🞎 Send copy of judgment to DCS and District Attorney.

🞎 Do NOT include information that is required to be segregated, such as dates of birth and social security numbers.

🞎 Include findings of fact for any figures utilized in the child support calculation worksheet (income of the parties (actual, presumed, etc.), childcare costs, health insurance costs, parenting time credit, wages, rebuttal factors)

🞎 Include finding of fact for any factors in spousal support, including circumstances or particular figures, being mindful that “unanticipated” changes in circumstances in future modifications will be measured largely against those findings.

🞎 Specify the type of spousal support, the duration of the support, termination of the support, and any step ups and step downs. Specify the first due date and the last due date for each step of support. Include the dates in the body of the judgment and the money award. Include any conditions of termination, such as death of either party, which may apply.

🞎 Address any presumptions including the amount presumed correct under the child support calculation and inability to pay presumed under ORS 25.245, including the application of the presumptions and whether they are rebutted.

🞎 Identify if there is an existing child support award, and whether that award is being terminated or modified.

🞎 Include the effective date, due date, step ups or step downs, and end date, including whether an award is retroactive. Child support awards are due on the first of the month.

🞎 Address whether support continues for a Child Attending School, including defining the term.

🞎 Method of payment needs to be included: direct deposit to bank account or DCS collection services. Use statutory language required.

🞎 Include provision for allocation of unreimbursed medical expense. Define the scope of the

expenses and be mindful of language “reasonable” expenses? Dental, vision, orthodontia, mental health/therapy? Include provision on payment of expense, to whom, and request for reimbursement.

🞎 Include provisions regarding maintaining life insurance or other security for support.

🞎 Address whether the judgment should be registered in a foreign jurisdiction, such that if the appropriate requirements for UIFSA are met, it is possible for the party in that jurisdiction to have the dissolution judgment modified/enforced in that jurisdiction.

* When preparing the dissolution judgment, watch for areas that are silent as to one party or the other. Do not assume that inferences will be drawn or reciprocal terms implied.
* Attach and/or incorporate any essential documents (e.g., child support calculation, parenting plan, marital settlement agreement, decision/opinion letter, etc.). Do not assume that any other documents will be read in conjunction with the judgment unless they are expressly attached or incorporated into the judgment.

🞎 Trial court administrator and DCS do not add in judicial interest on arrearage (judgment) amounts. Advise client to have an accountant figure the interest and inform the appropriate agency so that judgment amount includes the interest.

🞎 Address how the children are insured for medical at the time of entry of judgment, and who shall be required to insure the children going forward. If the children are on public health insurance, address the responsibility to keep the children insured if they remain eligible. If insurance is required to be provided through employment, use the appropriate language defining whether the insurance is available at a reasonable rate.

🞎 Order or judgment must have support worksheet and wage withholding provision.

🞎 All orders and judgments providing for custody, parenting time, or support of a child must include the appropriate statutory notices: ORS 25.384 Notice of Income Withholding; ORS 107.106 Notice to Parents; ORS 25.020 Notice About Periodic Review and Modification of Child Support Orders; and ORS 107.159 Notice Regarding Relocation.

🞎 If parties have agreed to an arrangement for payment of support other than wage withholding, this other arrangement must be clearly identified in the order or judgment. Use language required by ORS 25.396. Be mindful that waiver of child support or waiver of DCS collection is revocable.

🞎 Advise party on modification of spousal or child support, including jurisdictional issues, and availability of administrative modification.

🞎 Advise the client that the Internal Revenue Code controls the federal dependent tax exemptions and deductions and to confer with a tax professional or IRS publications for advice and allocation of dependent exemptions by agreement.

* Make sure that the dissolution judgment, the money award within the dissolution judgment, the support computation worksheet and the wage withholding order accurately and consistently state the support amount.
* Make sure the money award complies with ORS 18.042.

🞎 Advise client on when spousal support is terminated and how spousal support is treated under the Internal Revenue Code. NOTE that any modification of a spousal support judgment entered on or before December 31, 2018 must address whether the modified award maintains tax deductibility under the then IRC or is subject to the January 1, 2019 revisions to the code.

🞎 Advise client about need to review judgments, and motions to extend time and remedies.

* Advise client to seek legal advice regarding modification or enforcement of judgments at any time that there is a concern including, but not limited to, changes in parenting time, changes in income or finances, decreased ability to pay, missed payments, etc.

**IMPORTANT NOTICES**

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