

Seventh Judicial Circuit of Michigan

Genesee County Friend of the Court

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OPTING OUT OF FRIEND OF THE COURT SERVICES

This form is for people who have a domestic relations case (divorce, custody, paternity, child support) and who wish to be exempt or opt out of Friend of the Court services. Carefully read and follow all of the instructions before filling out the form, so that you understand your rights and duties.

The Friend of the Court is required to open and maintain a Friend of the Court case for all domestic relations matters. Opening a Friend of the Court case entails administering and enforcing the obligations of the parties under the court's orders. While the Friend of the Court is required to open a case file in all cases, the parties may refuse Friend of the Court services, or opt out. When parties decide to opt out, they assume full responsibility for the administration and enforcement of the court's orders, and the Friend of the Court may no longer engage in those activities. If a case later becomes a Friend of the Court case, enforcement during the period the case was not a Friend of the Court case remains the responsibility of the parties.

When parties want to opt out of Friend of the Court services, they must file a motion with the Court to request that the Friend of the Court not open a case and enforce. The Court may enter an order granting this request *unless* the Court finds one or more of the following:

1. A party is or was receiving public assistance;
2. Money is due to the State because of past public assistance;
3. One of the parties requests child support services;
4. One of the parties objects to not opening a Friend of the Court case;
5. One of the parties requests services related to spousal support, child custody, parenting time, or other services offered by the Friend of the Court;
6. Evidence of domestic violence or unequal bargaining positions;
7. Evidence that not providing for Friend of the Court services is against the best interest of either a party or a child; or

8. If a Friend of the Court case already exists, it may not be closed if within the past 12 months there is a child support arrearage or a parenting time order violation, or if a party has re-opened a Friend of the Court case within the previous 12 months.

INSTRUCTIONS

The form must be completed in black ink (either typed or printed). Do not use pencil.

Complete the Motion to Opt Out of Friend of the Court Services form as instructed below.

1. Before filling out the form, get a prior court order for custody, divorce, separate maintenance, support, or paternity. Every court order will have a case number and judge. Copy the case number and judge from the prior court order onto the motion form. If this paperwork is being filed with a Complaint, then the clerk's office will provide you with a case number and judge.
2. Also use your court papers to fill in the boxes labeled Plaintiff and Defendant. If the prior court order has you listed as Plaintiff, you should list your name as Plaintiff on the motion form. Include addresses under the Plaintiff's name and the Defendant's name in the labeled boxes. If either party has an attorney, the attorney's information should be listed below the Plaintiff's name and the Defendant's name.
3. Carefully read the Motion to Opt Out of Friend of the Court Services form. You are agreeing that certain information is correct and that you are required to do certain things. This document will be filed with the Court, it is important that you have read and understand the entire document. If you do not understand the document you may need to contact an attorney.
4. On the second page there are two boxes, one next to the letter a and one next to the letter b. Carefully read the paragraph next to each box. One of these boxes must be checked if you wish for the support payments to go through the State Disbursement Unit. If you wish to pay the other party directly, do not check either box. If you wish to pay through the State Disbursement Unit and you have a previously open case, check the box next to the letter a. If you wish to pay through the State Disbursement Unit and you do not have a prior case, check the box next to letter b.
5. Both parties must agree for the Court to enter an Order Exempting From Friend of the Court Services. If both parties agree, then each party should write in today's date on the date line and sign on the signature line.
6. Do not fill out the portion of the form labeled NOTICE OF HEARING.

Complete the Advice of Rights Regarding Use of Friend of the Court Services for, as instructed below.

1. Before filling out the form, get a prior court order for custody, divorce, separate maintenance, support, or paternity. Every court order will have a case number and judge. Copy the case number and judge from the prior court order onto the motion form. If this paperwork is being filed with a Complaint, then the clerk's office will provide you with a case number and judge.
2. Carefully read the Advice of Rights Regarding Use of Friend of the Court Services form. You are agreeing that certain information is correct and that you are required to do certain things. This document will be filed with the Court, it is important that you have read and understand the entire document. If you do not understand the document you may need to contact an attorney.
3. Under the heading, Acknowledgement Regarding Services, there is a box to check if you have read and understand the document and still are choosing not to receive friend of the court services. If you do not want Friend of the Court services and you meet the requirements for opting out of Friend of the Court services, you can check the box.
4. Both parties must type or print their name on the line under the box, if checked. Under the line where the parties have typed or printed their name, each party must sign and put the date of their signature. Both parties must sign to file this document with the Court.

File the motion and obtain a hearing date.

1. Take the original Motion to Opt Out of Friend of the Court Services form and the Advice of Rights Regarding Use of Friend of the Court Services and five copies of each document to the Clerk's Office. The fee to file the motion is \$20.00. If you cannot afford to pay the motion fee, ask the clerk for an Affidavit and Order, Suspension of Fees/Costs.
2. The clerk will fill in a hearing date and time on the original and will make 4 copies of the motion form and advice of rights. The clerk will place the original in the court's file. They will collect the filing fees and return copies of the motion to you.
3. The clerk will send a copy of the original to the Friend of the Court.
4. Keep one copy of the form motion and advice of rights for yourself.
5. Send one copy of the form motion and advice of rights to the other party.
6. Complete and file the certificate of mailing as instructed below.

Complete the Certificate of Mailing

1. The other party must be served with the motion and hearing date at least 9 days before the hearing date.

2. Have a friend or family member over the age of 18 mail a copy of the Motion/Stipulation For Transferring Case to the other party making sure your return address is on the envelope.
3. After that person mails the documents, have them fill in the date they mailed it and sign their name in the section labeled CERTIFICATE OF MAILING on the two copies of the motion you have left.
4. Return to the clerk's office with both completed photocopies of the motion form. The clerk will keep one copy with the filled out certificate of mailing for the court's file and will return the other copy to you with a true copy stamp. Keep the true copy you receive.

Attend the Hearing

1. You have received the date and time of your hearing from the clerk's office – BOTH PARTIES MUST ATTEND THE HEARING. This is a stipulation, both parties must indicate that they agree to opt out of Friend of the Court services.
2. Keep the original of the Order Exempting Case from Friend of the Court Services and take the Order to your Court hearing. Bring at least three copies of your Order Exempting Case from Friend of the Court Services.
3. Every court order will have a case number and judge. Copy the case number and judge from the prior court order onto the order. Also use your court papers to fill in the boxes labeled Plaintiff and Defendant. Do not fill out the rest of the Order before the hearing. The Judge or the Judge's staff will fill out the Order after the Judge has decided the motion.
4. Also take any copies you have of your motion form and the advice of rights.
5. Prior to your hearing, make a list of information you think is important for the referee or judge to know. The information should relate to the issue in your motion. For this motion, relevant information would be that both parties agree and are not receiving any form of public assistance (Medicaid, food stamps, or TANF – cash assistance).
6. Remember, because you are representing yourself, you are expected to conduct yourself as an attorney would and follow the same general rules an attorney would.
7. Attend your hearing. Be timely for your hearing. When your case is called be respectful and prepared. Dress appropriately for your hearing. Do not bring your children with you to the hearing.
8. Let the Judge or Referee know that you have a proposed order.
9. The Court decides whether the order is granted.
10. If your request to Opt Out of Friend of the Court Services is granted the Order must be filed with the Clerk's Office on the 2nd floor of the Courthouse.

Entering your Child Support Order

1. Even if you are not using Friend of the Court services, your child support order must use a document called a Uniform Child Support Order.
2. The Friend of the Court has a packet for explaining how to file an order for child support and how to use a Uniform Child Support Order with No Friend of the Court Services. These forms are also available online at the Genesee County Friend of the Court website and the State Court Administrative Office's website.
3. Get a packet and follow the directions and instructions for using Uniform Child Support Orders.
4. If you still wish to be exempt from Friend of the Court services, make sure to use the Uniform Child Support Order, No Friend of the Court Services.
5. If you have not filed your Order Exempting From Friend of the Court Services you cannot use the Uniform Child Support Order, No Friend of the Court Services.

STATE OF MICHIGAN JUDICIAL CIRCUIT COUNTY	ADVICE OF RIGHTS REGARDING USE OF FRIEND OF THE COURT SERVICES (PAGE 1)	CASE NO.
Friend of the court address		Telephone no.

1. Right to Refuse Friend of the Court Services

- a. You have the right to refuse friend of the court services for custody, parenting time, and support. To decline friend of the court services, you must file with the court a motion requesting that friend of the court services not be required. You must attach a signed copy of this advice of rights to the motion. The court will grant the motion provided both parties agree and have signed this advice of rights and it determines that all the following are true.
 - 1) Under MCL 552.505a, neither of you receives or has received public assistance or requests friend of the court services.
 - 2) There is no evidence of domestic violence or of an uneven bargaining position between you.
 - 3) The court finds that declining to receive friend of the court services is not against the best interests of a child.
- b. If you already have a friend of the court case, you can file a motion to discontinue friend of the court services provided both parties agree and have signed this advice of rights and the court finds that all the following are true.
 - 1) Neither of you receives public assistance or requests friend of the court services.
 - 2) There is no evidence of domestic violence or an uneven bargaining position between you.
 - 3) The court finds that declining to receive friend of the court services is not against the best interests of a child.
 - 4) No money is due the governmental entity because of past public assistance.
 - 5) No arrearage or violation of a custody or parenting-time order has occurred in the last 12 months.
 - 6) Neither of you has reopened a friend of the court case in the last 12 months.

2. Friend of the Court Services (you will not receive these services if you choose not to use the friend of the court)**a. Accounting Services**

Friends of the court must collect support and disburse it within 48 hours. Friend of the court accounting services include:

- 1) friend of the court accounting for payments received and sent,
- 2) adjustments of support for parenting time or other credits,
- and 3) annual statements of accounts, if requested.

b. Support Enforcement Services

The friend of the court must begin to enforce support when one month of support is overdue. For friend of the court cases, child-support enforcement services include:

- paying support out of tax refunds.
- asking the court to order the nonpaying party to come to court to explain the failure to pay.
- having unpaid support paid out of property the payer owns.
- reporting support arrearage to a consumer reporting agency or requesting that the payer's license(s) be suspended.
- collecting support by an income withholding order.

If you choose not to receive friend of the court services, any existing income withholding source will be notified that the friend of the court is no longer responsible for income withholding. **The parties will be solely responsible for stopping or changing income withholding as the law allows.** The friend of the court will stop any unfinished collection actions.

c. Medical Support Enforcement Services

The friend of the court is required to recommend how the parents divide health-care expenses and to take action to collect the amounts that a parent fails or refuses to pay. When a parent is required to insure the children, the friend of the court is authorized to instruct an employer to enroll the children in an insurance plan when the parent fails or refuses to do so.

d. Support Review and Modification Services

Once every three years, persons with friend of the court cases may request the friend of the court to review the support amount. After completing the review, the friend of the court must file a motion to raise or lower support, or inform the parties that it recommends no change. It must also review support when changed circumstances lead it to believe that support should be modified.

e. Custody and Parenting-Time Investigation Services

For disputes about custody or parenting time in friend of the court cases, the friend of the court sometimes must investigate and provide reports to the parties and the court.

f. Mediation Services

Friend of the court offices must provide mediation services to help parties with friend of the court cases settle custody and parenting-time disputes.

g. Custody and Parenting-Time Enforcement Services

For friend of the court cases, the friend of the court must enforce custody and parenting time when a party complains that it is violated. Child-custody and parenting-time enforcement services include:

(See page 2)

STATE OF MICHIGAN JUDICIAL CIRCUIT COUNTY	ADVICE OF RIGHTS REGARDING USE OF FRIEND OF THE COURT SERVICES (PAGE 2)	CASE NO.
Friend of the court address		Telephone no.

2. Friend of the Court Services (you will not receive these services if you choose not to use the friend of the court)
(continued from page 1)

g. Custody and Parenting-Time Enforcement Services (continued from page 1)

- asking the court to order the noncooperating party to come to court to explain the failure to obey the parenting-time order.
- suspending the licenses of individuals who deny parenting time.
- awarding makeup parenting time.
- joint meetings to resolve complaints.

3. Michigan State Disbursement Unit and IV-D Services

a. Michigan State Disbursement Unit (MiSDU)

If you choose not to receive friend of the court services, you may continue to make and receive child support payments through MiSDU. MiSDU will keep track of the amount paid and sent out. However, MiSDU cannot provide you with all the accounting functions the friend of the court provides. All payments made through MiSDU must be distributed according to the amounts due as required by federal law. When a payer has more than one case, federal law determines how a payment is divided among the cases. **Even if you choose not to receive friend of the court services, payments through MiSDU must be divided among all a payer's cases and distributed in the same manner as payments on friend of the court cases. You cannot discontinue friend of the court services if you want to use MiSDU unless you first provide to MiSDU all the information that MiSDU needs to set up an account.**

b. Your Rights Under Title IV-D of the Social Security Act

Title IV-D of the Social Security Act provides federal government resources to collect child support and it allows certain funding to be used for parenting-time and custody services. In Michigan, critical Title IV-D services are delivered by the friend of the court. **If you choose not to receive friend of the court services, you cannot receive most Title IV-D services.**

4. Public Assistance

Receipt of public assistance means receipt of any of the following benefits: cash assistance, medical assistance, food assistance, foster care, and/or child care.

ACKNOWLEDGMENT REGARDING SERVICES

Check below only if you do not want to receive friend of the court services. Then date, print name, and sign.

I have read this advice of rights and I understand the friend of the court services I am entitled to receive.

- ☐ I acknowledge that by signing below **I am choosing not to receive** any friend of the court services. I understand that before this choice can take effect, a motion requesting this choice and the other party's agreement must be filed with the court for approval. I also understand that the court may deny this choice if certain conditions are not met as stated in this advice of rights.

Name (type or print)

Name (type or print)

Signature

Date

Signature

Date

If you did not check the above box, you are choosing to receive friend of the court services. **For the most effective friend of the court services**, you can request Title IV-D services by dating and signing below.

I request Title IV-D services through the friend of the court office.

Date

Signature

**STATE OF MICHIGAN
JUDICIAL CIRCUIT
COUNTY****ORDER EXEMPTING CASE FROM
FRIEND OF THE COURT SERVICES
(PAGE 1)****CASE NO.**

Court address

Telephone no.

Plaintiff's name, address, and telephone no.

Defendant's name, address, and telephone no.

v

Attorney:

Attorney:

Date of hearing: _____ Judge: _____ Bar no.

THE COURT FINDS:

1. There is no evidence of domestic violence or of an unequal bargaining position between the parties to the case.
2. Granting the parties the relief they have requested would not be against the best interests of any child in the case.
3. The parties have filed executed copies of a form advising them of services they will not receive if their motion is granted.
4. Neither party receives public assistance.
5. No money is due the governmental entity because of past public assistance in the case.
6. No arrearage or custody or parenting-time order violation has occurred in the last 12 months in this case.
7. Neither party has reopened a friend of the court case in the last 12 months.

- ☐ 8. The parties do not want Title IV-D services and have requested that any existing Title IV-D case be closed. (Note: This box should be checked unless exceptional circumstances exist that entitle the Title IV-D case to remain open.)

IT IS ORDERED:

9. Subject to the provisions of item 14 below, this case is not a friend of the court case.
- ☐ 10. This case is not a Title IV-D case. (Note: This box should be checked if item 8 has been checked.)
11. The friend of the court shall not be involved in the enforcement, investigation, or accounting functions for custody, parenting time, or support in this case.
12. The parties are responsible for all enforcement and accounting functions for custody, parenting time, or support in this case.
13. Except as indicated below, there is no income withholding in this case, support will be paid directly by the payer to the payee, and the friend of the court shall terminate any existing income withholding. Should this case become a friend of the court case, the payer must keep the friend of the court advised of the name and address of the payer's source of income and any health-care coverage that is available to the payer as a benefit of employment or that the payer maintains, including the name of the insurance company, health-care organization, or health maintenance organization; the policy, certificate, or contract number; and the names and birth dates of the persons for whose benefit the payer maintains the coverage.
 - ☐ a. Child support shall be paid through the Michigan State Disbursement Unit (MiSDU) by income withholding to the extent allowed by statutes and court rules; however, the friend of the court is not responsible for income withholding. The friend of the court shall notify the employer that it is no longer involved in the case and that any further information concerning income withholding will be provided by the parties.

(See page 2 for the remainder of the order.)

**STATE OF MICHIGAN
JUDICIAL CIRCUIT
COUNTY****ORDER EXEMPTING CASE FROM
FRIEND OF THE COURT SERVICES
(PAGE 2)****CASE NO.**

Court address

Telephone no.

Plaintiff's name

v

Defendant's name

13. (continued)

☐ b. Child support shall be paid through MiSDU by the payer.

14. If child support payments are to be made through MiSDU by income withholding or otherwise, the friend of the court shall not close the friend of the court case until MiSDU notifies the friend of the court that it has been provided with the information necessary to process the child-support payments. There will be no accounting for support that is not paid through MiSDU.

15. The friend of the court shall open a friend of the court case if a party applies for or receives public assistance, a child is placed in foster care, or either party submits to the friend of the court a written request to reopen the friend of the court case. If this case becomes a friend of the court case for any reason, the following provisions shall apply.

- a. The parties must cooperate fully with the friend of the court in establishing the case as a friend of the court case.
- b. The parties must provide copies of all orders in their case to the friend of the court.
- c. The parties must supply any documents that a party to a friend of the court case is required to supply if they have not already done so.
- d. The friend of the court is not responsible for determining any support arrearage that is not indicated by payment made through MiSDU.
- e. Support is payable through MiSDU effective the date the case becomes a friend of the court case.
- f. The friend of the court may prepare and submit, ex parte, a uniform support order that contains all the statutory requirements of a Michigan support order as long as the order does not contradict the existing support order.
- g. At the request of the friend of the court, the parties shall complete a Verified Statement and Application for Title IV-D Services.

Date

Judge

CERTIFICATE OF MAILING

I certify that on this date I served a copy of this order on the parties or their attorneys by first-class mail addressed to their last-known addresses as defined in MCR 3.203.

Date

Signature

STATE OF MICHIGAN 7 TH JUDICIAL CIRCUIT GENESEE COUNTY	MOTION TO OPT OUT OF FRIEND OF THE COURT SERVICES	CASE NO.
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PLAINTIFF'S NAME AND ADDRESS
Plaintiff's attorney, bar no., address & telephone no.

DEFENDANT'S NAME AND ADDRESS
Defendant's attorney, bar no., address & telephone no.

WE STATE:

1. There is not domestic violence or unequal bargaining position between the parties involved in this case.
2. Granting the relief we request would be in the best interests of any child in the case.
3. We have filed executed copies of a form advising us of the services we will not receive if this motion is granted.
4. Neither party receives public assistance for a child in the case.
5. No money is due the state because of past public assistance for a child in the case.
6. No arrearage or custody or parenting time order violation has occurred in the last 12 months in this case.
7. Neither party to this case has reopened a friend of the court case in the last 12 months.
8. We do not want IV-D services and have requested that any existing IV-D case be closed.
9. We agree that the friend of the court shall open a friend of the court case if a party applies for public assistance relating to a child of the parties or either party submits to the friend of the court a written request to reopen the friend of the court case.

We agree, if this case becomes a friend of the court case for any reason, the following requirements will apply:

1. We must cooperate fully with the friend of the court in establishing the case as a friend of the court case.
2. We must provide copies of all orders in the case to the friend of the court.
3. We must supply any documents that a party to a friend of the court case is required to supply if we have not already done so.
4. The friend of the court is not responsible for determining any support arrearage that is not indicated by payment made through the SDU.
5. Support is payable through the friend of the court effective the date the case becomes a friend of the court case.
6. The friend of the court may prepare and submit, ex parte, a support order that contains all the statutory requirements of a Michigan support order as long as the order does not contradict the existing support order.

7. If any dispute arises between us concerning child support, custody, parenting time or change of domicile that was not paid through the Friend of the Court, the issue will be submitted to private mediation, or upon our consent, binding arbitration, and the cost will be equally divided us. For those parties opting out of Friend of the Court, mediation and arbitration services through the Friend of the Court will not be available to them.

8. We must keep accurate records regarding the direct payment of child support that is paid outside of the Friend of the Court or the State Disbursement Unit. The failure of either party to keep accurate records shall constitute a waiver of that party's right to claim any arrearage or credit regarding the child support account.

THEREFORE, we request the court enter an order as follows:

1. Allowing us to opt out of Friend of the Court services.
 2. Exempting this case from friend of the court enforcement, investigation, or accounting functions for custody, parenting time, or support.
 3. Except where indicated below, no income withholding shall issue in this case. Support will be paid directly by the payer to the payee, and the friend of the court shall terminate any existing income withholding.
- 0 a. Support shall be paid through the State Disbursement Unit (SDU) on a case previously open with the FOC. Support shall be paid by income withholding to the extent allowed by statutes and court rules, however, the friend of the court is not responsible for the income withholding. The friend of the court shall notify the employer that it is no longer involved in the case and that any further information concerning income withholding will be provided by the parties.
- 0 b. Support shall be paid through the SDU on a new case with no prior FOC involvement. If support payments are to be made through the SDU by income withholding or otherwise, the friend of the court shall not close the friend of the court case until the SDU notifies the friend of the court that it has been provided with the information necessary to process the child support payments. There will be no accounting for support that is not paid through the SDU.

We declare that the above statements are true to the best of my information, knowledge, and belief.

Date: _____

Signature

Date: _____

Signature

NOTICE OF HEARING

A hearing will be held on the above petition on _____ at _____ at 900 S. Saginaw St. Flint, Michigan 48502 before Judge _____ or Referee _____.

CERTIFICATE OF MAILING

I certify that on this date I mailed a copy of this petition and order to the parties by ordinary mail addressed to their last known address at least nine (9) days prior to the date of the hearing.

Date: _____

Signature

**STATE OF MICHIGAN
JUDICIAL CIRCUIT
COUNTY****UNIFORM CHILD SUPPORT ORDER,
NO FRIEND OF COURT SERVICES (PAGE 1)**
☐ EX PARTE ☐ TEMPORARY ☐ MODIFICATION ☐ FINAL**CASE NO.****Court address****Court telephone no.**

Plaintiff's name, address, and telephone no.

Defendant's name, address, and telephone no.

v

Plaintiff's attorney name, bar no., address, and telephone no.

Defendant's attorney name, bar no., address, and telephone no.

Plaintiff's source of income name, address, and telephone no.

Defendant's source of income name, address, and telephone no.

This order is entered ☐ after hearing. ☐ on stipulation/consent of the parties.

An order exempting this case from friend of the court services was entered on _____.

(NOTE: If there is no order exempting this case from friend of the court services, form FOC 10/52 must be used.)

IT IS ORDERED, unless otherwise ordered in item 8 or 9: ☐ Standard provisions have been modified (see item 8 or 9).**1. The children who are supported under this order and the payer and payee are:**

Payer:		Payee:	
Children's names, birthdates, and annual overnights with payer:			
Children's names	Date of birth	Overnights	

Effective _____, the payer shall pay a monthly child support obligation for the children named above.

Children supported:	1 child	2 children	3 children	4 children	5 or more children
Base support: (includes support plus or minus premium adjustment for health-care insurance)					
Support:	\$	\$	\$	\$	\$
Premium adjust.	\$	\$	\$	\$	\$
Subtotal:	\$	\$	\$	\$	\$
Ordinary medical:	\$	\$	\$	\$	\$
Child care:	\$	\$	\$	\$	\$
Other:	\$	\$	\$	\$	\$
SS benefit credit:	\$	\$	\$	\$	\$
Total:	\$	\$	\$	\$	\$

☐ Support was reduced because payer's income was reduced.

(Continued on page 2)

STATE OF MICHIGAN
JUDICIAL CIRCUIT
COUNTYUNIFORM CHILD SUPPORT ORDER,
NO FRIEND OF COURT SERVICES (PAGE 2)
☐ EX PARTE ☐ TEMPORARY ☐ MODIFICATION ☐ FINAL

CASE NO.

Court address

Court telephone no.

Plaintiff's name

v

Defendant's name

1. **Item 1** (continued).

Uninsured Health-Care Expenses. All uninsured health-care expenses exceeding the annual ordinary medical amount will be paid _____% by the plaintiff and _____% by the defendant. Uninsured expenses exceeding the annual ordinary medical amount for the year they are incurred that are not paid within 28 days of a written payment request may be enforced by the friend of the court. The annual ordinary medical amount is _____.

Obligation Ends. Except for child care, or as otherwise ordered, support obligations for each child end on the last day of the month the child turns age 18. The child-care obligation for each child ends August 31 following the child's 12th birthday. The parties must notify each other of changes in child-care expenses and must additionally notify the friend of the court if the changes end those expenses.

- ☐ **Post-majority Support:** The following children will be attending high school on a full-time basis after turning 18 years of age. Therefore, the support obligation for each specific child ends on the last day of the month as follows, except in no case may it extend beyond the time the child reaches 19 years and 6 months of age: (Specify name of child and date obligation ends.)

2. **Insurance.** For the benefit of the children, the ☐ plaintiff ☐ defendant shall maintain health-care coverage through an insurer (as defined in MCL 552.602) that includes payment for hospital, dental, optical, and other health-care expenses when that coverage is available at a reasonable cost, including coverage available as a benefit of employment or under an individual policy
- ☐ up to a maximum of \$ _____ for plaintiff. ☐ up to a maximum of \$ _____ for defendant.
- ☐ not to exceed 5% of the plaintiff's/defendant's gross income.

- ☐ 3. **Qualified Medical Support Order.** This order is a qualified medical support order with immediate effect pursuant to 29 USC 1169. Further details, as prescribed by 29 USC 1169(a)(3), are stated in item 9.

4. **Retroactive Modification and Liens for Unpaid Support.** Except as provided by MCL 552.603, support is a judgment the date it is due and is not modifiable retroactively. Unpaid support is a lien by operation of law and the payer's property can be encumbered or seized if an arrearage accrues in an amount greater than the periodic support payments payable for two months under the payer's support order.

5. **Change of Address, Employment Status, Health Insurance.** Both parties shall notify each other in writing, within 21 days of any change in: a) their mailing and residential addresses and telephone numbers; b) the names, addresses, and telephone numbers of their sources of income; c) their health-maintenance or insurance companies, insurance coverage, persons insured, or contract numbers; d) their occupational or drivers' licenses; and e) their social security numbers unless exempt by law pursuant to MCL 552.603.

6. **Foster-Care Assignment.** When a child is placed in foster care, that child's support is assigned to the Department of Human Services while under the state's jurisdiction and to the funding county while placed in a county-funded program.

7. **Prior Orders.** This order supersedes all prior child support orders and all continuing provisions are restated in this order. Past-due amounts owed under any prior support order in this case are preserved.

- ☐ 8. **Michigan Child Support Formula Deviation** The support provisions ordered do not follow the Michigan Child Support Formula. The attached deviation addendum (FOC 10d) provides the basis for deviation and the required findings by the court.

(Continued on page 3)

Approved, SCAO

Original - Court
1st copy - Plaintiff

2nd copy - Defendant
3rd copy - Friend of the court

**STATE OF MICHIGAN
JUDICIAL CIRCUIT
COUNTY**

**UNIFORM CHILD SUPPORT ORDER,
NO FRIEND OF COURT SERVICES (PAGE 3)**

☐ EX PARTE ☐ TEMPORARY ☐ MODIFICATION ☐ FINAL

CASE NO.

Court address

Court telephone no.

Plaintiff's name

v

Defendant's name

☐ 9. **Other:** (Attach separate sheets as needed.)

Plaintiff (if consent/stipulation)

Date

Defendant (if consent/stipulation)

Date

Plaintiff's attorney

Date

Defendant's attorney

Date

Prepared by:

Name (type or print)

Date

Judge

Bar no.

CERTIFICATE OF MAILING

I certify that on this date I served a copy of this order on the parties or their attorneys by first-class mail addressed to their last-known addresses as defined in MCR 3.203. ☐ I certify that I also served the Deviation Addendum (FOC 10d) with the order.

Date

Signature

COURT USE ONLY