

IN THE COURT OF COMMON PLEAS OF FRANKLIN COUNTY, OHIO
DIVISION OF DOMESTIC RELATIONS AND JUVENILE BRANCH

MAGISTRATE'S ORDER / ORDER FOR CASH BOND
NOTICES TO OBLIGOR AND OBLIGEE AND NOTICE TO INSURER

PLAINTIFF / PETITIONER

DOB: _____ SSN: _____

Driver's License Number: _____

Residence Address: _____

Residence Phone: _____

Mailing Address (If Different): _____

Health Insurer: _____

Address: _____

Policy Number: _____

DEFENDANT / PETITIONER

DOB: _____ SSN: _____

Driver's License Number: _____

Residence Address: _____

Residence Phone: _____

Mailing Address (If Different): _____

Health Insurer: _____

Address: _____

Policy Number: _____

CASE NO. _____

JUDGE _____

Full Names of Children Subject to Child Support Order:

Name: _____

DOB: _____

Name: _____

DOB: _____

Name: _____

DOB: _____

Name: _____

DOB: _____

Name: _____

DOB: _____

CHECK WHICH PARTY IS TO BE REIMBURSED FOR OUT-OF-POCKET
MEDICAL, OPTICAL, HOSPITAL, DENTAL, OR PRESCRIPTION EXPENSES
PAID FOR THE CHILD AS PROVIDED IN PARAGRAPH 19 ON PAGE 3.

_____ Plaintiff _____ Defendant

_____ Petitioner-Wife _____ Petitioner-Husband

_____ Other Party (Specify Name and Address)

Name: _____

Address: _____

1. The Court having reviewed this matter finds that _____, hereinafter referred to as the obligor, has the ability to post a cash bond; and, therefore, the Court, pursuant to R.C. 3121.03(C), hereby orders the obligor to enter into a cash bond with the Court in the amount of \$ _____ conditioned that the obligor will make payment of support as previously ordered and will pay any arrearages under any prior support order that pertained to the same child or spouse.

2. You, as the obligor, are hereby notified that when you begin to receive income from a payor, you may request that the Court cancel its bond order and issue a notice requiring the withholding of any amount from your income for support in accordance with R.C. 3121.03.

3. You, as the obligor, are also notified that when you begin to receive income from a payor, the Court will proceed to collect on the bond if the Court determines that payments due under the court support order have not been made and that the amount that has not been paid is at least equal to the support owed for one month under the court support order, and will issue a notice requiring the withholding of an amount from your income for support, in accordance with R.C. 3121.03.

4. The obligor shall immediately notify the FCCSEA in writing of any change in your income source and of the availability of any other sources of income that can be subject to any withholding or deduction, the nature of any new employment or income source and the name, business address and telephone number of the new employer or income source.

It is ORDERED, ADJUDGED, AND DECREED that the Health Plan Administrator do the following:

5. A health plan administrator that receives a copy of an order or notice described in sections 3119.30, 3119.36 or 3119.421 of the Revised Code shall complete and comply with the notice in accordance with its instructions, federal regulations and any rules adopted by the department of job and family services under Revised Code 3119.51. A health plan administrator that provides health insurance coverage for the children who are the subject of a child support order in accordance with the child support order or a notice sent by an employer pursuant to R.C.3119.36 shall reimburse the individual who is designated to receive reimbursement in the child support order as stated on page one of this order, for covered out-of-pocket medical, optical, hospital, dental, or prescription expenses incurred on behalf of the children.

It is further ORDERED, ADJUDGED AND DECREED that: (Check applicable box in paragraphs 6 through 9)

6. The obligor under the child support order shall obtain private health insurance coverage for the children if coverage is available through a group policy, contract, or plan available to the obligor at a more reasonable cost than coverage is available to the obligee.

7. The obligee under the child support order shall obtain private health insurance coverage for the children if coverage is available through a group policy, contract, or plan available to the obligee and is available at a more reasonable cost than coverage is available to the obligor.

8. If health insurance coverage for the children is not available at a reasonable cost to the obligor or the obligee, the obligor and the obligee shall immediately inform the child support enforcement agency that private health insurance coverage for the children has become available to either the obligor or obligee. The child support enforcement agency shall determine if private health insurance coverage is available at a reasonable cost and if coverage is available, shall apply R.C.3119.30(B)(2) or (3), as applicable.

9. Both the obligor and the obligee under the child support order shall obtain private health insurance coverage for the children if coverage is available for the children at a reasonable cost to both the obligor and the obligee and dual coverage would provide for coordination of medical benefits without unnecessary duplication of coverage.

It is further ORDERED, ADJUDGED AND DECREED that:

10. All parties to this order shall notify the FCCSEA in writing of your current mailing address, current residence address, current residence telephone number, current driver's license number, and of any changes to that information. The parties affected by the support order shall inform the FCCSEA of any change of name or change of conditions that may affect the administration of the order. Until further notice, all parties shall notify the FCCSEA of any change in information immediately after the change occurs. A WILLFUL FAILURE TO SUPPLY THE FRANKLIN COUNTY CHILD SUPPORT ENFORCEMENT AGENCY WITH ALL CHANGES IS CONTEMPT OF COURT.

11. An obligor who fails to comply with a child support order issued in accordance with R.C. 3119.30, is liable to the obligee for any medical expenses incurred as a result of the failure to comply with the order. An obligee who fails to comply with a child support order issued in accordance with R.C.3119.30, is liable to the obligor for any medical expenses incurred as a result of the failure to comply with the order.

12. Whoever violates an order issued under R.C.3119.30 may be punished as for CONTEMPT under R.C. Chapter 2705. If a person is found in contempt under R.C. Chapter 2705 for failing to comply with a court child support order issued in accordance with R.C. 3119.30 and the person previously has been found in contempt under that chapter, the Court shall consider the failure to comply with the order as a change of circumstances for the purpose of modification of the amount of support due under the court child support order issued in accordance with R.C.3119.30 to which the person is subject.

13. A party to a child support order issued in accordance with R.C.3119.30 shall notify any physician, hospital, or other provider of medical services that provides medical services to a child who is the subject of the child support order of the number of any health insurance or health care policy, contract, or plan that covers the child if the child is eligible for medical assistance under R.C. sections 5101.5211 to 5101.5216 or Chapter 5111 or 5115 of the Revised Code. The party shall include in the notice the name and address of the insurer. Any physician, hospital, or other provider of medical services for which medical assistance is available under sections 5101.5211 to 5101.5216 or Chapter 5111 or 5115 of the Revised Code, who is notified of the existence of a health insurance or health care policy, contract, or plan with coverage for children who are eligible for medical assistance shall first bill the insurer for any services provided for those children. If the insurer fails to pay all or any part of a claim filed under R.C.3119.54 and the services for which the claim is filed are covered by sections 5101.5211 to 5101.5216 or Chapter 5111 or 5115 of the Revised Code, the physician, hospital, or other medical services provider shall bill the remaining unpaid costs of the services in accordance with sections 5101.5211 to 5101.5216 or Chapter 5111 or 5115 of the Revised Code.

14. If an obligor is in default under a support order and has a claim against another person of more than one thousand dollars, the obligor shall notify the FCCSEA of the claim, the nature of the claim, and the name of the person against whom the claim exists in accordance with R.C. 3123.19. If an obligor is in default under a support order and has a claim against another person or is a party in an action for any judgment, the FCCSEA or its attorney, on behalf of the obligor, immediately shall file with the court in which the action is pending a motion to intervene in the action or a creditor's bill.

15. During the time that any child support order issued in accordance with R.C.3119.30 or a notice issued pursuant to section 3119.33 or 3119.34 of the Revised Code is in effect and after the employer has received a copy of the order or notice, the employer of the person required to provide health insurance coverage shall comply with the order or notice, and on request from the other parent, any person subject to an order issued under R.C.3109.19 or the FCCSEA, the employer of a person required to provide health insurance coverage under a child support order shall release to the other parent, person, and the FCCSEA all information about the health insurance coverage that is necessary to ensure compliance with R.C.3119.30, or a notice issued under R.C.3119.33 or R.C.3119.34, including, but not limited to, the name and address of the health plan administrator, and any policy, contract, or plan number. Any information provided by an employer pursuant to R.C.3119.362 shall be used only for the purpose of the enforcement of an order issued in accordance with R.C.3119.30, or a notice issued under R.C. 3119.33 or R.C.3119.34.

16. Any employer who receives a copy of an order or notice described in sections 3119.30, 3119.33 or 3119.34 of the Revised Code, shall notify the FCCSEA of any change in or the termination of the health insurance coverage that is maintained pursuant to the order or notice.

17. The obligor, obligee, or both the obligor and obligee, whoever is required to provide private health insurance coverage for the children, shall provide to the other, not later than thirty days after the issuance of the order, information regarding the benefits, limitations, and exclusions of the coverage, copies of any insurance forms necessary to receive reimbursement, payment, or other benefits under the coverage, and a copy of any necessary insurance cards.

18. In addition to those plans listed on page 1 of this order, the Court finds the following group health insurance policies, contracts, and plans are available to the obligor or obligee at a reasonable cost:

AVAILABLE TO OBLIGOR: _____

AVAILABLE TO OBLIGEE: _____

19. The health plan administrator that provides the private health insurance coverage for the children may continue making payment for medical, optical, hospital, dental, or prescription services directly to any health care provider in accordance with the applicable private health insurance policy, contract, or plan, and shall reimburse the person designated on page one of this order for out-of-pocket medical, optical, hospital, dental or prescription expenses paid for each child who is the subject of the support order.

20. The person required to provide private health insurance coverage for the children shall designate the children as covered dependents under any private health insurance policy, contract, or plan for which the person contracts.

21. The obligor, the obligee, or both of them under a formula established by the court shall pay co-payment or deductible costs required under the private health insurance policy, contract, or plan that covers the children.

22. The obligor and the obligee shall comply with any requirement set forth in paragraphs 6, 7, 8, 9, 17, and 20 of this order no later than thirty days after the issuance of the order.

23. The employer of the person required to obtain private health insurance coverage is required to release to the other parent, any person subject to an order issued under R.C.3109.19, or the FCCSEA on written request any necessary information on the private health insurance coverage, including the name and address of the health plan administrator and any policy, contract, or plan number, and to otherwise comply with R.C.3119.32 and any order or notice issued under R.C.3119.32.

24. If the person required to obtain health insurance coverage pursuant to a child support order issued in accordance with R.C.3119.30 does not obtain the required coverage within thirty days after the order is issued, the FCCSEA shall notify the court in writing of the failure of the person to comply with the child support order.

25. 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.

26. 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 order and cash medical support without a hearing or additional notice to the parties.

27. The obligor is responsible for seeing that all payments for support are made to the Ohio Child Support Processing Central (OCSPC).

28. ADDITIONAL ORDERS: _____

29. Any notice required by this entry shall be sent to: Franklin County Child Support Enforcement Agency, 80 East Fulton Street, Columbus, Ohio 43215, Attention: Notice Officer.

30. If any orders contained herein conflict with orders contained in the decree of divorce, dissolution or legal separation, the orders contained in the decree of divorce, dissolution or legal separation shall control.

DATE PREPARED _____

PREPARED BY :

- _____ THE COURT - (614) 525-4232
- _____ FCCSEA / LITIGATION SECTION - (614) 525-3275
- _____ FCCSEA / ENFORCEMENT SECTION - (614) 525-3275
- _____ ATTORNEY FOR PLAINTIFF/PETITIONER / DEFENDANT/PETITIONER

ATTORNEY NAME: _____

ATTORNEY REGISTRATION NUMBER _____

ADDRESS: _____

PHONE: () _____

JUDGE / MAGISTRATE