverage is not available at a reasonable cost, cash medical support shall be paid in the amount as determined by the child support computation worksheets in section 3119.022 or 3119.023 of the Revised Code, as applicable. The child support enforcement agency may change the financial obligations of the parties to pay child support in accordance with the terms of the court or administrative order and cash medical support without a hearing or additional notice to the parties.~~ 1810  
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**Sec. 3119.61.** The child support enforcement agency shall 1820  
review an administrative child support order on the date 1821  
established pursuant to section 3119.60 of the Revised Code for 1822  
formally beginning the review of the order. If the agency 1823  
determines that a modification is necessary and in the best 1824  
interest of the child subject to the order, the agency shall 1825

calculate the amount the obligor shall pay in accordance with 1826  
the basic child support schedule established pursuant to section 1827  
3119.021 of the Revised Code. The agency may not grant a 1828  
deviation pursuant to section 3119.23 of the Revised Code from 1829  
the guidelines ~~set forth in~~ established pursuant to section 1830  
3119.021 of the Revised Code. If the agency can set the child 1831  
support amount the obligor is to pay without granting such a 1832  
deviation from the guidelines, the agency shall do the 1833  
following: 1834

(A) Give the obligor and obligee notice of the revised 1835  
amount of child support to be paid under the administrative 1836  
child support order, of their right to request an administrative 1837  
hearing on the revised child support amount, of the procedures 1838  
and time deadlines for requesting the hearing, and that the 1839  
agency will modify the administrative child support order to 1840  
include the revised child support amount unless the obligor or 1841  
obligee requests an administrative hearing on the revised amount 1842  
no later than thirty days after receipt of the notice under this 1843  
division; 1844

(B) If neither the obligor nor obligee timely requests an 1845  
administrative hearing on the revised amount of child support, 1846  
modify the administrative child support order to include the 1847  
revised child support amount; 1848

(C) If the obligor or obligee timely requests an 1849  
administrative hearing on the revised amount of child support, 1850  
do all of the following: 1851

(1) Schedule a hearing on the issue; 1852

(2) Give the obligor and obligee notice of the date, time, 1853  
and location of the hearing; 1854

(3) Conduct the hearing in accordance with the rules 1855  
adopted under section 3119.76 of the Revised Code; 1856

(4) Redetermine at the hearing a revised amount of child 1857  
support to be paid under the administrative child support order; 1858

(5) Modify the order to include the revised amount of 1859  
child support; 1860

(6) Give notice to the obligor and obligee of the amount 1861  
of child support to be paid under the order and that the obligor 1862  
and obligee may object to the modified order by initiating an 1863  
action under section 2151.231 of the Revised Code in the 1864  
juvenile court or other court with jurisdiction under section 1865  
2101.022 or 2301.03 of the Revised Code of the county in which 1866  
the mother, the father, the child, or the guardian or custodian 1867  
of the child reside. 1868

Except as otherwise provided in section 3119.772 of the 1869  
Revised Code, if the agency modifies an existing administrative 1870  
child support order, the modification shall relate back to the 1871  
first day of the month following the date certain on which the 1872  
review began under section 3119.60 of the Revised Code. 1873

If the agency cannot set the amount of child support the 1874  
obligor will pay under the administrative child support order 1875  
without granting a deviation pursuant to section 3119.23 of the 1876  
Revised Code, the agency shall bring an action under section 1877  
2151.231 of the Revised Code on behalf of the person who 1878  
requested that the agency review the existing administrative 1879  
order or, if no one requested the review, on behalf of the 1880  
obligee, in the juvenile court or other court with jurisdiction 1881  
under section 2101.022 or 2301.03 of the Revised Code of the 1882  
county in which the agency is located requesting that the court 1883

issue a child support order. 1884

**Sec. 3119.63.** The child support enforcement agency shall 1885  
review a court child support order on the date established 1886  
pursuant to section 3119.60 of the Revised Code for formally 1887  
beginning the review of the order and shall do all of the 1888  
following: 1889

(A) Calculate a revised amount of child support to be paid 1890  
under the court child support order; 1891

(B) If the court child support under review contains a 1892  
deviation granted under section 3119.06, 3119.22, 3119.23, 1893  
3119.231, or 3119.24 of the Revised Code or a parenting time 1894  
adjustment granted under section 3119.051 of the Revised Code, 1895  
apply the deviation or adjustment from the existing order to the 1896  
revised amount of child support, provided that the agency can 1897  
determine the monetary or percentage value of the deviation with 1898  
respect to the court child support order. If the agency cannot 1899  
determine the monetary or percentage value of the deviation, the 1900  
agency shall not apply the deviation to the revised amount of 1901  
child support. 1902

(C) Give the obligor and obligee notice of the revised 1903  
amount of child support, of their right to request an 1904  
administrative hearing on the revised amount, of the procedures 1905  
and time deadlines for requesting the hearing, and that the 1906  
revised amount of child support will be submitted to the court 1907  
for inclusion in a revised court child support order unless the 1908  
obligor or obligee requests an administrative hearing on the 1909  
proposed change within fourteen days after receipt of the notice 1910  
under this division; 1911

~~(C)~~-(D) Give the obligor and obligee notice that if the 1912



court child support order contains a deviation granted under 1913  
section 3119.06, 3119.22, 3119.23, or 3119.24 of the Revised 1914  
Code, a parenting time adjustment granted under section 3119.051 1915  
of the Revised Code, or if the obligor or obligee intends to 1916  
request a deviation from the child support amount to be paid 1917  
under the court child support order, the obligor and obligee 1918  
have a right to request a court hearing on the revised amount of 1919  
child support without first requesting an administrative hearing 1920  
and that the obligor or obligee, in order to exercise this 1921  
right, must make the request for a court hearing no later than 1922  
fourteen days after receipt of the notice; 1923

~~(D)~~ (E) If neither the obligor nor the obligee timely 1924  
requests, pursuant to division (C) or (D) of this section, an 1925  
administrative or court hearing on the revised amount of child 1926  
support, submit the revised amount of child support to the court 1927  
for inclusion in a revised court child support order; 1928

~~(E)~~ (F) If the obligor or the obligee timely requests an 1929  
administrative hearing on the revised child support amount, 1930  
schedule a hearing on the issue, give the obligor and obligee 1931  
notice of the date, time, and location of the hearing, conduct 1932  
the hearing in accordance with the rules adopted under section 1933  
3119.76 of the Revised Code, redetermine at the hearing a 1934  
revised amount of child support to be paid under the court child 1935  
support order, and give notice to the obligor and obligee of the 1936  
revised amount of child support, that they may request a court 1937  
hearing on the revised amount, and that the agency will submit 1938  
the revised amount of child support to the court for inclusion 1939  
in a revised court child support order, if neither the obligor 1940  
nor the obligee requests a court hearing on the revised amount 1941  
of child support; 1942

~~(F)~~-(G) If neither the obligor nor the obligee requests, 1943  
pursuant to division ~~(E)~~-(F) of this section, a court hearing on 1944  
the revised amount of child support, submit the revised amount 1945  
of child support to the court for inclusion in a revised court 1946  
child support order. 1947

**Sec. 3119.76.** The director of job and family services 1948  
shall adopt rules pursuant to Chapter 119. of the Revised Code 1949  
establishing a procedure for determining when existing child 1950  
support orders should be reviewed to determine whether it is 1951  
necessary and in the best interest of the children who are the 1952  
subject of the child support order to change the child support 1953  
order. The rules shall include, but are not limited to, all of 1954  
the following: 1955

(A) Any procedures necessary to comply with section 666(a) 1956  
(10) of Title 42 of the U.S. Code, "Family Support Act of 1988," 1957  
102 Stat. 2346, 42 U.S.C. 666(a)(10), as amended, and any 1958  
regulations adopted pursuant to, or to enforce, that section; 1959

(B) Procedures for determining what child support orders 1960  
are to be subject to review upon the request of either the 1961  
obligor or the obligee or periodically by the child support 1962  
enforcement agency administering the child support order; 1963

(C) Procedures for the child support enforcement agency to 1964  
periodically review and to review, upon the request of the 1965  
obligor or the obligee, any child support order that is subject 1966  
to review to determine whether the amount of child support paid 1967  
under the child support order should be adjusted in accordance 1968  
with the basic child support schedule ~~set forth in~~ established 1969  
pursuant to section 3119.021 of the Revised Code or whether the 1970  
provisions for the child's health care needs under the child 1971  
support order should be modified in accordance with sections 1972

3119.29 to 3119.56 of the Revised Code;	1973
(D) Procedures for giving obligors and obligees notice of their right to request a review of a child support order that is determined to be subject to review, notice of any proposed revision of the amount of child support to be paid under the child support order, notice of the procedures for requesting a hearing on any proposed revision of the amount of child support to be paid under a child support order, notice of any administrative hearing to be held on a proposed revision of the amount of child support to be paid under a child support order, at least forty-five days' prior notice of any review of their child support order, and notice that a failure to comply with any request for documents or information to be used in the review of a child support order is contempt of court;	1974 1975 1976 1977 1978 1979 1980 1981 1982 1983 1984 1985 1986
(E) Procedures for obtaining the necessary documents and information necessary to review child support orders and for holding administrative hearings on a proposed revision of the amount of child support to be paid under a child support order;	1987 1988 1989 1990
(F) Procedures for adjusting child support orders in accordance with the basic child support schedule <del>set forth in</del> <u>created pursuant to</u> section 3119.021 of the Revised Code and the applicable worksheet <u>created under rules adopted under</u> <del>in</del> section 3119.022 <del>or 3119.023</del> of the Revised Code, <del>through the</del> <u>line establishing the actual annual obligation</u> ;	1991 1992 1993 1994 1995 1996
(G) Procedures for adjusting the provisions of the child support order governing the health care needs of the child pursuant to sections 3119.29 to 3119.56 of the Revised Code.	1997 1998 1999
<b>Sec. 3119.79.</b> (A) If an obligor or obligee under a child support order requests that the court modify the amount of <u>child</u>	2000 2001

support required to be paid pursuant to the child support order, 2002  
the court shall recalculate the amount of support that would be 2003  
required to be paid under the child support order in accordance 2004  
with the schedule and the applicable worksheet ~~through the line~~ 2005  
~~establishing the actual annual obligation.~~ If that amount as 2006  
recalculated is more than ten per cent greater than or more than 2007  
ten per cent less than the amount of child support required to 2008  
be paid pursuant to the existing child support order, the 2009  
deviation from the recalculated amount that would be required to 2010  
be paid under the schedule and the applicable worksheet shall be 2011  
considered by the court as a change of circumstance substantial 2012  
enough to require a modification of the child support amount. 2013

~~(B) In determining the recalculated support amount that~~ 2014  
~~would be required to be paid under the child support order for~~ 2015  
~~purposes of determining whether that recalculated amount is more~~ 2016  
~~than ten per cent greater than or more than ten per cent less~~ 2017  
~~than the amount of child support required to be paid pursuant to~~ 2018  
~~the existing child support order, the court shall consider, in~~ 2019  
~~addition to all other factors required by law to be considered,~~ 2020  
~~the cost of health insurance the obligor, the obligee, or both~~ 2021  
~~the obligor and the obligee have been ordered to obtain for the~~ 2022  
~~children specified in the order. Additionally, if an obligor or~~ 2023  
~~obligee under a child support order requests that the court~~ 2024  
~~modify the support amount required to be paid pursuant to the~~ 2025  
~~child support order and if~~ If the court determines that the 2026  
~~amount of support does not adequately meet the medical needs of~~ 2027  
~~the child~~ are not being met because of inadequate health 2028  
insurance coverage, the inadequate coverage shall be considered 2029  
by the court as a change of circumstance that is substantial 2030  
enough to require a modification of the ~~amount of the child~~ 2031  
support order. 2032

(C) If the court determines that the amount of child support required to be paid under the child support order should be changed due to a substantial change of circumstances that was not contemplated at the time of the issuance of the original child support order or the last modification of the child support order, the court shall modify the amount of child support required to be paid under the child support order to comply with the schedule and the applicable worksheet ~~through the line establishing the actual annual obligation~~, unless the court determines that ~~the amount~~ those amounts calculated pursuant to the basic child support schedule and pursuant to the applicable worksheet would be unjust or inappropriate and ~~would therefore not be~~ in the best interest of the child and enters in the journal the figure, determination, and findings specified in section 3119.22 of the Revised Code.

**Sec. 3119.89.** (A) Upon receipt of a notice pursuant to section 3119.87 of the Revised Code, the child support enforcement agency administering a child support order, within twenty days after receipt of the notice, shall complete an investigation. The agency administering a child support order may conduct an investigation upon its own initiative if it otherwise has reason to believe that there may be a reason for which the order should terminate. The agency's investigation shall determine the following:

(1) Whether any reason exists for which the order should terminate;

(2) Whether there are other children subject to the order;

(3) Whether the obligor owes any arrearages under the order;

(4) Whether the agency believes it is necessary to 2062  
continue withholding or deduction pursuant to a notice or order 2063  
described in section 3121.03 of the Revised Code for the other 2064  
children or arrearages; 2065

(5) Whether child support amounts paid pursuant to the 2066  
order being investigated should be impounded because 2067  
continuation of receipt and disbursement would lead to an 2068  
overpayment by the obligor. 2069

(B) If the agency, pursuant to the investigation under 2070  
division (A) of this section, determines that other children are 2071  
subject to the child support order and that it is necessary to 2072  
continue withholding or deduction for the other children, the 2073  
agency shall divide the child support amount due annually and 2074  
per month under the order by the number of children who are the 2075  
subject of the order and subtract the amount due for the child 2076  
for whom the order should be terminated from the total child 2077  
support amount due annually and per month. The resulting annual 2078  
and per month child support amount shall be included in the 2079  
results of the agency's investigation as the recommended child 2080  
support amount due annually and monthly under a revised child 2081  
support order. If arrearage amounts are owed, those amounts may 2082  
be included as part of the recommended child support amount. The 2083  
investigation under division (A) of this section shall not 2084  
include a review pursuant to sections 3119.60 to 3119.76 of the 2085  
Revised Code of any other children subject to the child support 2086  
order. 2087

**Sec. 3121.36.** The termination of a court support order or 2088  
administrative child support order does not abate the power of 2089  
any court or child support enforcement agency to collect any 2090  
overdue and unpaid support or arrearage owed under the 2091

terminated support order or the power of the court to punish any 2092  
person for a failure to comply with, or to pay any support as 2093  
ordered in, the terminated support order. The termination does 2094  
not abate the authority of the court or agency to issue any 2095  
notice described in section 3121.03 of the Revised Code or to 2096  
issue any applicable order as described in division (C) or (D) 2097  
of section 3121.03 of the Revised Code to collect any overdue 2098  
and unpaid support or arrearage owed under the terminated 2099  
support order. If a notice is issued pursuant to section 3121.03 2100  
of the Revised Code to collect the overdue and unpaid support or 2101  
arrearage, the amount withheld or deducted from the obligor's 2102  
personal earnings, income, or accounts shall be rebuttably 2103  
presumed to be at least equal to the amount that was withheld or 2104  
deducted under the terminated child support order. A court or 2105  
agency may consider evidence of household expenditures, income 2106  
variables, extraordinary health care issues, and other reasons 2107  
for deviation from the presumed amount. 2108

**Sec. 3123.14.** If a child support order is terminated for 2109  
any reason, the obligor under the child support order is or was 2110  
at any time in default under the support order and, after the 2111  
termination of the order, the obligor owes an arrearage under 2112  
the order, the obligee may make application to the child support 2113  
enforcement agency that administered the child support order 2114  
prior to its termination or had authority to administer the 2115  
child support order to maintain any action or proceeding on 2116  
behalf of the obligee to obtain a judgment, execution of a 2117  
judgment through any available procedure, an order, or other 2118  
relief. If a withholding or deduction notice is issued pursuant 2119  
to section 3121.03 of the Revised Code to collect an arrearage, 2120  
the amount withheld or deducted from the obligor's personal 2121  
earnings, income, or accounts shall be rebuttably presumed to be 2122

at least equal to the amount that was withheld or deducted under 2123  
the terminated child support order. A court or agency 2124  
administering the child support order may consider evidence of 2125  
household expenditures, income variables, extraordinary health 2126  
care issues, and other reasons for deviation from the presumed 2127  
amount. 2128

**Section 2.** That existing sections 3119.01, 3119.02, 2129  
3119.021, 3119.04, 3119.05, 3119.06, 3119.22, 3119.23, 3119.24, 2130  
3119.29, 3119.30, 3119.302, 3119.31, 3119.32, 3119.61, 3119.63, 2131  
3119.76, 3119.79, 3119.89, 3121.36, and 3123.14 and section 2132  
3119.022, 3119.023, and 3119.024 of the Revised Code are hereby 2133  
repealed. 2134