Volume 1

CHAPTER 1. CURRENT STATUS OF SUPPORT DETERMINATION

I. INTRODUCTION

- § 1:1 In general
- § 1:2 How to use this book

II. RECENT DEVELOPMENTS

- § 1:3 The importance of child and spousal support
- § 1:4 Living arrangements of children
- § 1:5 Poverty by status of families
- § 1:6 Families and subfamilies by living arrangements by employment status of parents
- § 1:7 Household income
- § 1:8 Health insurance coverage status and type by living arrangement
- § 1:9 Legislative and judicial responses
- § 1:10 —Ramifications of artificial insemination
- § 1:11 Collaborative law legislation

III. APPLICATION OF ECONOMICS TO SUPPORT DETERMINATION

- § 1:12 Spousal support
- § 1:13 Child support

IV. NONTRADITIONAL FAMILIES

- § 1:14 In general
- § 1:15 Support for cohabitants
- § 1:16 Child support in nontraditional families

CHAPTER 2. BASIC TOOLS FOR SUPPORT DETERMINATION

I. INTRODUCTION

§ 2:1	In general
§ 2:2	Evidentiary use of forms
§ 2:3	Checklist for drafting prenuptial agreement
$\S 2:4$	Checklist of matters to be considered when
	drafting separation agreement with provisions for
	alimony and support
§ 2:5	Issues pertaining to contracts for child support
§ 2:6	—Consideration
§ 2:7	Agreements (pre-marital and otherwise) and
	stipulations relating to alimony

II. CLIENT INTERVIEW CHECKLIST

§ 2:8	In general
§ 2:9	Family history and household composition
§ 2:10	Children of the marriage
§ 2:11	Educational history
§ 2:12	Employment history and career development
§ 2:13	—Employment history and status
§ 2:14	—Career development during the marriage
§ 2:15	Spouses' physical and emotional/mental health
§ 2:16	Child custody
§ 2:17	Visitation of children
§ 2:18	Current financial condition
§ 2:19	—Major assets and liabilities
§ 2:20	—Current income sources
§ 2:21	—Premarital agreements
§ 2:22	—Client interview checklist
§ 2:23	Considerations for immediate action
§ 2:24	—Temporary child custody
§ 2:25	—Temporary child and spousal support
§ 2:26	—Occupation of family home
§ 2:27	—Credit cards and charge accounts
§ 2:28	—Payment of bills
§ 2:29	—Maintenance of insurance
§ 2:30	-Maintenance of joint checking/savings accounts
§ 2:31	—Tax consequences of separation
§ 2:32	—Wills

§ 2:33 —Restraining order regarding domestic violence
 § 2:34 —Restraining order regarding transfer or concealment of assets

III. CLIENT INFORMATION WORKSHEETS

- § 2:35 In general
- § 2:36 Marital timeline
- § 2:37 —Sample form
- § 2:38 Projected monthly expenses
- § 2:39 —Sample form
- § 2:40 Projected housing expenses
- § 2:41 Estimated direct cost of staying in the family home
- § 2:42 Estimated proceeds from sale of house
- § 2:43 Estimated cost of purchasing alternate dwelling
- § 2:44 Estimated direct monthly cost of renting
- § 2:45 Current monthly income
- § 2:46 —Sample form
- § 2:47 Assets and liabilities
- § 2:48 —Sample form
- § 2:49 Sample letter to client explaining worksheets

IV. USE OF EXPERTS FOR SUPPORT DETERMINATION

- § 2:50 In general
- § 2:51 Family economists
- § 2:52 Financial analysts
- § 2:53 Vocational training counselors
- § 2:54 Health care professionals
- § 2:55 Checklist on experts—Vocational expert
- § 2:56 —Forensic accountant
- § 2:57 Resources for locating experts

V. OTHER RESOURCES FOR SUPPORT DETERMINATION

- § 2:58 In general
- § 2:59 Government documents and public data sources
- § 2:60 Resources on university and college campuses
- § 2:61 Employment and career information centers
- § 2:62 Computer resources for support determination

VI. MEDIATION AND ARBITRATION SUPPORT ISSUES

§ 2:63	In general
§ 2:64	Mediation and arbitration resources
§ 2:65	Mediation and arbitration of support issues
§ 2:66	Selecting mediators and arbitrators
$\S 2:67$	Strengths and weaknesses of marital mediation
§ 2:68	Model standards of practice for family and
	divorce mediation
	T07350
VII.	FORMS
§ 2:69	Separation agreement—Spousal support
§ 2:70	——Spouse employed
$\S 2:71$	— —Child support
§ 2:72	Particular provisions—Alimony payments
	nondischargeable in bankruptcy
§ 2:73	— Retirement benefits—Apportionment
	between parties on receipt
$\S 2:74$	————Mutual waivers with transfer of certain
	IRA assets to other spouse
$\S 2:75$	————Mutual waivers regarding separately
	titled assets and transfer of joint assets to one
	spouse
§ 2:76	———Waiver and reservation of rights
§ 2:77	————Distribution of profit sharing plan with
	rollover
§ 2:78	————Distribution of pension with qualified
0.70	domestic relations order
§ 2:79	——Payment of percentage of spouse's annual gross income
§ 2:80	——Payment of spouse's future medical expenses
§ 2:81	— Provision governing security for support
§ 2:82	———Agreement to create trust for support
ş 2.02	payments
§ 2:83	—Modification of alimony
§ 2:84	——Another form
§ 2:85	—Termination of alimony
§ 2:86	—Termination of child support
§ 2:87	Uniform support petition
§ 2:88	Order/Notice to withhold income for child support
。 .00	(with instructions)
§ 2:89	National medical support notice to withhold for
	health care coverage

§ 2:90	Genera	al testimony
$\S 2:91$	Child s	support locate request
§ 2:92	Child s	support enforcement transmittal #1—Initial est
§ 2:93		support enforcement transmittal #2— equent actions
§ 2:94		support enforcement transmittal #3— est for assistance/discovery
$\S 2:95$	Admin	istrative subpoena
§ 2:96	Notice	of determination of controlling order
$\S 2:97$	Notice	of lien form (with instructions)
§ 2:98	Compl	aint for mandamus
§ 2:99	Income	e withholding for support
Appendi	ix 2A.	State/Employer Contact and Program Information—State Income Withholding
Appendi	ix 2B.	State/Employer Contact and Program Information—State Lump Sum
Appendix 2C.		Income Withholding—What Employers Should Know
Appendi	ix 2D. [[Reserved]
Appendi	ix 2E.	State Medical Support Contact and Program Information
Appendi	ix 2F.	State Contact and Program Information Regarding State New Hire Reporting

CHAPTER 3. SPOUSAL SUPPORT DETERMINATION

I. INTRODUCTION

§ 3:1	In general
§ 3:2	State laws regarding property division
§ 3:3	State laws regarding alimony/spousal support
§ 3:4	Divorce judgment
§ 3:5	Definition of economic terms
§ 3:6	—Imputing income
§ 3:7	—Net or disposable income
§ 3:8	—Inflation
§ 3:9	—Annual consumer price index (CPI)
§ 3:10	—Present value
§ 3:11	—Opportunity cost

§ 3:12 § 3:13	
II. I	DEMOGRAPHICS OF MARRIAGE
§ 3:14 § 3:15	In general Remarriage and blended families
III.	HEALTH OF THE PARTIES
§ 3:16 § 3:17 § 3:18	—Cases awarding support due to claimed
§ 3:19	physical status of obligee —Cases not awarding support based on physical status of obligee
§ 3:20	Mental/emotional health
IV.	CONTRIBUTIONS TO FAMILY WELL-BEING
\$ 3:21 \$ 3:22 \$ 3:23 \$ 3:24 \$ 3:25 \$ 3:26 \$ 3:27 \$ 3:28 \$ 3:29 \$ 3:30 \$ 3:31 \$ 3:32	In general Homemaker's nonmonetary contributions Opportunity cost Opportunity cost valuation of homemaker's services Summary opportunity cost valuation of homemaker's services Replacement cost Losses in earnings due to interruptions in employment Replacement cost valuation of homemaker's services Summary replacement cost valuation of homemaker's services Wage earner's contributions Care of children —Homeschooling
v. C	AREER DEVELOPMENT
\$ 3:33 \$ 3:34 \$ 3:35 \$ 3:36 \$ 3:37	In general Relative educational and occupational levels —Contributions to enhanced earning capacity — —Illustrations —Age earnings profiles

§ 3:38	—Costs of education/training
§ 3:39	—Summary costs of education/training all years
§ 3:40	—Depreciation of homemaker's human capital
§ 3:41	—Summary of enhanced or depreciated earning
5	capacity during marriage
§ 3:42	—Alternative methods of quantification
§ 3:43	Current occupational/vocational skills
§ 3:44	Future career prospects and goals
§ 3:45	Education/vocational assessment
VI. I	PARTIES' NEEDS AND RESOURCES
§ 3:46	In general
§ 3:47	Parties' relative needs
§ 3:48	—Case illustrations
§ 3:49	Annual average income and expenditures of U.S. families
§ 3:50	Average expenditures of all consumer units
§ 3:51	Cost of food at home estimated for food plans at
	four cost levels
§ 3:52	Predivorce standard of living
§ 3:53	—Examples
§ 3:54	Resources available for support
§ 3:55	—Income of parties
§ 3:56	— — Overtime
§ 3:57	— —Bonuses
§ 3:58	—Income of closely held corporation
§ 3:59	—Income of parties—Pension, retirement, or
	government benefits
§ 3:60	——Tax refunds
§ 3:61	——Gifts
§ 3:62	— —Imputing income
§ 3:63	— — Proper application of imputing income
§ 3:64	———Error in imputing or failing to impute
	income, or assistance that should not be imputed
§ 3:65	— — —Investment assets
§ 3:66	— — Putting obligor's income below poverty line
§ 3:67	—2023 poverty income guidelines
§ 3:68	—Contribution of wives' earnings to family
•	income
§ 3:69	—Employment status of mothers with children
	under 3 years old
8 3.70	—Assets available for support

§ 3:71 ——Illustrations

VII. OTHER SPOUSAL SUPPORT CONSIDERATIONS

§ 3:72	In general
§ 3:73	Antenuptial agreements
§ 3:74	Separation agreements—In general
§ 3:75	—Agreements found to be ambiguous
§ 3:76	—Court interpreting agreements
§ 3:77	Marital misconduct
§ 3:78	—Domestic violence
§ 3:79	Tax consequences of support
§ 3:80	Securing alimony by insurance
§ 3:81	Other factors deemed relevant and proper
§ 3:82	—Division of property
§ 3:83	——"Double dipping"
§ 3:84	—Conduct
§ 3:85	—Economic abuse
§ 3:86	—Credits
§ 3:87	—Spouse's obligation under Immigration and Nationality Act
§ 3:88	Temporary support (including bridge the gap)
§ 3:89	—Modification
§ 3:90	Temporary support—Illustrations where support warranted
§ 3:91	—Illustrations where support not warranted
§ 3:92	—Illustrations of court error in addressing support issue
§ 3:93	Rehabilitative alimony
§ 3:94	—Illustrations where award proper
§ 3:95	—Illustrations of errors in award
§ 3:96	—Illustrations where denial appropriate
§ 3:97	Compensatory spousal support
§ 3:98	Permanent alimony
§ 3:99	—Length of marriage factor
§ 3:100	—Duration
§ 3:101	— — Obligor's retirement
§ 3:102	—Examples of decisions to award permanent
5	alimony
§ 3:103	—Examples of errors in award or in failing to award
§ 3:104	Lump-sum alimony

§ 3:105	Life insurance to satisfy payment of alimony obligations that survive payor's death; other forms of security for an obligor's current or delinquent support obligations
§ 3:106	Life insurance as alimony
§ 3:107	Medical insurance
§ 3:108	Use of marital home
§ 3:109	Miscellaneous
VIII.	SPOUSAL SUPPORT PRACTICE
§ 3:110	In general
§ 3:111	Support calculation
§ 3:112	—Value of homemaker's services
§ 3:113	—Costs of education and training
§ 3:114	—Spouses' enhanced or depreciated earning capacities
§ 3:115	—Educational/vocational rehabilitation
§ 3:116	—Spousal support schedules and guidelines
§ 3:117	Support payment structure
§ 3:118	Summary of spousal support factors— State-by-state

CHAPTER 4. CHILD SUPPORT DETERMINATION

§ 3:120 How to present and defend a maintenance case

I. INTRODUCTION

§ 3:121 Case illustrations

§ 3:119 Practical courtroom tips

§ 4:1	In general
§ 4:2	Liability for child conceived by criminal sexual conduct
§ 4:3	Paternity/parentage as essential prerequisite to support obligation
§ 4:4	Paternity as essential prerequisite to support obligation—Assisted reproduction issues
$\S 4:5$	—In loco parentis; paternity by estoppel
§ 4:6	Termination of parental rights
§ 4:7	Premarital agreements
§ 4:8	Contracts relating to support
§ 4:9	—Cases upholding agreements
§ 4:10	Waiver of support

§ 4:11 § 4:12	Laches Checklist of matters to be considered when drafting separation agreement with provisions for custody and support of children
§ 4:13	Form of payment
§ 4:14	Grandparents' paying support
§ 4:15	Child support judgment or decree

II. CURRENT PROBLEMS

§ 4:16 In general

III. CHILD SUPPORT GUIDELINES

In general
—Standing
—Need to make initial finding
The "income shares" model
The "percentage of income" model
The Melson Formula
Separation agreements
Minnesota's Hortis/Valento formula
Practice under child support guidelines
—Calculation of gross/net income
— Exclusions from gross/net income
——Self-employed
——Bonuses
— — Rental income
——Contributions of parent's cohabitant
— —Income averaging
— —Inheritances
—Calculation of gross/net income—Gifts
—Calculation of gross/net income—Stock and stock options
— — — Illustrations
—Calculation of gross/net income—Corporate ownership, distributions
—Calculation of gross/net income—Capital gains
— Life insurance death benefits
——Alimony as "income"
— —Imputing income
— — Earning capacity
— — Examples of proper imputing
——Examples improper imputing

xviii

§ 4:45	——Imputing income—Examples where court should have imputed
§ 4:46	——Social Security disability, retirement, and
3 2120	death benefits (includes discussion of credits)
§ 4:47	——Social security income benefits
§ 4:48	——Proceeds from litigation
§ 4:49	— "Other income"/all other forms of income
§ 4:50	——State statutes whose definition of "gross
0	income" includes payments from other
	government programs
§ 4:51	— —Illustrations
§ 4:52	——Expert testimony
§ 4:53	—Defining Income—Checklist of income
	categories
§ 4:54	—Loans
§ 4:55	—Use of worksheets
§ 4:56	—Incarcerated parent
§ 4:57	—Medical insurance and reasonable health care
	expenses
§ 4:58	— —Examples
§ 4:59	—Nurturing parent doctrine
§ 4:60	—Shared custody
§ 4:61	—Visitation
§ 4:62	—Child care
§ 4:63	——Application of states' guidelines
§ 4:64	—Extraordinary medical expenses
§ 4:65	—Current spouse's income
§ 4:66	—Multiple family problems
§ 4:67	—Inclusion of numerical provisions in guidelines
	by state and by factor
§ 4:68	—Determining child support in multiple family
	situation
§ 4:69	—Essential needs chart
§ 4:70	—Deliberate earnings reduction
§ 4:71	——Examples
§ 4:72	—High and low incomes
§ 4:73	—Modification of support
§ 4:74	—Support after majority
§ 4:75	——Examples
§ 4:76	——Disabled and destitute adult children
§ 4:77	—Add-ons
§ 4:78	—Religious freedom
§ 4:79	—Long-distance travel associated with parenting
	time

§ 4:80	Overcoming the presumption
§ 4:81	—Requirement of written findings
§ 4:82	—Financial resources and needs
§ 4:83	—Child's physical, emotional, and educational needs
§ 4:84	——Examples
§ 4:85	—Disposition of marital property
§ 4:86	—Parents' nonmonetary contributions
§ 4:87	—Replacement cost valuation of custodial parent's services
§ 4:88	—Calculation of hours per week spent on household tasks related to children
§ 4:89	—Replacement cost valuation of custodial parent's services by year
§ 4:90	—Summary replacement cost valuation of custodial parent's services by year
§ 4:91	—Parents' education, training, and earning
	capacities
§ 4:92	——Student loans
§ 4:93	—Tax considerations
§ 4:94	—Examples upward deviation proper
$\S 4:95$	—Examples upward deviations improper
§ 4:96	—Examples lower deviations proper
§ 4:97	—Examples regarding downward deviations
§ 4:98	—Examples where deviation not proper
§ 4:99	—Shared custody
§ 4:100	—Non-custodial parent
§ 4:101	Support for higher education
§ 4:102	—Negotiated agreements
§ 4:103	—Examples
§ 4:104	College costs
§ 4:105	Average college costs
§ 4:106	College cost inflation
§ 4:107	Postsecondary education subsidies
§ 4:108	Private schooling not at college level
§ 4:109	Retroactive support
§ 4:110	Past child support
§ 4:111	Support follows child
§ 4:112	Nonmodifiable awards
§ 4:113	Securing child support by life insurance
§ 4:114	Lump sum child support
§ 4:115	Conditions to award of child support

IV. CALCULATION OF COST OF RAISING A CHILD

§ 4:116	In general
§ 4:117	Annual cost of raising a child
§ 4:118	Estimated annual expenditures on one, two, or three children by married-couple and single- parent families, overall United States, 2015
§ 4:119	Estimated annual expenditures on a child by single-parent families, overall United States, 2015
§ 4:120	Estimated annual expenditures on a child by married-couple families, urban northeast, 2015
§ 4:121	Estimated annual expenditures on a child by married-couple families, urban south, 2015
§ 4:122	Estimated annual expenditures on a child by married-couple families, urban midwest, 2015
§ 4:123	Estimated annual expenditures on a child by married-couple families, urban west, 2015
§ 4:124	Estimated annual expenditures on a child by married-couple families, rural areas, 2015

V. MISCELLANEOUS CHILD SUPPORT STATISTICS

§ 4:125 Demographic characteristics of custodial parents by award status and payments received: 2017 § 4:126 Support calculation methods by state § 4:127 Award and recipient status of custodial parents—2001 Child Support Enforcement Program—Caseload § 4:128 and collections: 1990 to 2004 Reasons no legal agreement established for § 4:129 custodial parents § 4:130 Custodial parents receiving full, part, or no child support payments due by poverty statute: 1993 to 2009 § 4:131 Comparison of custodial parent population and those with child support agreements, supposed to receive child support, and received child support: 1993 to 2017 § 4:132 Employment status of custodial parents by sex and poverty status—1993 to 2017 § 4:133 Poverty status of all families and custodial parent families with children under 21 years old by sex: 1993–2017

§ 4:134	Average aggregate child support received and not received for child support that was supposed to be received: 1993–2017
§ 4:135	Life insurance
§ 4:136	Sample of state of Pennsylvania calculation of spousal or child support obligation Rule 1910.16-4—Support guidelines—Calculation of support obligation formula
§ 4:137	Conclusion
§ 4:138	Child support guidelines—State-by-state

Volume 2

CHAPTER 5. TAX CONSIDERATIONS AND CONSEQUENCES OF SUPPORT

I. INTRODUCTION

§ 5:1 In general

II. ALIMONY

- § 5:2 In general
- § 5:3 Tax Cuts and Jobs Act
- § 5:4 Tax Reform Act of 1984
- § 5:5 Arrearages
- § 5:6 Alimony trusts and annuities
- § 5:7 Alimony and individual retirement accounts (IRAs)

III. CHILD SUPPORT

- § 5:8 In general
- § 5:9 Dependency exemption
- § 5:10 —Examples awarding exemption
- § 5:11 —Examples denying exemption
- § 5:12 —Criticism of exemption as of 2002
- § 5:13 —Exemption when parents share custody on 50/50 basis
- § 5:14 Head of household status
- § 5:15 Child care credit
- § 5:16 Medical expense deduction
- § 5:17 Postsecondary education tax credit

IV. PROPERTY TRANSFERS AT DIVORCE

§ 5:18 In general

xxii

V. TAX PLANNING

- § 5:19 In general
- § 5:20 Planning child support
- § 5:21 Planning spousal support
- § 5:22 The "kiddie tax"
- § 5:23 Deductibility of legal and accounting expenses

VI. FORMS

- § 5:24 Tax consequences of alimony and child support payments
- § 5:25 Income tax dependency exemption and child tax credit—Allowed to noncustodial spouse
- § 5:26 —Custodial spouse to sign necessary tax forms
- § 5:27 —Allowed to one spouse
- § 5:28 —Divided between spouses

CHAPTER 6. MODIFICATION OF SUPPORT

I. INTRODUCTION

- § 6:1 In general
- § 6:2 Jurisdiction
- § 6:3 —Illustrations
- § 6:4 Standing
- § 6:5 Due process

II. CHANGED CIRCUMSTANCES

A. IN GENERAL

§ 6:6 In general

B. SPOUSAL SUPPORT

- § 6:7 In general
- § 6:8 Substantial change in circumstances
- § 6:9 —Deterioration in obligor's health
- § 6:10 —Contemplated changes
- § 6:11 —Obligor's bankruptcy
- § 6:12 —Supporting spouse's ability to pay
- § 6:13 ——Income of the supporting spouse and assets available for support (excluding factor of retirement)

§	6:14	——Retirement
§	6:15	——Supporting spouse's new family
		responsibilities, circumstances related to new
		relationship
_	6:16	—Supported spouse's needs
§	6:17	— —Examples
§	6:18	— — — Remarriage — — — Cohabitation
_	6:19	
_	6:20	———Health issues
_	6:21	—Marital settlement agreements
§	6:22	—Illustrations finding substantial change in
		circumstances to warrant downward
_		modification
§	6:23	—Illustrations finding substantial change in
•	0.04	circumstances to warrant upward modification
Ş	6:24	—Illustrations finding no substantial change in
		circumstances (includes cases finding error in so
2	6.95	holding)
8	6:25	Extend rehabilitative period or convert to permanent alimony
S	6:26	Subsequent modification
_	6:27	Enforcement and modification of pre- and
8	0:27	postnuptual agreements
8	6:28	Post-decree settlement modification agreement
_	6:29	Concealment of assets
_	6:30	Tax law changes
_	6:31	Retroactive modification
_	6:32	—Illustrations
_	6:33	Termination of spousal support
_	6:34	—Cases terminating support based on
8	0.54	cohabitation
S	6:35	
8	0.55	—Cases not terminating support based on allegation of cohabitation
8	6:36	—Retirement
8	0.50	— itetii ement
	C.	CHILD SUPPORT
_		
_	6:37	In general
	6:38	Contracts relating to support
	6:39	—Illustrations
§	6:40	Factors illustrating substantial change in
		circumstances
	6:41	—Parents' ability to pay
§	6:42	— — Upward modifications

§ 6:43	——Downward modifications
§ 6:44	— — — Illustrations where modifications not
	warranted
§ 6:45	— —Overtime
§ 6:46	Parents' ability to pay—Voluntary reductions in income
§ 6:47	— —Illustrations
§ 6:48	—Involuntary reductions in income—Illustrations
§ 6:49	 —In arrears and applying for downward modification or cancellation
§ 6:50	—Incarceration
§ 6:51	Credits
§ 6:52	Credits for Social Security disability payment to child
§ 6:53	Life insurance
§ 6:54	Modification of dependent child tax exemptions
§ 6:55	Clean hands doctrine
§ 6:56	—Examples
§ 6:57	Needs of child
§ 6:58	Child's emancipation
§ 6:59	—Illustrations
§ 6:60	Repudiation of parent-child relationship (abandonment)
§ 6:61	Death of child
§ 6:62	Children of subsequent/multiple relationship(s)
§ 6:63	Interrelationship with visitation or change in child's primary residence; change in parenting time
§ 6:64	—Illustrations where modification in child support not warranted
§ 6:65	Tax law changes
§ 6:66	Support guidelines
§ 6:67	Application of guidelines as evidence of changed circumstances
§ 6:68	Retroactive modification
§ 6:69	—Illustrations
§ 6:70	Postsecondary education support orders
§ 6:71	Termination of child support
§ 6:72	Miscellaneous considerations
§ 6:73	—Untimely motions
§ 6:74	—Right to evidentiary hearing
§ 6:75	—Equitable estoppel
§ 6:76	—Orders prohibiting modification; waivers
	precluding modification

§ 6:77 Modification of dependent tax credit

III. AUTOMATIC MODIFICATION

- § 6:78 In general
- § 6:79 Stipulated automatic modification
- § 6:80 —Step-up and step-down support
- § 6:81 —Percentage of gross income award
- § 6:82 —Cost of living adjustment
- § 6:83 —Cost of raising a child projections
- § 6:84 Triennial review and adjustment
- § 6:85 —Delaware
- § 6:86 —Washington
- § 6:87 —Minnesota
- § 6:88 —Illinois
- § 6:89 —Kansas
- § 6:90 —Wisconsin
- § 6:91 Court modification and review and adjustment compared

IV. MODIFICATION-RELATED ISSUES

- $\S 6:92$ In general
- § 6:93 Discovery
- § 6:94 Factual findings
- § 6:95 Mediation and arbitration
- § 6:96 Tax considerations
- § 6:97 Bankruptcy
- § 6:98 —Dischargeability
- § 6:99 Res judicata
- § 6:100 Attorneys' fees
- § 6:101 Conclusion

V. FORMS

- § 6:102 Adjustment of alimony due to change in circumstances
- § 6:103 Reduction in support due to decline in income
- § 6:104 Increase in support conditioned on minimum increase in spouse's income
- § 6:105 Revocation by one spouse if other spouse receives money from an estate
- § 6:106 Termination of spousal support on cohabitation
- § 6:107 Increase in support as children attain stated age

xxvi

- § 6:108 Extension of period of child support during college
- § 6:109 —Another form

CHAPTER 7. ENFORCEMENT OF SUPPORT DETERMINATIONS

- § 7:1 In general § 7:2 Federal child support enforcement legislation— An overview
- § 7:3 —Preemption
- § 7:4 —Enforcement mechanism
- § 7:5 Wage withholding and other sources for garnishment
- § 7:6 Federal child support enforcement legislation—
 Modifications
- § 7:7 Notice, hearings, counsel, and due process
- § 7:8 Limitations period
- § 7:9 Income tax intercept
- § 7:10 Liens and constructive trusts
- § 7:11 Child support trusts
- § 7:12 Bonds and other securities
- § 7:13 Reports to credit reporting agencies
- § 7:14 Bankruptcy
- § 7:15 —Examples of dischargeable obligation
- § 7:16 —Nondischargeable obligation
- § 7:17 —Marital settlement obligations
- § 7:18 —Attorney's fees
- § 7:19 —Priorities
- § 7:20 Interstate support enforcement
- § 7:21 —Illustrations
- § 7:22 Support obligation issued by international jurisdiction
- § 7:23 Collection of child support—Interstate
- § 7:24 One-state interstate actions
- § 7:25 ——Limited services actions
- § 7:26 —State mechanisms for collecting delinquencies
- § 7:27 ——Compliance with state statutes
- § 7:28 Collection of spousal support
- § 7:29 Motions for contempt
- § 7:30 Laches; estoppel
- § 7:31 Waiver
- § 7:32 Equitable set-offs

§ 7:33	License revocation/suspension
§ 7:34	Passport denial
§ 7:35	Collecting from military spouses
§ 7:36	The Retirement Equity Act of 1984
§ 7:37	—Case application
§ 7:38	—Uniformed Services Former Spouses' Protection Act
§ 7:39	Enforcement by contempt under state law
§ 7:40	—Proper holding of civil contempt
§ 7:41	—No contempt; error in finding (civil or criminal); error in purge plan
§ 7:42	
§ 7:43	—Defenses, excuses
§ 7:44	Agreements
§ 7:45	Attorney's fees
§ 7:46	Enforcement by "insurance intercept"
§ 7:47	—Requirements for valid contempt order
§ 7:48	Criminal contempt
§ 7:49	—Insufficient evidence to support contempt finding
§ 7:50	—Child Support Recovery Act
§ 7:51	—Double jeopardy issues
§ 7:52	—Sentencing
§ 7:53	Arrearages
	1. 54

Appendix 7A. Alternatives to Contempt Demonstration Project

Table of Laws and Rules

Table of Cases

Index