

HOUSE BILL 1794

State of Washington

61st Legislature

2009 Regular Session

By Representative Moeller

1 AN ACT Relating to calculating child support; and amending RCW
2 26.19.020, 26.19.065, 26.19.071, 26.19.075, and 26.19.080.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 26.19.020 and 1998 c 163 s 2 are each amended to read
5 as follows:

6 (1) The following economic table applies to child support orders
7 not subject to subsection (2) of this section:

8 ECONOMIC TABLE
9 MONTHLY BASIC SUPPORT OBLIGATION
10 PER CHILD
11 KEY: A= AGE 0-11 B= AGE 12-18

12	COMBINED		
13	MONTHLY	ONE	TWO
14	NET	CHILD	CHILDREN
15	INCOME	FAMILY	FAMILY
16			

		A	B	A	B
1					
2	0				
3	100				
4	200				
5	300	For income less than \$600 the obligation is			
6	400	based upon the resources and living expenses of			
7	500	each household. Minimum support shall not be			
		less than \$25 per child per month except when			
		allowed by RCW 26.19.065(2).			
8	600	133	164	103	127
9	700	155	191	120	148
10	800	177	218	137	170
11	900	199	246	154	191
12	1000	220	272	171	211
13	1100	242	299	188	232
14	1200	264	326	205	253
15	1300	285	352	221	274
16	1400	307	379	238	294
17	1500	327	404	254	313
18	1600	347	428	269	333
19	1700	367	453	285	352
20	1800	387	478	300	371
21	1900	407	503	316	390
22	2000	427	527	331	409
23	2100	447	552	347	429
24	2200	467	577	362	448
25	2300	487	601	378	467
26	2400	506	626	393	486
27	2500	526	650	408	505
28	2600	534	661	416	513
29	2700	542	670	421	520
30	2800	549	679	427	527
31	2900	556	686	431	533
32	3000	561	693	436	538
33	3100	566	699	439	543
34	3200	569	704	442	546
35	3300	573	708	445	549
36	3400	574	710	446	551
37	3500	575	711	447	552

1	3600	577	712	448	553
2	3700	578	713	449	554
3	3800	581	719	452	558
4	3900	596	736	463	572
5	4000	609	753	473	584
6	4100	623	770	484	598
7	4200	638	788	495	611
8	4300	651	805	506	625
9	4400	664	821	516	637
10	4500	677	836	525	649
11	4600	689	851	535	661
12	4700	701	866	545	673
13	4800	713	882	554	685
14	4900	726	897	564	697
15	5000	738	912	574	708
16	5100	751	928	584	720
17	5200	763	943	593	732
18	5300	776	959	602	744
19	5400	788	974	612	756
20	5500	800	989	622	768
21	5600	812	1004	632	779
22	5700	825	1019	641	791
23	5800	837	1035	650	803
24	5900	850	1050	660	815
25	6000	862	1065	670	827
26	6100	875	1081	680	839
27	6200	887	1096	689	851
28	6300	899	1112	699	863
29	6400	911	1127	709	875
30	6500	924	1142	718	887
31	6600	936	1157	728	899
32	6700	949	1172	737	911
33	6800	961	1188	747	923
34	6900	974	1203	757	935
35	7000	986	1218	767	946

1	COMBINED						
2	MONTHLY	THREE	FOUR	FIVE			
3	NET	CHILDREN	CHILDREN	CHILDREN			
4	INCOME	FAMILY	FAMILY	FAMILY			
5		A	B	A	B	A	B
6	0						
7	100						
8	200						
9	300	For income less than \$600 the obligation is					
10	400	based upon the resources and living					
11	500	expenses of each household. Minimum					
		support shall not be less than \$25 per child					
		per month except when allowed by RCW					
		26.19.065(2).					
12	600	86	106	73	90	63	78
13	700	100	124	85	105	74	91
14	800	115	142	97	120	84	104
15	900	129	159	109	135	95	118
16	1000	143	177	121	149	105	130
17	1100	157	194	133	164	116	143
18	1200	171	211	144	179	126	156
19	1300	185	228	156	193	136	168
20	1400	199	246	168	208	147	181
21	1500	212	262	179	221	156	193
22	1600	225	278	190	235	166	205
23	1700	238	294	201	248	175	217
24	1800	251	310	212	262	185	228
25	1900	264	326	223	275	194	240
26	2000	277	342	234	289	204	252
27	2100	289	358	245	303	213	264
28	2200	302	374	256	316	223	276
29	2300	315	390	267	330	233	288
30	2400	328	406	278	343	242	299
31	2500	341	421	288	356	251	311
32	2600	346	428	293	362	256	316
33	2700	351	435	298	368	259	321
34	2800	356	440	301	372	262	324
35	2900	360	445	305	376	266	328

1	3000	364	449	308	380	268	331
2	3100	367	453	310	383	270	334
3	3200	369	457	312	386	272	336
4	3300	371	459	314	388	273	339
5	3400	372	460	315	389	274	340
6	3500	373	461	316	390	275	341
7	3600	374	462	317	391	276	342
8	3700	375	463	318	392	277	343
9	3800	377	466	319	394	278	344
10	3900	386	477	326	404	284	352
11	4000	395	488	334	413	291	360
12	4100	404	500	341	422	298	368
13	4200	413	511	350	431	305	377
14	4300	422	522	357	441	311	385
15	4400	431	532	364	449	317	392
16	4500	438	542	371	458	323	400
17	4600	446	552	377	467	329	407
18	4700	455	562	384	475	335	414
19	4800	463	572	391	483	341	422
20	4900	470	581	398	491	347	429
21	5000	479	592	404	500	353	437
22	5100	487	602	411	509	359	443
23	5200	494	611	418	517	365	451
24	5300	503	621	425	525	371	458
25	5400	511	632	432	533	377	466
26	5500	518	641	439	542	383	473
27	5600	527	651	446	551	389	480
28	5700	535	661	452	559	395	488
29	5800	543	671	459	567	401	495
30	5900	551	681	466	575	407	502
31	6000	559	691	473	584	413	509
32	6100	567	701	479	593	418	517
33	6200	575	710	486	601	424	524
34	6300	583	721	493	609	430	532
35	6400	591	731	500	617	436	539
36	6500	599	740	506	626	442	546
37	6600	607	750	513	635	448	554

1	<u>2300</u>	<u>463</u>	<u>571</u>	<u>359</u>	<u>444</u>
2	<u>2400</u>	<u>481</u>	<u>595</u>	<u>373</u>	<u>462</u>
3	<u>2500</u>	<u>500</u>	<u>618</u>	<u>388</u>	<u>480</u>
4	<u>2600</u>	<u>507</u>	<u>628</u>	<u>395</u>	<u>487</u>
5	<u>2700</u>	<u>515</u>	<u>637</u>	<u>400</u>	<u>494</u>
6	<u>2800</u>	<u>522</u>	<u>645</u>	<u>406</u>	<u>501</u>
7	<u>2900</u>	<u>528</u>	<u>652</u>	<u>409</u>	<u>506</u>
8	<u>3000</u>	<u>533</u>	<u>658</u>	<u>414</u>	<u>511</u>
9	<u>3100</u>	<u>538</u>	<u>664</u>	<u>417</u>	<u>516</u>
10	<u>3200</u>	<u>541</u>	<u>669</u>	<u>420</u>	<u>519</u>
11	<u>3300</u>	<u>544</u>	<u>673</u>	<u>423</u>	<u>522</u>
12	<u>3400</u>	<u>545</u>	<u>675</u>	<u>424</u>	<u>523</u>
13	<u>3500</u>	<u>546</u>	<u>675</u>	<u>425</u>	<u>524</u>
14	<u>3600</u>	<u>548</u>	<u>676</u>	<u>426</u>	<u>525</u>
15	<u>3700</u>	<u>549</u>	<u>677</u>	<u>427</u>	<u>526</u>
16	<u>3800</u>	<u>552</u>	<u>683</u>	<u>429</u>	<u>530</u>
17	<u>3900</u>	<u>566</u>	<u>699</u>	<u>440</u>	<u>543</u>
18	<u>4000</u>	<u>579</u>	<u>715</u>	<u>449</u>	<u>555</u>
19	<u>4100</u>	<u>592</u>	<u>732</u>	<u>460</u>	<u>568</u>
20	<u>4200</u>	<u>606</u>	<u>749</u>	<u>470</u>	<u>580</u>
21	<u>4300</u>	<u>618</u>	<u>765</u>	<u>481</u>	<u>594</u>
22	<u>4400</u>	<u>631</u>	<u>780</u>	<u>490</u>	<u>605</u>
23	<u>4500</u>	<u>643</u>	<u>794</u>	<u>499</u>	<u>617</u>
24	<u>4600</u>	<u>655</u>	<u>808</u>	<u>508</u>	<u>628</u>
25	<u>4700</u>	<u>666</u>	<u>823</u>	<u>518</u>	<u>639</u>
26	<u>4800</u>	<u>677</u>	<u>838</u>	<u>526</u>	<u>651</u>
27	<u>4900</u>	<u>690</u>	<u>852</u>	<u>536</u>	<u>662</u>
28	<u>5000</u>	<u>701</u>	<u>866</u>	<u>545</u>	<u>673</u>
29	<u>5100</u>	<u>713</u>	<u>882</u>	<u>555</u>	<u>684</u>
30	<u>5200</u>	<u>725</u>	<u>896</u>	<u>563</u>	<u>695</u>
31	<u>5300</u>	<u>737</u>	<u>911</u>	<u>572</u>	<u>707</u>
32	<u>5400</u>	<u>749</u>	<u>925</u>	<u>581</u>	<u>718</u>
33	<u>5500</u>	<u>760</u>	<u>940</u>	<u>591</u>	<u>730</u>
34	<u>5600</u>	<u>771</u>	<u>954</u>	<u>600</u>	<u>740</u>
35	<u>5700</u>	<u>784</u>	<u>968</u>	<u>609</u>	<u>751</u>
36	<u>5800</u>	<u>795</u>	<u>983</u>	<u>618</u>	<u>763</u>
37	<u>5900</u>	<u>808</u>	<u>998</u>	<u>627</u>	<u>774</u>

1	<u>6000</u>	<u>819</u>	<u>1012</u>	<u>637</u>	<u>786</u>
2	<u>6100</u>	<u>831</u>	<u>1027</u>	<u>646</u>	<u>797</u>
3	<u>6200</u>	<u>843</u>	<u>1041</u>	<u>655</u>	<u>808</u>
4	<u>6300</u>	<u>854</u>	<u>1056</u>	<u>664</u>	<u>820</u>
5	<u>6400</u>	<u>865</u>	<u>1071</u>	<u>674</u>	<u>831</u>
6	<u>6500</u>	<u>878</u>	<u>1085</u>	<u>682</u>	<u>843</u>
7	<u>6600</u>	<u>889</u>	<u>1099</u>	<u>692</u>	<u>854</u>
8	<u>6700</u>	<u>902</u>	<u>1113</u>	<u>700</u>	<u>865</u>
9	<u>6800</u>	<u>913</u>	<u>1129</u>	<u>710</u>	<u>877</u>
10	<u>6900</u>	<u>925</u>	<u>1143</u>	<u>719</u>	<u>888</u>
11	<u>7000</u>	<u>937</u>	<u>1157</u>	<u>729</u>	<u>899</u>
12	<u>7100</u>	<u>948</u>	<u>1171</u>	<u>737</u>	<u>910</u>
13	<u>7200</u>	<u>959</u>	<u>1186</u>	<u>746</u>	<u>922</u>
14	<u>7300</u>	<u>970</u>	<u>1199</u>	<u>754</u>	<u>933</u>
15	<u>7400</u>	<u>981</u>	<u>1212</u>	<u>763</u>	<u>943</u>
16	<u>7500</u>	<u>992</u>	<u>1226</u>	<u>771</u>	<u>954</u>
17	<u>7600</u>	<u>1002</u>	<u>1240</u>	<u>780</u>	<u>964</u>
18	<u>7700</u>	<u>1014</u>	<u>1253</u>	<u>789</u>	<u>975</u>
19	<u>7800</u>	<u>1024</u>	<u>1266</u>	<u>797</u>	<u>985</u>
20	<u>7900</u>	<u>1035</u>	<u>1279</u>	<u>806</u>	<u>996</u>
21	<u>8000</u>	<u>1045</u>	<u>1292</u>	<u>814</u>	<u>1006</u>
22	<u>8100</u>	<u>1056</u>	<u>1305</u>	<u>822</u>	<u>1016</u>
23	<u>8200</u>	<u>1067</u>	<u>1318</u>	<u>830</u>	<u>1026</u>
24	<u>8300</u>	<u>1077</u>	<u>1331</u>	<u>838</u>	<u>1036</u>
25	<u>8400</u>	<u>1087</u>	<u>1343</u>	<u>846</u>	<u>1046</u>
26	<u>8500</u>	<u>1097</u>	<u>1357</u>	<u>854</u>	<u>1056</u>
27	<u>8600</u>	<u>1108</u>	<u>1369</u>	<u>863</u>	<u>1066</u>
28	<u>8700</u>	<u>1118</u>	<u>1381</u>	<u>870</u>	<u>1076</u>
29	<u>8800</u>	<u>1128</u>	<u>1394</u>	<u>879</u>	<u>1086</u>
30	<u>8900</u>	<u>1138</u>	<u>1407</u>	<u>886</u>	<u>1095</u>
31	<u>9000</u>	<u>1148</u>	<u>1418</u>	<u>894</u>	<u>1105</u>
32	<u>9100</u>	<u>1158</u>	<u>1431</u>	<u>902</u>	<u>1114</u>
33	<u>9200</u>	<u>1168</u>	<u>1443</u>	<u>909</u>	<u>1124</u>
34	<u>9300</u>	<u>1177</u>	<u>1455</u>	<u>918</u>	<u>1133</u>
35	<u>9400</u>	<u>1188</u>	<u>1468</u>	<u>925</u>	<u>1143</u>
36	<u>9500</u>	<u>1197</u>	<u>1479</u>	<u>933</u>	<u>1152</u>
37	<u>9600</u>	<u>1207</u>	<u>1492</u>	<u>940</u>	<u>1162</u>

1	<u>9700</u>	<u>1216</u>	<u>1503</u>	<u>947</u>	<u>1171</u>
2	<u>9800</u>	<u>1226</u>	<u>1514</u>	<u>955</u>	<u>1180</u>
3	<u>9900</u>	<u>1235</u>	<u>1526</u>	<u>962</u>	<u>1189</u>
4	<u>10000</u>	<u>1245</u>	<u>1538</u>	<u>970</u>	<u>1199</u>
5	<u>10100</u>	<u>1253</u>	<u>1549</u>	<u>977</u>	<u>1207</u>
6	<u>10200</u>	<u>1263</u>	<u>1561</u>	<u>984</u>	<u>1217</u>
7	<u>10300</u>	<u>1272</u>	<u>1572</u>	<u>992</u>	<u>1226</u>
8	<u>10400</u>	<u>1281</u>	<u>1583</u>	<u>998</u>	<u>1234</u>
9	<u>10500</u>	<u>1290</u>	<u>1594</u>	<u>1006</u>	<u>1243</u>
10	<u>10600</u>	<u>1299</u>	<u>1606</u>	<u>1013</u>	<u>1252</u>
11	<u>10700</u>	<u>1308</u>	<u>1616</u>	<u>1019</u>	<u>1261</u>
12	<u>10800</u>	<u>1317</u>	<u>1627</u>	<u>1027</u>	<u>1269</u>
13	<u>10900</u>	<u>1325</u>	<u>1638</u>	<u>1034</u>	<u>1278</u>
14	<u>11000</u>	<u>1334</u>	<u>1649</u>	<u>1040</u>	<u>1286</u>
15	<u>11100</u>	<u>1342</u>	<u>1660</u>	<u>1047</u>	<u>1295</u>
16	<u>11200</u>	<u>1351</u>	<u>1670</u>	<u>1055</u>	<u>1302</u>
17	<u>11300</u>	<u>1359</u>	<u>1681</u>	<u>1061</u>	<u>1311</u>
18	<u>11400</u>	<u>1368</u>	<u>1691</u>	<u>1068</u>	<u>1320</u>
19	<u>11500</u>	<u>1377</u>	<u>1701</u>	<u>1074</u>	<u>1328</u>
20	<u>11600</u>	<u>1385</u>	<u>1712</u>	<u>1081</u>	<u>1336</u>
21	<u>11700</u>	<u>1394</u>	<u>1722</u>	<u>1088</u>	<u>1344</u>
22	<u>11800</u>	<u>1401</u>	<u>1732</u>	<u>1093</u>	<u>1352</u>
23	<u>11900</u>	<u>1410</u>	<u>1742</u>	<u>1100</u>	<u>1359</u>
24	<u>12000</u>	<u>1417</u>	<u>1752</u>	<u>1107</u>	<u>1368</u>

COMBINED

<u>MONTHLY</u>	<u>THREE</u>	<u>FOUR</u>	<u>FIVE</u>
<u>NET</u>	<u>CHILDREN</u>	<u>CHILDREN</u>	<u>CHILDREN</u>
<u>INCOME</u>	<u>FAMILY</u>	<u>FAMILY</u>	<u>FAMILY</u>
	<u>A</u>	<u>B</u>	<u>A</u>
			<u>B</u>

For income less than \$1000, the obligation is based upon the resources and living expenses of each household. Minimum support may not be less than \$50 per child per month except when allowed by RCW 26.19.065(2).

34					
35	<u>1000</u>	<u>136</u>	<u>168</u>	<u>115</u>	<u>142</u>
				<u>100</u>	<u>124</u>

1	<u>1100</u>	<u>149</u>	<u>184</u>	<u>126</u>	<u>156</u>	<u>110</u>	<u>136</u>
2	<u>1200</u>	<u>162</u>	<u>200</u>	<u>137</u>	<u>170</u>	<u>120</u>	<u>148</u>
3	<u>1300</u>	<u>176</u>	<u>217</u>	<u>148</u>	<u>183</u>	<u>129</u>	<u>160</u>
4	<u>1400</u>	<u>189</u>	<u>234</u>	<u>160</u>	<u>198</u>	<u>140</u>	<u>172</u>
5	<u>1500</u>	<u>201</u>	<u>249</u>	<u>170</u>	<u>210</u>	<u>148</u>	<u>183</u>
6	<u>1600</u>	<u>214</u>	<u>264</u>	<u>181</u>	<u>223</u>	<u>158</u>	<u>195</u>
7	<u>1700</u>	<u>226</u>	<u>279</u>	<u>191</u>	<u>236</u>	<u>166</u>	<u>206</u>
8	<u>1800</u>	<u>238</u>	<u>295</u>	<u>201</u>	<u>249</u>	<u>176</u>	<u>217</u>
9	<u>1900</u>	<u>251</u>	<u>310</u>	<u>212</u>	<u>261</u>	<u>184</u>	<u>228</u>
10	<u>2000</u>	<u>263</u>	<u>325</u>	<u>222</u>	<u>275</u>	<u>194</u>	<u>239</u>
11	<u>2100</u>	<u>275</u>	<u>340</u>	<u>233</u>	<u>288</u>	<u>202</u>	<u>251</u>
12	<u>2200</u>	<u>287</u>	<u>355</u>	<u>243</u>	<u>300</u>	<u>212</u>	<u>262</u>
13	<u>2300</u>	<u>299</u>	<u>371</u>	<u>254</u>	<u>314</u>	<u>221</u>	<u>274</u>
14	<u>2400</u>	<u>312</u>	<u>386</u>	<u>264</u>	<u>326</u>	<u>230</u>	<u>284</u>
15	<u>2500</u>	<u>324</u>	<u>400</u>	<u>274</u>	<u>338</u>	<u>238</u>	<u>295</u>
16	<u>2600</u>	<u>329</u>	<u>407</u>	<u>278</u>	<u>344</u>	<u>243</u>	<u>300</u>
17	<u>2700</u>	<u>333</u>	<u>413</u>	<u>283</u>	<u>350</u>	<u>246</u>	<u>305</u>
18	<u>2800</u>	<u>338</u>	<u>418</u>	<u>286</u>	<u>353</u>	<u>249</u>	<u>308</u>
19	<u>2900</u>	<u>342</u>	<u>423</u>	<u>290</u>	<u>357</u>	<u>253</u>	<u>312</u>
20	<u>3000</u>	<u>346</u>	<u>427</u>	<u>293</u>	<u>361</u>	<u>255</u>	<u>314</u>
21	<u>3100</u>	<u>349</u>	<u>430</u>	<u>295</u>	<u>364</u>	<u>257</u>	<u>317</u>
22	<u>3200</u>	<u>351</u>	<u>434</u>	<u>296</u>	<u>367</u>	<u>258</u>	<u>319</u>
23	<u>3300</u>	<u>352</u>	<u>436</u>	<u>298</u>	<u>369</u>	<u>259</u>	<u>322</u>
24	<u>3400</u>	<u>353</u>	<u>437</u>	<u>299</u>	<u>370</u>	<u>260</u>	<u>323</u>
25	<u>3500</u>	<u>354</u>	<u>438</u>	<u>300</u>	<u>371</u>	<u>261</u>	<u>324</u>
26	<u>3600</u>	<u>355</u>	<u>439</u>	<u>301</u>	<u>371</u>	<u>262</u>	<u>325</u>
27	<u>3700</u>	<u>356</u>	<u>440</u>	<u>302</u>	<u>372</u>	<u>263</u>	<u>326</u>
28	<u>3800</u>	<u>358</u>	<u>443</u>	<u>303</u>	<u>374</u>	<u>264</u>	<u>327</u>
29	<u>3900</u>	<u>367</u>	<u>453</u>	<u>310</u>	<u>384</u>	<u>270</u>	<u>334</u>
30	<u>4000</u>	<u>375</u>	<u>464</u>	<u>317</u>	<u>392</u>	<u>276</u>	<u>342</u>
31	<u>4100</u>	<u>384</u>	<u>475</u>	<u>324</u>	<u>401</u>	<u>283</u>	<u>350</u>
32	<u>4200</u>	<u>392</u>	<u>485</u>	<u>333</u>	<u>409</u>	<u>290</u>	<u>358</u>
33	<u>4300</u>	<u>401</u>	<u>496</u>	<u>339</u>	<u>419</u>	<u>295</u>	<u>366</u>
34	<u>4400</u>	<u>409</u>	<u>505</u>	<u>346</u>	<u>427</u>	<u>301</u>	<u>372</u>
35	<u>4500</u>	<u>416</u>	<u>515</u>	<u>352</u>	<u>435</u>	<u>307</u>	<u>380</u>
36	<u>4600</u>	<u>424</u>	<u>524</u>	<u>358</u>	<u>444</u>	<u>313</u>	<u>387</u>
37	<u>4700</u>	<u>432</u>	<u>534</u>	<u>365</u>	<u>451</u>	<u>318</u>	<u>393</u>

1	<u>4800</u>	<u>440</u>	<u>543</u>	<u>371</u>	<u>459</u>	<u>324</u>	<u>401</u>
2	<u>4900</u>	<u>447</u>	<u>552</u>	<u>378</u>	<u>466</u>	<u>330</u>	<u>408</u>
3	<u>5000</u>	<u>455</u>	<u>562</u>	<u>384</u>	<u>475</u>	<u>335</u>	<u>415</u>
4	<u>5100</u>	<u>463</u>	<u>572</u>	<u>390</u>	<u>484</u>	<u>341</u>	<u>421</u>
5	<u>5200</u>	<u>469</u>	<u>580</u>	<u>397</u>	<u>491</u>	<u>347</u>	<u>428</u>
6	<u>5300</u>	<u>478</u>	<u>590</u>	<u>404</u>	<u>499</u>	<u>352</u>	<u>435</u>
7	<u>5400</u>	<u>485</u>	<u>600</u>	<u>410</u>	<u>506</u>	<u>358</u>	<u>443</u>
8	<u>5500</u>	<u>492</u>	<u>609</u>	<u>417</u>	<u>515</u>	<u>364</u>	<u>449</u>
9	<u>5600</u>	<u>501</u>	<u>618</u>	<u>424</u>	<u>523</u>	<u>370</u>	<u>456</u>
10	<u>5700</u>	<u>508</u>	<u>628</u>	<u>429</u>	<u>531</u>	<u>375</u>	<u>464</u>
11	<u>5800</u>	<u>516</u>	<u>637</u>	<u>436</u>	<u>539</u>	<u>381</u>	<u>470</u>
12	<u>5900</u>	<u>523</u>	<u>647</u>	<u>443</u>	<u>546</u>	<u>387</u>	<u>477</u>
13	<u>6000</u>	<u>531</u>	<u>656</u>	<u>449</u>	<u>555</u>	<u>392</u>	<u>484</u>
14	<u>6100</u>	<u>539</u>	<u>666</u>	<u>455</u>	<u>563</u>	<u>397</u>	<u>491</u>
15	<u>6200</u>	<u>546</u>	<u>675</u>	<u>462</u>	<u>571</u>	<u>403</u>	<u>498</u>
16	<u>6300</u>	<u>554</u>	<u>685</u>	<u>468</u>	<u>579</u>	<u>409</u>	<u>505</u>
17	<u>6400</u>	<u>561</u>	<u>694</u>	<u>475</u>	<u>586</u>	<u>414</u>	<u>512</u>
18	<u>6500</u>	<u>569</u>	<u>703</u>	<u>481</u>	<u>595</u>	<u>420</u>	<u>519</u>
19	<u>6600</u>	<u>577</u>	<u>713</u>	<u>487</u>	<u>603</u>	<u>426</u>	<u>526</u>
20	<u>6700</u>	<u>584</u>	<u>723</u>	<u>494</u>	<u>611</u>	<u>431</u>	<u>533</u>
21	<u>6800</u>	<u>592</u>	<u>732</u>	<u>501</u>	<u>618</u>	<u>437</u>	<u>540</u>
22	<u>6900</u>	<u>599</u>	<u>741</u>	<u>506</u>	<u>626</u>	<u>443</u>	<u>546</u>
23	<u>7000</u>	<u>607</u>	<u>751</u>	<u>513</u>	<u>635</u>	<u>448</u>	<u>554</u>
24	<u>7100</u>	<u>615</u>	<u>760</u>	<u>520</u>	<u>643</u>	<u>454</u>	<u>561</u>
25	<u>7200</u>	<u>621</u>	<u>769</u>	<u>526</u>	<u>650</u>	<u>460</u>	<u>568</u>
26	<u>7300</u>	<u>629</u>	<u>777</u>	<u>532</u>	<u>658</u>	<u>466</u>	<u>575</u>
27	<u>7400</u>	<u>637</u>	<u>787</u>	<u>539</u>	<u>666</u>	<u>471</u>	<u>582</u>
28	<u>7500</u>	<u>643</u>	<u>795</u>	<u>545</u>	<u>674</u>	<u>477</u>	<u>589</u>
29	<u>7600</u>	<u>651</u>	<u>804</u>	<u>552</u>	<u>682</u>	<u>482</u>	<u>596</u>
30	<u>7700</u>	<u>657</u>	<u>812</u>	<u>558</u>	<u>690</u>	<u>487</u>	<u>602</u>
31	<u>7800</u>	<u>665</u>	<u>822</u>	<u>564</u>	<u>697</u>	<u>493</u>	<u>610</u>
32	<u>7900</u>	<u>672</u>	<u>830</u>	<u>571</u>	<u>705</u>	<u>499</u>	<u>617</u>
33	<u>8000</u>	<u>678</u>	<u>839</u>	<u>577</u>	<u>713</u>	<u>504</u>	<u>623</u>
34	<u>8100</u>	<u>686</u>	<u>847</u>	<u>583</u>	<u>721</u>	<u>509</u>	<u>630</u>
35	<u>8200</u>	<u>693</u>	<u>856</u>	<u>589</u>	<u>729</u>	<u>515</u>	<u>637</u>
36	<u>8300</u>	<u>699</u>	<u>865</u>	<u>596</u>	<u>736</u>	<u>521</u>	<u>643</u>
37	<u>8400</u>	<u>706</u>	<u>873</u>	<u>601</u>	<u>744</u>	<u>525</u>	<u>650</u>

1	<u>8500</u>	<u>713</u>	<u>882</u>	<u>608</u>	<u>751</u>	<u>531</u>	<u>656</u>
2	<u>8600</u>	<u>720</u>	<u>889</u>	<u>614</u>	<u>759</u>	<u>537</u>	<u>663</u>
3	<u>8700</u>	<u>727</u>	<u>898</u>	<u>620</u>	<u>767</u>	<u>542</u>	<u>670</u>
4	<u>8800</u>	<u>733</u>	<u>906</u>	<u>626</u>	<u>774</u>	<u>547</u>	<u>676</u>
5	<u>8900</u>	<u>740</u>	<u>914</u>	<u>632</u>	<u>781</u>	<u>553</u>	<u>683</u>
6	<u>9000</u>	<u>747</u>	<u>922</u>	<u>638</u>	<u>789</u>	<u>558</u>	<u>690</u>
7	<u>9100</u>	<u>752</u>	<u>931</u>	<u>644</u>	<u>796</u>	<u>563</u>	<u>695</u>
8	<u>9200</u>	<u>759</u>	<u>939</u>	<u>650</u>	<u>804</u>	<u>568</u>	<u>702</u>
9	<u>9300</u>	<u>766</u>	<u>946</u>	<u>656</u>	<u>811</u>	<u>574</u>	<u>709</u>
10	<u>9400</u>	<u>772</u>	<u>955</u>	<u>662</u>	<u>818</u>	<u>579</u>	<u>715</u>
11	<u>9500</u>	<u>779</u>	<u>962</u>	<u>668</u>	<u>826</u>	<u>583</u>	<u>721</u>
12	<u>9600</u>	<u>785</u>	<u>970</u>	<u>674</u>	<u>833</u>	<u>589</u>	<u>728</u>
13	<u>9700</u>	<u>791</u>	<u>979</u>	<u>680</u>	<u>840</u>	<u>594</u>	<u>734</u>
14	<u>9800</u>	<u>798</u>	<u>986</u>	<u>686</u>	<u>847</u>	<u>599</u>	<u>740</u>
15	<u>9900</u>	<u>804</u>	<u>994</u>	<u>692</u>	<u>855</u>	<u>604</u>	<u>747</u>
16	<u>10000</u>	<u>810</u>	<u>1001</u>	<u>697</u>	<u>862</u>	<u>609</u>	<u>753</u>
17	<u>10100</u>	<u>816</u>	<u>1009</u>	<u>703</u>	<u>869</u>	<u>615</u>	<u>759</u>
18	<u>10200</u>	<u>823</u>	<u>1017</u>	<u>709</u>	<u>876</u>	<u>619</u>	<u>766</u>
19	<u>10300</u>	<u>828</u>	<u>1024</u>	<u>714</u>	<u>884</u>	<u>624</u>	<u>771</u>
20	<u>10400</u>	<u>835</u>	<u>1032</u>	<u>720</u>	<u>890</u>	<u>629</u>	<u>778</u>
21	<u>10500</u>	<u>841</u>	<u>1039</u>	<u>726</u>	<u>897</u>	<u>635</u>	<u>784</u>
22	<u>10600</u>	<u>846</u>	<u>1047</u>	<u>732</u>	<u>904</u>	<u>639</u>	<u>790</u>
23	<u>10700</u>	<u>853</u>	<u>1054</u>	<u>737</u>	<u>911</u>	<u>644</u>	<u>796</u>
24	<u>10800</u>	<u>859</u>	<u>1061</u>	<u>743</u>	<u>918</u>	<u>649</u>	<u>802</u>
25	<u>10900</u>	<u>865</u>	<u>1069</u>	<u>749</u>	<u>925</u>	<u>654</u>	<u>808</u>
26	<u>11000</u>	<u>870</u>	<u>1075</u>	<u>754</u>	<u>932</u>	<u>658</u>	<u>814</u>
27	<u>11100</u>	<u>876</u>	<u>1083</u>	<u>759</u>	<u>939</u>	<u>663</u>	<u>820</u>
28	<u>11200</u>	<u>882</u>	<u>1090</u>	<u>765</u>	<u>945</u>	<u>668</u>	<u>826</u>
29	<u>11300</u>	<u>887</u>	<u>1097</u>	<u>770</u>	<u>952</u>	<u>673</u>	<u>832</u>
30	<u>11400</u>	<u>893</u>	<u>1104</u>	<u>776</u>	<u>959</u>	<u>678</u>	<u>838</u>
31	<u>11500</u>	<u>899</u>	<u>1112</u>	<u>781</u>	<u>966</u>	<u>683</u>	<u>844</u>
32	<u>11600</u>	<u>904</u>	<u>1118</u>	<u>787</u>	<u>973</u>	<u>687</u>	<u>849</u>
33	<u>11700</u>	<u>910</u>	<u>1125</u>	<u>792</u>	<u>979</u>	<u>692</u>	<u>855</u>
34	<u>11800</u>	<u>916</u>	<u>1131</u>	<u>797</u>	<u>986</u>	<u>696</u>	<u>861</u>
35	<u>11900</u>	<u>922</u>	<u>1139</u>	<u>803</u>	<u>993</u>	<u>701</u>	<u>866</u>
36	<u>12000</u>	<u>926</u>	<u>1146</u>	<u>808</u>	<u>998</u>	<u>706</u>	<u>873</u>

1 The economic table is presumptive for combined monthly net incomes
2 up to and including ~~((five))~~ twelve thousand dollars. ~~((When combined~~
3 ~~monthly net income exceeds five thousand dollars, support shall not be~~
4 ~~set at an amount lower than the presumptive amount of support set for~~
5 ~~combined monthly net incomes of five thousand dollars unless the court~~
6 ~~finds a reason to deviate below that amount. The economic table is~~
7 ~~advisory but not presumptive for combined monthly net incomes that~~
8 ~~exceed five thousand dollars.))~~ When combined monthly net income
9 exceeds ~~((seven))~~ twelve thousand dollars, the court may ~~((set support~~
10 ~~at an advisory amount of support set for combined monthly net incomes~~
11 ~~between five thousand and seven thousand dollars or the court may))~~
12 exceed the ~~((advisory))~~ presumptive amount of support set for combined
13 monthly net incomes of ~~((seven))~~ twelve thousand dollars upon written
14 findings of fact.

15 **Sec. 2.** RCW 26.19.065 and 1998 c 163 s 1 are each amended to read
16 as follows:

17 (1) **Limit at forty-five percent of a parent's net income.** Neither
18 parent's ~~((total))~~ child support obligation owed for all his or her
19 biological or legal children may exceed forty-five percent of net
20 income except for good cause shown. ~~((Good cause includes but is not~~
21 ~~limited to possession of substantial wealth, children with day care~~
22 ~~expenses, special medical need, educational need, psychological need,~~
23 ~~and larger families.))~~

24 (a) Each child is entitled to a pro rata share of the income
25 available for support, but the court only applies the pro rata share to
26 the children in the case before the court.

27 (b) Before determining whether to apply the forty-five percent
28 limitation, the court must consider whether it would be unjust to apply
29 the limitation after considering the best interests of the child and
30 the circumstances of each parent. Such circumstances include, but are
31 not limited to, leaving insufficient funds in the custodial parent's
32 household to meet the basic needs of the child, comparative hardship to
33 the affected households, assets or liabilities, and any involuntary
34 limits on either parent's earning capacity including incarceration,
35 disabilities, or incapacity.

36 (c) Good cause includes, but is not limited to, possession of

1 substantial wealth, children with day care expenses, special medical
2 need, educational need, psychological need, and larger families.

3 (2) (~~Income below six hundred dollars~~) **Presumptive minimum**
4 **support obligation.** (a) When (~~combined~~) a parent's monthly net
5 income is (~~less than six hundred dollars~~) below one hundred twenty-
6 five percent of the federal poverty guideline, a support order of not
7 less than (~~twenty-five~~) fifty dollars per child per month shall be
8 entered (~~for each parent~~) unless the obligor parent establishes that
9 it would be unjust (~~or inappropriate~~) to do so in that particular
10 case. The decision whether there is a sufficient basis to deviate
11 below the presumptive minimum payment must take into consideration the
12 best interests of the child and the circumstances of each parent. Such
13 circumstances can include leaving insufficient funds in the custodial
14 parent's household to meet the basic needs of the child, comparative
15 hardship to the affected households, assets or liabilities, and earning
16 capacity. (~~A parent's~~)

17 (b) The basic support obligation of the parent making the transfer
18 payment, excluding health care, day care, and special child-rearing
19 expenses, shall not reduce his or her net income below (~~the need~~
20 ~~standard for one person established pursuant to RCW 74.04.770~~) the
21 self-support reserve of one hundred twenty-five percent of the federal
22 poverty level, except for the presumptive minimum payment of (~~twenty-~~
23 ~~five~~) fifty dollars per child per month or (~~in cases where the court~~
24 ~~finds reasons for deviation~~) when it would be unjust to apply the
25 self-support reserve limitation after considering the best interests of
26 the child and the circumstances of each parent. Such circumstances
27 include, but are not limited to, leaving insufficient funds in the
28 custodial parent's household to meet the basic needs of the child,
29 comparative hardship to the affected households, assets or liabilities,
30 and earning capacity. This section shall not be construed to require
31 monthly substantiation of income.

32 (3) **Income above (~~five thousand and seven~~) twelve thousand**
33 **dollars.** The economic table is presumptive for combined monthly net
34 incomes up to and including (~~five~~) twelve thousand dollars. (~~When~~
35 ~~combined monthly net income exceeds five thousand dollars, support~~
36 ~~shall not be set at an amount lower than the presumptive amount of~~
37 ~~support set for combined monthly net incomes of five thousand dollars~~
38 ~~unless the court finds a reason to deviate below that amount. The~~

1 ~~economic table is advisory but not presumptive for combined monthly net~~
2 ~~incomes that exceed five thousand dollars.))~~ When combined monthly net
3 income exceeds ((~~seven~~)) twelve thousand dollars, the court may ((~~set~~
4 ~~support at an advisory amount of support set for combined monthly net~~
5 ~~incomes between five thousand and seven thousand dollars or the court~~
6 may)) exceed the ((~~advisory~~)) presumptive amount of support set for
7 combined monthly net incomes of ((~~seven~~)) twelve thousand dollars upon
8 written findings of fact.

9 **Sec. 3.** RCW 26.19.071 and 2008 c 6 s 1038 are each amended to read
10 as follows:

11 (1) **Consideration of all income.** All income and resources of each
12 parent's household shall be disclosed and considered by the court when
13 the court determines the child support obligation of each parent. Only
14 the income of the parents of the children whose support is at issue
15 shall be calculated for purposes of calculating the basic support
16 obligation. Income and resources of any other person shall not be
17 included in calculating the basic support obligation.

18 (2) **Verification of income.** Tax returns for the preceding two
19 years and current paystubs shall be provided to verify income and
20 deductions. Other sufficient verification shall be required for income
21 and deductions which do not appear on tax returns or paystubs.

22 (3) **Income sources included in gross monthly income.** Except as
23 specifically excluded in subsection (4) of this section, monthly gross
24 income shall include income from any source, including:

- 25 (a) Salaries;
- 26 (b) Wages;
- 27 (c) Commissions;
- 28 (d) Deferred compensation;
- 29 (e) Overtime, except as excluded for income in subsection (4)(h) of
30 this section;
- 31 (f) Contract-related benefits;
- 32 (g) Income from second jobs, except as excluded for income in
33 subsection (4)(h) of this section;
- 34 (h) Dividends;
- 35 (i) Interest;
- 36 (j) Trust income;
- 37 (k) Severance pay;

- 1 (l) Annuities;
- 2 (m) Capital gains;
- 3 (n) Pension retirement benefits;
- 4 (o) Workers' compensation;
- 5 (p) Unemployment benefits;
- 6 (q) Maintenance actually received;
- 7 (r) Bonuses;
- 8 (s) Social security benefits; (~~and~~)
- 9 (t) Disability insurance benefits;
- 10 (u) Business income; and
- 11 (v) Income from self-employment.

12 (4) **Income sources excluded from gross monthly income.** The
13 following income and resources shall be disclosed but shall not be
14 included in gross income:

- 15 (a) Income of a new spouse or new domestic partner or income of
16 other adults in the household;
- 17 (b) Child support received from other relationships;
- 18 (c) Gifts and prizes;
- 19 (d) Temporary assistance for needy families;
- 20 (e) Supplemental security income;
- 21 (f) General assistance; (~~and~~)
- 22 (g) Food stamps; and
- 23 (h) Overtime or income from second jobs beyond forty hours per week
24 averaged over a twelve-month period worked to provide for a current
25 family's needs, to retire past relationship debts, or to retire child
26 support debt, when the court finds the income will cease when the party
27 has paid off his or her debts.

28 Receipt of income and resources from temporary assistance for needy
29 families, supplemental security income, general assistance, and food
30 stamps shall not be a reason to deviate from the standard calculation.

31 (5) **Determination of net income.** The following expenses shall be
32 disclosed and deducted from gross monthly income to calculate net
33 monthly income:

- 34 (a) Federal and state income taxes;
- 35 (b) Federal insurance contributions act deductions;
- 36 (c) Mandatory pension plan payments;
- 37 (d) Mandatory union or professional dues;
- 38 (e) State industrial insurance premiums;

1 (f) Court-ordered maintenance to the extent actually paid;

2 (g) Up to ~~((two))~~ five thousand dollars per year in voluntary
3 ~~((pension payments))~~ retirement contributions actually made if the
4 contributions ~~((were made for the two tax years preceding the earlier~~
5 ~~of the (i) tax year in which the parties separated with intent to live~~
6 ~~separate and apart or (ii) tax year in which the parties filed for~~
7 ~~dissolution))~~ show a pattern of contributions during the one-year
8 period preceding the action establishing the child support order unless
9 there is a determination that the contributions were made for the
10 purpose of reducing child support; and

11 (h) Normal business expenses and self-employment taxes for self-
12 employed persons. Justification shall be required for any business
13 expense deduction about which there is disagreement.

14 Items deducted from gross income under this subsection shall not be
15 a reason to deviate from the standard calculation.

16 (6) **Imputation of income.** The court shall impute income to a
17 parent when the parent is voluntarily unemployed or voluntarily
18 underemployed. The court shall determine whether the parent is
19 voluntarily underemployed or voluntarily unemployed based upon that
20 parent's work history, education, health, and age, or any other
21 relevant factors. A court shall not impute income to a parent who is
22 gainfully employed on a full-time basis, unless the court finds that
23 the parent is voluntarily underemployed and finds that the parent is
24 purposely underemployed to reduce the parent's child support
25 obligation. Income shall not be imputed for an unemployable parent.
26 Income shall not be imputed to a parent to the extent the parent is
27 unemployed or significantly underemployed due to the parent's efforts
28 to comply with court-ordered reunification efforts under chapter 13.34
29 RCW or under a voluntary placement agreement with an agency supervising
30 the child. ~~((In the absence of information to the contrary, a parent's~~
31 ~~imputed income shall be based on the median income of year-round full-~~
32 ~~time workers as derived from the United States bureau of census,~~
33 ~~current populations reports, or such replacement report as published by~~
34 ~~the bureau of census.))~~ In the absence of records of a parent's actual
35 earnings, the court shall impute a parent's income in the following
36 order of priority:

37 (a) Full-time earnings at the current rate of pay;

1 (b) Full-time earnings at the historical rate of pay based on
2 reliable information, such as employment security department data;

3 (c) Full-time earnings at a past rate of pay where information is
4 incomplete or sporadic;

5 (d) Full-time earnings at minimum wage in the jurisdiction where
6 the parent resides if the parent has a recent history of minimum wage
7 earnings, is recently coming off public assistance, general assistance-
8 unemployable, supplemental security income, or disability, has recently
9 been released from incarceration, or is a high school student;

10 (e) Median net monthly income of year-round full-time workers as
11 derived from the United States bureau of census, current population
12 reports, or such replacement report as published by the bureau of
13 census.

14 **Sec. 4.** RCW 26.19.075 and 2008 c 6 s 1039 are each amended to read
15 as follows:

16 (1) Reasons for deviation from the standard calculation include but
17 are not limited to the following:

18 (a) **Sources of income and tax planning.** The court may deviate from
19 the standard calculation after consideration of the following:

20 (i) Income of a new spouse or new domestic partner if the parent
21 who is married to the new spouse or in a partnership with a new
22 domestic partner is asking for a deviation based on any other reason.
23 Income of a new spouse or new domestic partner is not, by itself, a
24 sufficient reason for deviation;

25 (ii) Income of other adults in the household if the parent who is
26 living with the other adult is asking for a deviation based on any
27 other reason. Income of the other adults in the household is not, by
28 itself, a sufficient reason for deviation;

29 (iii) Child support actually received from other relationships;

30 (iv) Gifts;

31 (v) Prizes;

32 (vi) Possession of wealth, including but not limited to savings,
33 investments, real estate holdings and business interests, vehicles,
34 boats, pensions, bank accounts, insurance plans, or other assets;

35 (vii) Extraordinary income of a child; ((~~or~~))

36 (viii) Tax planning considerations. A deviation for tax planning

1 may be granted only if the child would not receive a lesser economic
2 benefit due to the tax planning; or

3 (ix) Income which has been excluded under RCW 26.19.071(4)(h)
4 should be considered if the person earning that income asks for a
5 deviation for any other reason.

6 (b) **Nonrecurring income.** The court may deviate from the standard
7 calculation based on a finding that a particular source of income
8 included in the calculation of the basic support obligation is not a
9 recurring source of income. Depending on the circumstances,
10 nonrecurring income may include overtime, contract-related benefits,
11 bonuses, or income from second jobs. Deviations for nonrecurring
12 income shall be based on a review of the nonrecurring income received
13 in the previous two calendar years.

14 (c) **Debt and high expenses.** The court may deviate from the
15 standard calculation after consideration of the following expenses:

- 16 (i) Extraordinary debt not voluntarily incurred;
- 17 (ii) A significant disparity in the living costs of the parents due
18 to conditions beyond their control;
- 19 (iii) Special needs of disabled children;
- 20 (iv) Special medical, educational, or psychological needs of the
21 children; or
- 22 (v) Costs incurred or anticipated to be incurred by the parents in
23 compliance with court-ordered reunification efforts under chapter 13.34
24 RCW or under a voluntary placement agreement with an agency supervising
25 the child.

26 (d) **Residential schedule.** The court may deviate from the standard
27 calculation if the child spends a significant amount of time with the
28 parent who is obligated to make a support transfer payment. The court
29 may not deviate on that basis if the deviation will result in
30 insufficient funds in the household receiving the support to meet the
31 basic needs of the child or if the child is receiving temporary
32 assistance for needy families. When determining the amount of the
33 deviation, the court shall consider evidence concerning the increased
34 expenses to a parent making support transfer payments resulting from
35 the significant amount of time spent with that parent and shall
36 consider the decreased expenses, if any, to the party receiving the
37 support resulting from the significant amount of time the child spends
38 with the parent making the support transfer payment.

1 (e) **Children from other relationships.** The court may deviate from
2 the standard calculation when either or both of the parents before the
3 court have children from other relationships to whom the parent owes a
4 duty of support.

5 (i) The child support schedule shall be applied to the mother,
6 father, and children of the family before the court to determine the
7 presumptive amount of support.

8 (ii) Children from other relationships shall not be counted in the
9 number of children for purposes of determining the basic support
10 obligation and the standard calculation.

11 (iii) When considering a deviation from the standard calculation
12 for children from other relationships, the court may consider only
13 other children to whom the parent owes a duty of support. The court
14 may consider court-ordered payments of child support for children from
15 other relationships only to the extent that the support is actually
16 paid.

17 (iv) When the court has determined that either or both parents have
18 children from other relationships, deviations under this section shall
19 be based on consideration of the total circumstances of both
20 households. All child support obligations paid, received, and owed for
21 all children shall be disclosed and considered.

22 (2) All income and resources of the parties before the court, new
23 spouses or new domestic partners, and other adults in the households
24 shall be disclosed and considered as provided in this section. The
25 presumptive amount of support shall be determined according to the
26 child support schedule. Unless specific reasons for deviation are set
27 forth in the written findings of fact and are supported by the
28 evidence, the court shall order each parent to pay the amount of
29 support determined by using the standard calculation.

30 (3) The court shall enter findings that specify reasons for any
31 deviation or any denial of a party's request for any deviation from the
32 standard calculation made by the court. The court shall not consider
33 reasons for deviation until the court determines the standard
34 calculation for each parent.

35 (4) When reasons exist for deviation, the court shall exercise
36 discretion in considering the extent to which the factors would affect
37 the support obligation.

1 (5) Agreement of the parties is not by itself adequate reason for
2 any deviations from the standard calculation.

3 **Sec. 5.** RCW 26.19.080 and 1996 c 216 s 1 are each amended to read
4 as follows:

5 (1) The basic child support obligation derived from the economic
6 table shall be allocated between the parents based on each parent's
7 share of the combined monthly net income.

8 (2) ~~((Ordinary))~~ Health care ~~((expenses))~~ costs are not included in
9 the economic table. Monthly health care ~~((expenses that exceed five~~
10 ~~percent of the basic support obligation))~~ costs shall be ~~((considered~~
11 ~~extraordinary health care expenses. Extraordinary health care expenses~~
12 ~~shall be))~~ shared by the parents in the same proportion as the basic
13 child support obligation.

14 (3) Day care and special child rearing expenses, such as tuition
15 and long-distance transportation costs to and from the parents for
16 visitation purposes, are not included in the economic table. These
17 expenses shall be shared by the parents in the same proportion as the
18 basic child support obligation. If an obligor pays court or
19 administratively ordered day care or special child rearing expenses
20 that are not actually incurred, the obligee must reimburse the obligor
21 for the overpayment if the overpayment amounts to at least twenty
22 percent of the obligor's annual day care or special child rearing
23 expenses. The obligor may institute an action in the superior court or
24 file an application for an adjudicative hearing with the department of
25 social and health services for reimbursement of day care and special
26 child rearing expense overpayments that amount to twenty percent or
27 more of the obligor's annual day care and special child rearing
28 expenses. Any ordered overpayment reimbursement shall be applied first
29 as an offset to child support arrearages of the obligor. If the
30 obligor does not have child support arrearages, the reimbursement may
31 be in the form of a direct reimbursement by the obligee or a credit
32 against the obligor's future support payments. If the reimbursement is
33 in the form of a credit against the obligor's future child support
34 payments, the credit shall be spread equally over a twelve-month
35 period. Absent agreement of the obligee, nothing in this section
36 entitles an obligor to pay more than his or her proportionate share of

1 day care or other special child rearing expenses in advance and then
2 deduct the overpayment from future support transfer payments.

3 (4) The court may exercise its discretion to determine the
4 necessity for and the reasonableness of all amounts ordered in excess
5 of the basic child support obligation.

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