

ESTABLISHING A SUPPORT OBLIGATION
Child Support Guidelines for Third-Party Cases

CS 404.3

SUPERSEDES

CS 404.3 Child Support Guidelines for Third-Party Cases September 25, 2001

REFERENCES

MCA 40-5-209; ARM 37.61.101 through 148

Policy

Applicability

The policies and procedures in this section apply to guidelines calculations performed in third-party cases only. For purposes of this section a third-party case is a case where, for the children for whom support is being established, at least one of the obligees is not a parent. In cases where the only obligee is a parent, section CS 404.1, Child Support Guidelines applies.

Terminology: Third-Party Children

For purposes of this section children in the case who are attached on SEARCHS to a non-parent obligee are referred to as "children in third-party care" or "third-party children." Children attached to a parent obligee are referred to as "non-third-party children".

Guidelines Adaptation

The existing Montana Child Support Guidelines, contained in the Administrative Rules of Montana, do not address third-party cases as defined above. The Guidelines assume each child of the calculation resides primarily with a parent, and that the support amount for each child will be owed to a parent. In a third-party case these assumptions are not valid; amounts must be calculated for support due the third-party. Absent specific statutes or administrative rules for determining support amounts in these cases, the CSED must use its discretion to adapt the Guidelines, identifying and applying the most appropriate method for calculating support in each case.

CSED Methods

The two methods described in this section are intended to guide the CSED's discretion in determining support amounts in third-party cases; they are included in the CSED policy and procedures manual solely to ensure a uniform approach to the calculation of support by CSED caseworkers. The methods are not prescribed by rule or statute, and their use by district courts, parents or their attorneys, or any other persons involved in determining support amounts is entirely discretionary.

Contesting the Use or Outcome of a Method

The CSED uses the methods in this section to determine support amounts at the caseworker level; any party to the case may contest the method used or the amounts produced, by requesting a hearing on the establishment or modification action under the procedures in unit CS 401 or CS 408. At the hearing the Administrative Law Judge (ALJ) determines the support amounts based on the evidence presented, including any alternative method proposed by the contestor. The ALJ may take official notice of the CSED policy and procedures manual and, more specifically, of this section and the applicable method presented here for

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determining support. A party is entitled to an opportunity to rebut the officially noticed method before the matter is resolved by a final decision or order of the ALJ.

Interim Methods

The methods described in this section were developed as experimental, interim procedures for determining support amounts in third-party cases. The CSED may issue changes to this section according to experience gained in applying the methods. The CSED may also incorporate these or other methods for determining support owed to third parties in the Montana Child Support Guidelines, in conjunction with the next periodic review of the Guidelines under MCA 40-5-209. Problems, discrepancies, or omissions found in the methods should be reported to the CSED Guidelines Liaison for research and tracking.

Principles of Third-Party Calculations

In determining the appropriate child support amount in third-party cases, the CSED relies on the following principles to make adjustments to the standard calculation described in section CS 404.1:

- 1) **Two obligations.** Each parent has an obligation of support for the children in third-party care. Therefore, the calculation should preserve both parents' individual obligations for these children. The amount of each parent's gross annual obligation determined in Worksheet A is the starting point for determining that parent's final obligation to the third-party, according to the adjustments in 2) through 6) below.
- 2) **Payment of expenses.** As in the standard calculation, the supplement to the children's primary allowance should include any allowed expenses paid by the third-party. Allowed child day care expenses are restricted to costs that allow the third-party to earn income or receive medical services. Because the third-party obligee has no legal obligation to support the children, the calculation should not include a credit against either parent's support obligations for expenses paid by the third-party.
- 3) **Parent visitation.** For each child in third-party care the calculation should take into account any visitation between the child and a parent; days spent with the parent should reduce that parent's obligation for the child. Further, the other parent's obligation for the child should be divided proportionally between the third-party and the visited parent.

NOTE:

Visitation Defined. For purposes of this section visitation means any days a third-party child spends with a parent during the year, including consecutive days that form an extended period of time. Note that visitation may include situations where the child appears to live or reside with the parent or to be in the parent's custody for a period of time.

- 4) **Child-specific expenses.** When the calculation includes non-third-party children, or when parent visitation with third-party children applies, see 3) above, the calculation should also take into account any differences in expenses among any of the children in the calculation; differences in expenses should be reflected in differences in a parent's obligations for the individual children of the calculation.

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- 5) **Children with no transfer payment.** The calculation must include all of the children in the biological unit regardless of whether those children are receiving CSED services. This includes children who live with parents who are living together, who live with the only parent available for support for example, the other parent is deceased, or is an unidentified father for whom the custodian is unknown for example, a runaway child, or whose non-TANF custodian has not applied for services.

Although there will be no transfer payments owed for these children, it is necessary to include them in the calculation to fairly determine the support amounts for the children (third-party and non-third-party) who are receiving services.

- 6) **Final obligations and transfer payments.** The calculation should produce a final obligation to the third-party for each parent. In cases where any of the children of the calculation spends one or more days with a parent, the calculation should also produce a final transfer payment between the parents. The transfer payment should be the final offset between Mother's total obligation to Father for all the children, including those in third-party care where applicable (3) above), and Father's total obligation to Mother for all the children, including those in third-party care where applicable.

Methods for Adapting the Calculation

To implement the principles described above the CSED adapts the standard calculation using Method I or Method II below, depending on the facts of the case concerning residence, visitation, and supplemental expenses.

Method I: Worksheet A

Method I is used when the facts in either 1) or 2) below apply:

- 1) All of the children reside with the third-party obligee **and** none of the children has any visitation with a parent.
- 2) Some of the children reside with the third-party obligee **and** none of the third-party children has any visitation with a parent; the other children reside with a parent **and** there is no combination parenting for any of the non-third-party children **and** there is no difference in expenses among any of the children in the calculation.

Except in one-obligation cases this method requires two standard calculations, one using 255 days or more spent with the mother for all the children, and the other using 255 days or more spent with the father for all the children. Both resulting worksheets are adjusted to designate the portion of the transfer payment owed to the third-party, even if the CSED is establishing the support amount for only one of the parents.

NOTE:

One-Obligation Cases. For purposes of determining support, a case includes only one support obligation when one of the parents has a sole obligation and the other parent is deceased or unknown, or for some other reason the parent's information cannot be used in the calculation.

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Method II: Worksheet F

Method II is used when the facts in 1) or 2) of Method I do not apply. The method uses a special Worksheet F to adjust the parents' gross annual obligations determined in Worksheet A according to the amount of any visitation between parents and third-party children; any differences in expenses determined in Worksheet B among all of the children; and the extent of any combined parenting arrangements in Worksheet B for non-third-party children.

Worksheet F also produces the final obligations to the third-party and any applicable total transfer payment between the parents. A sample copy of Worksheet F is attached at the end of this section.

Customized Calculations

In unusual cases involving facts not contemplated by Method I or Method II above for example, cases with more than one third-party obligee, the calculation should be customized as necessary, using the principles contained in this section and in consultation with the CSED Guidelines Liaison.

PROCEDURES--INSTRUCTIONS FOR ADAPTING THE CALCULATION

LIMITATIONS:

The following instructions are intended for the use of CSED caseworkers performing the support calculation. The instructions specify only the required changes; standard instructions are given in CS 404.1 Child Support Guidelines, all other lines in the calculation continue to apply.

FORMATTING NOTE:

Where any step below calls for the caseworker to strike out or write in text or amounts on a guidelines worksheet, the caseworker may instead adjust the SEARCHS-generated document electronically by deleting or inserting the material before printing the worksheet.

RESPONSIBILITY FOR IDENTIFYING THIRD-PARTY INFORMATION:

If any parent or custodian raises, or if the caseworker is aware of, facts or issues indicating parent visitation with a third-party child, or supplemental needs paid by a third-party custodian, the caseworker must investigate the information and address it in the calculation. **EXCEPTION:** Calculations should not include visitation or supplemental needs for children in paid substitute-care placements.

METHOD I: WORKSHEET A

Use this method when one of the following conditions applies:

1. All of the children reside with the third-party obligee **and** none of the children has any visitation with a parent.
2. Some of the children reside with the third-party obligee **and** none of the third-party children has any visitation with a parent; the other children reside with a parent **and** there is no combination parenting for any of the non-third-party children **and** there is no difference in expenses among any of the children in the calculation.

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- 1) Generate two complete SEARCHS calculations according to the instructions in steps 2 and 3, then proceed to step 4.
- 2) FIRST CALCULATION--CHILDREN SHOWN WITH MOTHER: Complete the input screens on SEARCHS as for a standard (parent obligee only) calculation, EXCEPT for the fields described below.
 - a. DAYS SPENT: For the third-party children enter 365 days spent with Mother. For any non-third-party children, if the children reside with the mother, enter the number of days actually spent with Mother and the number of days actually spent with Father. If the children reside with the father, enter 365 days spent with Mother.
 - b. TAX INFORMATION: For each parent enter the filing status, number of exemptions, and number of children claimed for child and earned income credits according to the best available information. These entries should be determined independently of the days-spent entries in step 2a, and should reflect the true situation.
 - c. SUPPLEMENTAL EXPENSES: Enter all applicable expenses paid by the parents or by the third-party, see POLICY, Payment of Expenses; third-party expenses should be entered as paid by Mother. Do not select the day care tax credit for third-party children.
 - d. ALL OTHER FINANCIAL INFORMATION: For each parent enter all other information related to income, deductions, other children, and long-distance parenting or other adjustments to SOLA income, as for a standard calculation.
 - e. COMMENTS: Enter the following comment, to appear at the end of the calculation; choose insert A, B, or C depending on the actual residence of any non-third-party children:

"Although line 25 indicates the children all reside primarily with Mother, *[insert A, B, or C]*. The entry on line 25 is necessary to accommodate the computer program and does not affect Father's obligation on line 24, in this instance.

This calculation shows the monthly transfer payment(s) owed by Father. A companion calculation, printed separately, shows the monthly transfer payment(s) owed by Mother."

INSERT A (*no non-third-party children*):

"The children actually reside with a third-party."

INSERT B (*non-third-party children reside with Mother*):

"*[third-party children's names]* actually reside with a third-party."

INSERT C (*non-third-party children reside with Father*):

[Non-third-party children's names] actually reside primarily with Father, and *[third-party children's names]* actually reside with a third-party."

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- 3) SECOND CALCULATION--CHILDREN SHOWN WITH FATHER: Complete the input screens on SEARCHS exactly as for the first calculation (step 2), except as instructed in 3a through 3c below.

NOTE:

Identical Financial Information. For this method I it is essential that for each parent the financial information used in the second calculation be the same as the financial information used in the first. **This includes tax information.** Even though the second calculation shows the children living with the father instead of the mother, the tax exemptions and tax credits for each parent must remain the same, to ensure that the parents' respective gross annual obligations will be the same as in the first calculation.

- a. DAYS SPENT: For the third-party children enter 365 days spent with Father. For any non-third-party children, if the children reside with the father, enter the number of days actually spent with Father and the number of days actually spent with Mother. If the children reside with the mother, enter 365 days spent with Father.
- b. SUPPLEMENTAL EXPENSES: Enter all applicable expenses paid by the parents or by the third-party, see POLICY, Payment of Expenses; third-party expenses should be entered as paid by Father. Do not select the day care tax credit for third-party children.
- c. COMMENTS: Enter the following comment, to appear at the end of the calculation; choose insert A, B, or C depending on the **actual residence** of any non-third-party children:

"Although line 25 indicates the children all reside primarily with Father, [insert A, B, or C]. The entry on line 25 is necessary to accommodate the computer program and does not affect Mother's obligation on line 24, in this instance.

This calculation shows the monthly transfer payment(s) owed by Mother. A companion calculation, printed separately, shows the monthly transfer payment(s) owed by Father."

INSERT A (no non-third-party children):

"The children actually reside with a third-party."

INSERT B (non-third-party children reside with Father):

"[third-party children's names] actually reside with a third-party."

INSERT C (non-third-party children reside with Mother):

"[non-third-party children's names] actually reside primarily with Mother, and [third-party children's names] actually reside with a third-party."

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- 4) Adjust the two Worksheets A resulting from the calculations in steps 2 and 3 as follows:
- a. Lines 23 and 24: If any supplemental expenses were actually paid by the third-party, strike out the SEARCHS amount on line 23 that includes the third-party's expenses (this will be Mother's amount in the first calculation, Father's amount in the second calculation--see steps 2c and 3b). Write in the amount for expenses actually paid by the parent, and correct the resulting net annual obligation for that parent on line 24.
 - b. Line 27: If any non-third-party children are included on line 25, on the applicable calculation strike out the total monthly transfer payment (line 27) owed by the parent with whom the children primarily reside; write in "see next page" beside the stricken amount.

For example, suppose the non-third-party children actually reside with Mother. In the first calculation (children shown with Mother) leave line 27 as is. In the second calculation (children shown with Father) strike out Mother's total monthly transfer payment on line 27, and write in "see next page".
 - c. Summary and Analysis, Per-Child and Total Amounts: For each non-third-party child in Section 1, lines a through h, on the applicable calculation strike out the annual and monthly line obligations of the parent with whom the child actually primarily resides. Adjust the parent's monthly amount on the total line.
 - d. Summary and Analysis, Obligation Statements: Make the necessary adjustments to the SEARCHS statements in Section 1 on each calculation. The final corrected statements should read as follows (omit the individual names of the children if all the children reside with the third-party):

FIRST CALCULATION--CHILDREN SHOWN WITH MOTHER:

"Father owes third-party \$___per month, \$___per child per month for [names of children]."

[If applicable:] "Father owes Mother \$___per month, \$___per child per month for [names of children]."

SECOND CALCULATION--CHILDREN SHOWN WITH FATHER:

"Mother owes third-party \$___per month, \$___per child per month for [names of children]."

[If applicable:] "Mother owes Father \$___per month, \$___per child per month for [names of children]."

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A sample calculation for Method I is given at the end of this section.

- 5) VARIATION: INTACT FAMILIES, NOT MARRIED: Special instructions apply for cases where the parents of the children in the calculation are living together and not married.
 - a. DAYS SPENT:
 - In the first calculation enter 365 days spent with Mother for all the children.
 - In the second calculation enter 365 days spent with Father for all the children.
 - b. Enter the tax information and all other financial information as in steps 2 and 3 above. Enter any supplemental expenses paid by the third-party as in steps 2 and 3 above; enter any supplemental expenses paid by either parent as paid 50% by Mother and 50% by Father.
 - c. Enter the following comments to appear at the end of the calculations (omit the references to both parents if all the children reside with the third-party):

FIRST CALCULATION:

Although line 25 indicates the children all reside primarily with Mother, [non-third-party children's names] actually reside with both parents, and [third-party children's names] actually reside with a third-party. The entry on line 25 is necessary to accommodate the computer program and does not affect Father's obligation on line 24, in this instance.

This calculation shows the monthly transfer payment owed by Father. A companion calculation, printed separately, shows the monthly transfer payment owed by Mother.

SECOND CALCULATION:

Although line 25 indicates the children all reside primarily with Father, [non-third-party children's names] actually reside with both parents, and [third-party children's names] actually reside with a third-party. The entry on line 25 is necessary to accommodate the computer program and does not affect Mother's obligation on line 24, in this instance.

This calculation shows the monthly transfer payment owed by Mother. A companion calculation, printed separately, shows the monthly transfer payment owed by Father.

- d. Lines 23 and 24: If any supplemental expenses were actually paid by the third-party, strike out the SEARCHS amount on line 23 that includes the third-party's expenses (this will be Mother's amount in the first calculation, Father's amount in the second calculation--see steps 2c and 3b). Write in the amount for expenses actually paid by the parent, and correct the resulting net annual obligation for that parent on line 24.
- e. Line 27: If any of the children of the calculation reside with the parents, on both calculations strike out the total monthly transfer payment, and write in "see next page" beside the stricken amount.

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- f. Summary and Analysis: On both calculations strike out the annual and monthly line obligations for any children who reside with the parents, and adjust the total obligation accordingly; adjust the SEARCHS statements to read, "Father owes third-party...." and "Mother owes third-party....".

6) VARIATION: SOLE OBLIGATION (ONE PARENT NOT AVAILABLE FOR SUPPORT):

- a. (This variation requires only one calculation.) Generate a complete SEARCHS calculation according to the instructions in step 7b, then proceed to step 7c.
- b. Complete the input screens on SEARCHS as for a standard (parent obligee only) calculation, EXCEPT for the fields described below.
- i. DAYS SPENT: Enter 365 days spent with the parent who does not have the obligation (the missing parent), for all the children.
 - ii. SUPPLEMENTAL EXPENSES: Enter all applicable expenses paid by the parent or by the third-party, see POLICY, Payment of Expenses. Enter the parent's expenses under the parent who has the obligation, and any third-party expenses under the parent who does not have the obligation.
 - iii. ALL OTHER FINANCIAL INFORMATION: Enter the income, deduction, and SOLA adjustment amounts for the parent who has the obligation; enter \$0 for the other parent.
 - iv. COMMENTS: Enter the following comment, to appear at the end of the calculation (omit the references to the obligated parent if all the children reside with the third-party):

Although line 25 indicates the children all reside primarily with [non-obligated parent], [non-third-party children's names] actually reside with [obligated parent], and [third-party children's names] actually reside with a third-party. The entry on line 25 is necessary to accommodate the computer program and does not affect the parent's obligation on line 24, in this instance.

- c. Adjust Worksheet A resulting from the calculation in step 7b as follows:
- i. Line 23: If any supplemental expenses were actually paid by the third-party, strike out the credit for these expenses (non-obligated parent's amount--see step 7b (ii)) on line 23.
 - ii. Line 27: If any of the children of the calculation live with the parent who has the obligation, strike out the parent's total monthly transfer payment, and write "see next page" beside the stricken amount.
 - iii. Summary and Analysis: Strike out the annual and monthly line obligations for any children who live with the parent who has the obligation, and adjust the total obligation accordingly. Adjust the SEARCHS statement to read, "[Parent who has obligation] owes third-party...."

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METHOD II: WORKSHEET F

Use this method when conditions for Method I do not apply. This is when any of the third-party children has visitation with a parent; or some of the children live with a parent and any of the children of the calculation have different supplemental expenses; or combined parenting applies for any non-third-party children.

1. Complete the input screens on SEARCHS as for a standard (parent obligee) calculation, EXCEPT for the fields described in 1a through 1c below.
 - a. DAYS SPENT: For any non-third-party child enter the number of days spent with each parent according to the instructions for a standard calculation.

For each child in third-party care enter the number of days spent with each parent in such a way that SEARCHS will automatically generate a Worksheet B. (Worksheet B is generated whenever the complete SEARCHS entry for all the children in the calculation reflects a combined parenting situation. Combined parenting means that for each parent, one or more children of the calculation spend at least 111 days with that parent.) If the entries for the non-third-party children already require a Worksheet B, the 365 days for each third-party child can be assigned randomly.
 - b. SUPPLEMENTAL NEEDS: Enter all applicable expenses paid by either of the parents or by the third-party. Expenses paid by the third-party may be entered under either Mother or Father; do not select the day care tax credit for day care expenses paid by the third-party.
 - c. COMMENTS: Enter the following COMMENT, to appear at the end of the calculation:

“Information in lines 23 through 27 above, in Section 1 of the Summary and Analysis on the next page, and in Part 2 of Worksheet B, assumes all of the children reside primarily with a parent. In this calculation [names of third-party children] actually reside primarily with a third-party. Corrected information, generated by overriding the computer program for the third-party children, is shown in Worksheet F.”
2. Print out Worksheets A and B. On Worksheet A immediately below line 22, write in "GO TO WORKSHEET B," and strike out lines 23 through 27.
3. On the printed Summary and Analysis strike out the entire Section 1 containing SEARCHS-generated amounts; leave Section 2 (tax data) as printed.
4. On the printed Worksheet B, Part 1, hand-correct the amounts on lines 14 and 23 as to remove any credit for payment of expenses by the third-party; strike the corresponding line instructions beginning, "The total must match...". Hand-correct the amounts on lines 15 and 24 as applicable.
5. On the printed Worksheet B strike through the entire Part 2 for each child in third-party care. For any non-third-party children, strike out the instruction at Part 2, line 12 beginning, "Enter here...".

At the end of Worksheet B, Part 2 write in, "GO TO WORKSHEET F."

NOTE:

In third-party cases Part 2 of Worksheet B will be incorrect for all children in third-party care because of the SEARCHS DAYS SPENT limitations.

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6. Complete Worksheet F, Parts 1 and 2, according to the instructions printed on the form.

A sample calculation for Method II is given at the end of this section.

7. **VARIATION: INTACT FAMILY, NOT MARRIED:** Where the parents of the children in the calculation are living together but not married, follow the instructions for this method II, steps 1 through 6, except as described below.
 - a. **DAYS SPENT:** Any child of the calculation may be assigned to either parent. The complete days spent entry must be completed in such a way that SEARCHS will automatically generate a Worksheet B (see step 1a for an explanation of the Worksheet B requirement).
 - b. **SUPPLEMENTAL NEEDS:** Enter any supplemental expenses paid by either parent as paid 50% by Mother and 50% by Father.
 - c. **COMMENTS:** Enter the following COMMENT, to appear at the end of the calculation:

Information in lines 23 through 27 above, in Section 1 of the Summary and Analysis on the next page, and in Part 2 of Worksheet B, assumes each of the children resides with one parent. In this calculation [names of non-third-party children] actually reside with both parents, and [names of third-party children] actually reside with a third-party. Corrected information, generated by overriding the computer program for these facts, is shown in Worksheet F.
 - d. **VISITATION:** Any day that a child in third-party care spends with either or both parents is counted as one day of visitation. The total number of days of visitation for the year should be divided equally between the parents for purposes of the days spent entry in Part 1 of Worksheet F.
 - e. **AMOUNTS OWED BETWEEN PARENTS:** Strike out all of Worksheet B, Part 2. On Worksheet F, Part 2, omit any amounts owed between parents.
8. **VARIATION: SOLE OBLIGATION (ONE PARENT NOT AVAILABLE FOR SUPPORT):** Where one of the parents has a sole obligation for purposes of support (for example, the other parent is deceased or is an unidentified father), follow the instructions for this method II except as described below.
 - a. **DAYS SPENT:** For the non-third-party children enter 365 days spent with the parent who has the obligation. For the third-party children enter 365 days spent with the parent who does not have the obligation (the missing parent).
 - b. **SUPPLEMENTAL EXPENSES:** Enter all applicable expenses paid by the parent or by the third-party, see POLICY, Payment of Expenses. Enter the parent's expenses under the parent who has the obligation, and any third-party expenses under the parent who does not have the obligation. Do not select the day care tax credit for day care expenses paid by the third-party.

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- c. **COMMENTS:** Enter the following COMMENT, to appear at the end of the calculation:

Information in lines 23 through 27 above, in Section 1 of the Summary and Analysis on the next page, and in Part 2 of Worksheet B, assumes all of the children reside with a parent. In this calculation [names of third-party children] actually reside with a third-party. Corrected information, generated by overriding the computer program for the third-party children, is shown in Worksheet F.

- d. **WORKSHEET ADJUSTMENTS:** In addition to the other worksheet adjustments required by this method II, in Worksheet B strike out all the lines in Part 1 for the obligation of the missing parent, and strike out all of Part 2.

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SAMPLE CALCULATION—METHOD I

Case Facts:

Children A and B live with Mother 265 days, Father 100 days.
Children C and D live with Third-party.

Day care for A and B is \$1800 per child, paid by Mother.
Day care for C and D is \$1800 per child, paid by Third-party for purpose of
maintaining part-time employment.

Mother's gross income is \$1800, 00, from wage stubs.
Father's gross income is \$20, 00, from wage stubs.

Tax exemptions and credits as shown on Worksheet A, page 4.

Calculation A shows all children with Mother.
Calculation B show all children with Father.

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**MONTANA
CHILD SUPPORT GUIDELINES WORKSHEET**

Worksheet A

Calculation A

Cause/Case Number: 0000000

Worksheets included in this calculation:

A

Mother's Name: Mother

Father's Name: Father

Children for whom this calculation is made:

Name	Date of Birth	Name	Date of Birth
Child A	01/11/1999		
Child B	02/12/1997		
Child C	03/06/1995		
Child D	05/23/1993		

ALL AMOUNTS ARE ANNUAL

	MOTHER	FATHER
1. Income		
a. wages, salaries, commissions	\$18000	\$20000
b. self-employment net earnings		
c. pensions, social security		
d. unearned income		
e. imputed income		
f. earned income credit	1643	
g. other taxable income		
h. other non-taxable income		
i. TOTAL INCOME (add lines 1a through 1h)	19643	20000
2. Allowable Deductions		
a. ordered child support (for other children)		
b. allowance for other children (from Table 2)		
c. ordered alimony/spousal support		
d. ordered health insurance premium (for other children)		
e. federal income taxes	936	2168
f. state income taxes	494	658
g. social security (FICA plus Medicare)	1377	1530
h. mandatory retirement contributions		
i. required employment expense		
j. dependent care expense for other children (not in this calculation), less dependent care tax credit		
k. other		
I. TOTAL ALLOWABLE DEDUCTIONS (add lines 2a through 2k)	\$2807	\$4356
3. INCOME AFTER DEDUCTIONS (line 1i minus line 2I)	\$16836	\$15644

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	MOTHER	FATHER
3a. Enter amount from line 3 for each parent	\$16836	\$15644
4. Personal allowance for each parent (from Table 1)	11167	11167
5. Income available for child support (line 3a minus line 4; if less than zero, enter zero)	5669	4477
6. If line 5 is zero, enter the minimum contribution (from Worksheet C). If line 5 is greater than zero, multiply line 3a by .12 (12%) and enter the result here.	2020	1877
7. For each parent, compare line 5 to line 6 and enter the greater amount.	5669	4477
8. Combined income available (add both columns, line 7)		10146
9. Parental share of combined income available (divide each column of line 7 by line 8)	.56	.44
10. Number of children due support in this calculation (total number of children named on page 1 of this worksheet)		04
11. Primary child support allowance for number of children in line 10 (from Table 2)		8934
12. Supplement to primary allowance (combine annual expenses of mother, father, and third party custodian, if applicable).		
a. Child daycare costs less dependent care tax credit		6264
b. Child health insurance premium		
c. Child extraordinary medical expenses		
d. Other		
e. Total supplement (add 12a, 12b, 12c and 12d)		6264
13. Total primary allowance and supplement (add lines 11 and 12e)		15198
14. For each parent: if line 6 is greater than line 5, skip to line 21 and enter the amount from line 6. If line 6 is less than line 5, go to line 15.		
15. Parent's share of total (for each column, multiply line 13 by line 9)	8511	6687
16. Compare line 15 to line 5. Enter the smaller amount here	5669	4477
17. Income available for SOLA (line 5 minus line 16; if zero, enter zero and skip to line 21)		
18. Adjustments to income available for SOLA:		
a. Long distance parenting adjustment (from Worksheet D)		
b. Other (specify)		
19. Adjusted income available for SOLA (line 17 minus line 18a and 18b)		
20. SOLA amount (from Worksheet E)		

ESTABLISHING A SUPPORT OBLIGATION
Child Support Guidelines for Third-Party Cases

CS 404.3

	MOTHER	FATHER
21. Add line 16 and line 20	\$5669	\$4477
22. Gross annual obligation (for each parent, compare line 21 to line 6; enter the larger amount.)	5669	4477
23. Credit for payment of expenses (enter amount of line 12 expenses that each parent pays)	6264 - 3600 = 2664	
24. Net annual obligation (line 22 minus line 23; if less than zero, enter zero)	3005	\$4477
25. Enter the number of days each child spends with each parent annually in columns A and B. Determine if all of the children spend 110 days or less with the same parent. (Do all the children reside primarily with the same parent and spend 110 days or less with the other parent?) If YES , divide the line 24 obligation for the parent who cares for the children 110 days or less by the number of children on line 10. Enter the result in column C or D (depending on which parent's obligation is being divided) for each child. Leave the other parent's column blank. If NO , complete worksheet B.		

	A		B		C	D
Child's Name	Mother		Father		Mother	Father
a. Child A	265	+	100	=		365
b. Child B	265	+	100	=		365
c. Child C	365	+		=		365
d. Child D	365	+		=		365

Total Obligation (add lines 25a through 25h)		\$4476
26. Determine the difference between line 25i column C and line 25i Column D. Enter the difference in the column of the parent having the higher obligation.		\$4476
27. Total monthly transfer payment (line 26 divided by 12)		\$373

Complete Summary and Analysis page to determine monthly transfer payment per child

This is a standard calculation, based on the Montana Child Support Guidelines and, where applicable, the CSED's policy for adapting the Guidelines in cases where the children reside with a third party.
ANY ADJUSTMENT TO THE OBLIGATION IS SUPPORTED BY WRITTEN FINDINGS.

COMMENTS: Although line 25 indicates the children all reside primarily with Mother, Children C and D actually reside with a third party. The entry on line 25 is necessary to accommodate the computer program and does not affect Father's obligation on line 24, in this instance. This calculation shows the monthly transfer payment(s) owed by Father. A companion calculation, printed separately, shows the monthly transfer payment(s) owed by Mother.

Income is determined from wage stubs provided by the parents. Mother's day care expenses for Children A and B are \$15 per child per day, 10 days per month; the third party's day care expenses for Children C and D, incurred to maintain part-time employment, are \$10 per child per day, 15 days per month.

Prepared By: Case E Worker

September 25, 2001

ESTABLISHING A SUPPORT OBLIGATION
Child Support Guidelines for Third-Party Cases

CS 404.3

MONTANA
CHILD SUPPORT GUIDELINES

SUMMARY and ANALYSIS

This page must be attached to Worksheet A to determine a "per child" obligation according to Rule 16(2) (ARM 37.62.134)

SECTION 1 - PER CHILD OBLIGATIONS

Child's Name	#2 Mother's Obligation (line 25, col C)	#3 Mother's Per Child/ Per Month	#4 Father's Obligation (line 25, col D)	#5 Father's Per Child/ Per Month
a. Child A			1119 ÷ 12 =	93
b. Child B			1119 ÷ 12 =	93
c. Child C			1119 ÷ 12 =	93
d. Child D			1119 ÷ 12 =	93

TOTAL: \$373

FATHER OWES MOTHER ~~\$373~~ ^{\$186} PER MONTH \$93 PER CHILD PER MONTH **FOR CHILDREN A+B**
FATHER OWES THIRD PARTY \$186 PER MONTH, \$93 PER CHILD PER MONTH FOR CHILDREN C+D

SECTION 2 - WORKSHEET VARIABLES

This section provides a record of facts or assumptions on which the child support worksheet is based.

	Mother	Father
Tax Filing Status: (S-single; M-married)	S	S
Number of Tax Exemptions Claimed	3	1
Number of Children for Child Tax Credit	2	
Number of Children for Earned Income Credit	2	
Number of Children for Dependent Care Tax Credit	2	

ESTABLISHING A SUPPORT OBLIGATION
Child Support Guidelines for Third-Party Cases

CS 404.3

**MONTANA
CHILD SUPPORT GUIDELINES WORKSHEET**

Worksheet A **Calculation B**

Cause/Case Number: 0000000

Worksheets included in this calculation:

A

Mother's Name: Mother

Father's Name: Father

Children for whom this calculation is made:

Name	Date of Birth	Name	Date of Birth
Child A	01/11/1999		
Child B	02/12/1997		
Child C	03/06/1995		
Child D	05/23/1993		

ALL AMOUNTS ARE ANNUAL	MOTHER	FATHER
1. Income		
a. wages, salaries, commissions	\$18000	\$20000
b. self-employment net earnings		
c. pensions, social security		
d. unearned income		
e. imputed income		
f. earned income credit	1643	
g. other taxable income		
h. other non-taxable income		
i. TOTAL INCOME (add lines 1a through 1h)	19643	20000
2. Allowable Deductions		
a. ordered child support (for other children)		
b. allowance for other children (from Table 2)		
c. ordered alimony/spousal support		
d. ordered health insurance premium (for other children)		
e. federal income taxes	936	2168
f. state income taxes	494	658
g. social security (FICA plus Medicare)	1377	1530
h. mandatory retirement contributions		
i. required employment expense		
j. dependent care expense for other children (not in this calculation), less dependent care tax credit		
k. other		
l. TOTAL ALLOWABLE DEDUCTIONS (add lines 2a through 2k)	\$2807	\$4356
3. INCOME AFTER DEDUCTIONS (line 1i minus line 2l)	\$16836	\$15644

ESTABLISHING A SUPPORT OBLIGATION
Child Support Guidelines for Third-Party Cases

CS 404.3

	MOTHER	FATHER
3a. Enter amount from line 3 for each parent	\$16836	\$15644
4. Personal allowance for each parent (from Table 1)	11167	11167
5. Income available for child support (line 3a minus line 4; if less than zero, enter zero)	5669	4477
6. If line 5 is zero, enter the minimum contribution (from Worksheet C). If line 5 is greater than zero, multiply line 3a by .12 (12%) and enter the result here.	2020	1877
7. For each parent, compare line 5 to line 6 and enter the greater amount.	5669	4477
8. Combined income available (add both columns, line 7)		10146
9. Parental share of combined income available (divide each column of line 7 by line 8)	.56	.44
10. Number of children due support in this calculation (total number of children named on page 1 of this worksheet)		04
11. Primary child support allowance for number of children in line 10 (from Table 2)		8934
12. Supplement to primary allowance (combine annual expenses of mother, father, and third party custodian, if applicable).		
a. Child daycare costs less dependent care tax credit		6264
b. Child health insurance premium		
c. Child extraordinary medical expenses		
d. Other		
e. Total supplement (add 12a, 12b, 12c and 12d)		6264
13. Total primary allowance and supplement (add lines 11 and 12e)		15198
14. For each parent: if line 6 is greater than line 5, skip to line 21 and enter the amount from line 6. If line 6 is less than line 5, go to line 15.		
15. Parent's share of total (for each column, multiply line 13 by line 9)	8511	6687
16. Compare line 15 to line 5. Enter the smaller amount here	5669	4477
17. Income available for SOLA (line 5 minus line 16; if zero, enter zero and skip to line 21)		
18. Adjustments to income available for SOLA:		
a. Long distance parenting adjustment (from Worksheet D)		
b. Other (specify)		
19. Adjusted income available for SOLA (line 17 minus line 18a and 18b)		
20. SOLA amount (from Worksheet E)		

ESTABLISHING A SUPPORT OBLIGATION
Child Support Guidelines for Third-Party Cases

CS 404.3

	MOTHER	FATHER
21. Add line 16 and line 20	\$5669	\$4477
22. Gross annual obligation (for each parent, compare line 21 to line 6; enter the larger amount.)	5669	4477
23. Credit for payment of expenses (enter amount of line 12 expenses that each parent pays)	2664	3600 - 3600 = 0
24. Net annual obligation (line 22 minus line 23; if less than zero, enter zero)	\$3005	4477 \$ 4477
25. Enter the number of days each child spends with each parent annually in columns A and B. Determine if all of the children spend 110 days or less with the same parent. (Do all the children reside primarily with the same parent and spend 110 days or less with the other parent?) If YES, divide the line 24 obligation for the parent who cares for the children 110 days or less by the number of children on line 10. Enter the result in column C or D (depending on which parent's obligation is being divided) for each child. Leave the other parent's column blank. If NO, complete worksheet B.		

	A		B			C	D
Child's Name	Mother		Father			Mother	Father
a. Child A		+	365	=	365	751	
b. Child B		+	365	=	365	751	
c. Child C		+	365	=	365	751	
d. Child D		+	365	=	365	751	

Total Obligation (add lines 25a through 25h)		\$3004
26. Determine the difference between line 25i column C and line 25i Column D. Enter the difference in the column of the parent having the higher obligation.		\$3004
27. Total monthly transfer payment (line 26 divided by 12)		\$250 see next page

Complete Summary and Analysis page to determine monthly transfer payment per child

This is a standard calculation, based on the Montana Child Support Guidelines and, where applicable, the CSED's policy for adapting the Guidelines in cases where the children reside with a third party.
ANY ADJUSTMENT TO THE OBLIGATION IS SUPPORTED BY WRITTEN FINDINGS.

COMMENTS: Although line 25 indicates the children all reside primarily with Father, Children A and B actually reside primarily with Mother, and Children C and D actually reside with a third party. The entry on line 25 is necessary to accommodate the computer program and does not affect Mother's obligation on line 24, in this instance. This calculations shows the monthly transfer payment(s) owed by Mother. A companion calculation, printed separately, shows the monthly transfer payment(s) owed by Father.

Income is determined from the parents' wage stubs. Mother's day care expenses for Children A and B are \$15 per child per day, 10 days per month; the third party's expenses for Children C and D, incurred to maintain part-time employment, are \$10 per child per day, 15 days per month.

Prepared By: Case E Worker September 25, 2001

ESTABLISHING A SUPPORT OBLIGATION
Child Support Guidelines for Third-Party Cases

CS 404.3

MONTANA
CHILD SUPPORT GUIDELINES

SUMMARY and ANALYSIS

This page must be attached to Worksheet A to determine a "per child" obligation according to Rule 16(2) (ARM 37.62.134)

SECTION 1 - PER CHILD OBLIGATIONS

Child's Name	#2 Mother's Obligation (line 25, col C)	#3 Mother's Per Child/ Per Month	#4 Father's Obligation (line 25,col D)	#5 Father's Per Child/ Per Month
a. Child A	751 ÷ 12 =	63		
b. Child B	751 ÷ 12 =	63		
c. Child C	751 ÷ 12 =	63		
d. Child D	751 ÷ 12 =	63		

TOTAL: \$126
\$250
THIRD PARTY \$126
MOTHER OWES ~~FATHER \$250~~ PER MONTH \$63 PER CHILD PER MONTH **FOR CHILDREN C & D**

SECTION 2 - WORKSHEET VARIABLES

This section provides a record of facts or assumptions on which the child support worksheet is based.

	Mother	Father
Tax Filing Status: (S-single; M-married)	S	S
Number of Tax Exemptions Claimed	3	1
Number of Children for Child Tax Credit	2	
Number of Children for Earned Income Credit	2	
Number of Children for Dependent Care Tax Credit	2	

ESTABLISHING A SUPPORT OBLIGATION
Child Support Guidelines for Third-Party Cases

CS 404.3

SAMPLE CALCUATION –METHOD II

Case Facts:

Children A and B live with Mother.

Children C and D live with Third-party.

Day care for A and B is \$2400 per child, paid by Mother.

Day care for C and D is \$1800 per child, paid by Third-party for purpose of maintaining part-time employment.

Mother's gross income is \$44,000, from financial affidavit.

Father's gross income is \$60,000, from financial affidavit.

Child C has visitation with Mother 50 days, with Father 95 days.

Child D has no visitation with either parent.

Tax exemptions and credits as shown on Worksheet A, page 4.

ESTABLISHING A SUPPORT OBLIGATION
Child Support Guidelines for Third-Party Cases

CS 404.3

MONTANA
CHILD SUPPORT GUIDELINES WORKSHEET

Worksheet A

Cause/Case Number: 0000000

Worksheets included in this calculation:

A B

Mother's Name: Mother

Father's Name: Father

Children for whom this calculation is made:

Name	Date of Birth	Name	Date of Birth
Child A	01/11/1996		
Child B	02/12/1995		
Child C	03/06/1993		
Child D	05/23/1992		

ALL AMOUNTS ARE ANNUAL

	MOTHER	FATHER
1. Income		
a. wages, salaries, commissions	\$44000	\$60000
b. self-employment net earnings		
c. pensions, social security		
d. unearned income		
e. imputed income		
f. earned income credit		
g. other taxable income		
h. other non-taxable income		
i. TOTAL INCOME (add lines 1a through 1h)	44000	60000
2. Allowable Deductions		
a. ordered child support (for other children)		
b. allowance for other children (from Table 2)		
c. ordered alimony/spousal support		
d. ordered health insurance premium (for other children)		
e. federal income taxes	4756	11860
f. state income taxes	1915	3171
g. social security (FICA plus Medicare)	3366	4590
h. mandatory retirement contributions		
i. required employment expense		
j. dependent care expense for other children (not in this calculation), less dependent care tax credit		
k. other		
I. TOTAL ALLOWABLE DEDUCTIONS (add lines 2a through 2k)	\$10037	\$19621
3. INCOME AFTER DEDUCTIONS (line 1i minus line 2I)	\$33963	\$40379

ESTABLISHING A SUPPORT OBLIGATION
Child Support Guidelines for Third-Party Cases

CS 404.3

	MOTHER	FATHER
3a. Enter amount from line 3 for each parent	\$33963	\$40379
4. Personal allowance for each parent (from Table 1)	11167	11167
5. Income available for child support (line 3a minus line 4; if less than zero, enter zero)	22796	29212
6. If line 5 is zero, enter the minimum contribution (from Worksheet C). If line 5 is greater than zero, multiply line 3a by .12 (12%) and enter the result here.	4076	4845
7. For each parent, compare line 5 to line 6 and enter the greater amount.	22796	29212
8. Combined income available (add both columns, line 7)	52008	
9. Parental share of combined income available (divide each column of line 7 by line 8)	.44	.56
10. Number of children due support in this calculation (total number of children named on page 1 of this worksheet)	04	
11. Primary child support allowance for number of children in line 10 (from Table 2)	8934	
12. Supplement to primary allowance (combine annual expenses of mother, father, and third party custodian, if applicable).		
a. Child daycare costs less dependent care tax credit	7440	
b. Child health insurance premium		
c. Child extraordinary medical expenses		
d. Other		
e. Total supplement (add 12a, 12b, 12c and 12d)	7440	
13. Total primary allowance and supplement (add lines 11 and 12e)	16374	
14. For each parent: if line 6 is greater than line 5, skip to line 21 and enter the amount from line 6. If line 6 is less than line 5, go to line 15.		
15. Parent's share of total (for each column, multiply line 13 by line 9)	7204	9169
16. Compare line 15 to line 5. Enter the smaller amount here	7204	9169
17. Income available for SOLA (line 5 minus line 16; if zero, enter zero and skip to line 21)	15592	20043
18. Adjustments to income available for SOLA:		
a. Long distance parenting adjustment (from Worksheet D)		
b. Other (specify)		
19. Adjusted income available for SOLA (line 17 minus line 18a and 18b)	15592	20043
20. SOLA amount (from Worksheet E)	\$4833	\$6213

ESTABLISHING A SUPPORT OBLIGATION
Child Support Guidelines for Third-Party Cases

CS 404.3

	MOTHER	FATHER		
21. Add line 16 and line 20	\$12038	\$15382		
22. Gross annual obligation (for each parent, compare line 21 to line 6; enter the larger amount.)	12038	15382		
GO TO WORKSHEET B				
23. Credit for payment of expenses (enter amount of line 12 expenses that each parent pays)	3840	3800		
24. Net annual obligation (line 22 minus line 23; if less than zero, enter zero)	\$8198	\$11782		
25. Enter the number of days each child spends with each parent annually in columns A and B. Determine if all of the children spend 110 days or less with the same parent. (Do all the children reside primarily with the same parent and spend 110 days or less with the other parent?) If YES , divide the line 24 obligation for the parent who cares for the children 110 days or less by the number of children on line 10. Enter the result in column C or D (depending on which parent's obligation is being divided) for each child. Leave the other parent's column blank. If NO , complete worksheet B.				
Child's Name	A Mother	B Father	C Mother	D Father
a. Child A	365	+	= 365	3846
b. Child B	365	+	= 365	3846
c. Child C		+	365	3009
d. Child D		+	365	3009
 Total Obligation (add lines 25a through 25h)			\$6018	\$7692
26. Determine the difference between line 25i column C and line 25i Column D. Enter the difference in the column of the parent having the higher obligation.				\$1674
27. Total monthly transfer payment (line 26 divided by 12)				\$140
Complete Summary and Analysis page to determine monthly transfer payment per child				

This is a standard calculation, based on the Montana Child Support Guidelines and, where applicable, the CSED's policy for adapting the Guidelines in cases where the children reside with a third party.
ANY ADJUSTMENT TO THE OBLIGATION IS SUPPORTED BY WRITTEN FINDINGS.

COMMENTS: Information in lines 23 through 27 above, in Section 1 of the Summary and Analysis on the next page, and in Part 2 of Worksheet B, assumes all of the children reside with a parent. In this calculation Children C and D actually reside with a third party. Corrected information, generated by overriding the computer program for the third-party children, is shown in Worksheet F.

Income is determined from financial affidavits provided by the parents. Mother's day care expenses for Children A and B are \$10 per child per day, 20 days per month; the third party's day care expenses for Children C and D, incurred to maintain part-time employment, are \$10 per child per day, 15 days per month.

Prepared By: Case E Worker

September 25, 2001

ESTABLISHING A SUPPORT OBLIGATION
Child Support Guidelines for Third-Party Cases

CS 404.3

MONTANA
CHILD SUPPORT GUIDELINES

SUMMARY and ANALYSIS

This page must be attached to Worksheet A to determine a "per child" obligation according to Rule 16(2) (ARM 37.62.134)

Child's Name	#2 Mother's Obligation (line 25, col C)	#3 Mother's Per Child/ Per Month	#4 Father's Obligation (line 25, col D)	#5 Father's Per Child/ Per Month
a. Child A			3846 ÷ 12 =	321
b. Child B			3846 ÷ 12 =	321
c. Child C	3009 ÷ 12 =	251		
d. Child D	3009 ÷ 12 =	251		
TOTAL:		\$502		\$641

FATHER OWES MOTHER \$140 PER MONTH
~~The "per child" obligations are shown on lines a through h in column #3 and column #5.~~

SECTION 2 - WORKSHEET VARIABLES

This section provides a record of facts or assumptions on which the child support worksheet is based.

	Mother	Father
Tax Filing Status: (S-single; M-married)	S	S
Number of Tax Exemptions Claimed	3	1
Number of Children for Child Tax Credit	2	
Number of Children for Earned Income Credit	2	
Number of Children for Dependent Care Tax Credit	2	

ESTABLISHING A SUPPORT OBLIGATION
Child Support Guidelines for Third-Party Cases

CS 404.3

MONTANA
CHILD SUPPORT GUIDELINES
Worksheet B

(Combination Parenting Arrangements - Part 1)
 Complete Worksheet B (WS-B), Part 1, only if indicated on Worksheet A (WS-A), line 25.

	Child A	Child B	Child C	Child D
1. Enter name of each child from WS-A.				
2. Divide line 11, WS-A by the total number of children on line 1 (above) and enter here.	2233	2233	2233	2233
3. Enter the supplemental needs shown on WS-A, 12a, 12b, 12c, 12d, separated out by child. The total for all children must match WS-A, line 12e.	1920	1920	1800	1800
4. Total needs of each child; line 2 plus line 3.	4153	4153	4033	4033
5. Add all columns of line 4.	16374			
6. For each child (column), divide line 4 by line 5.	.25	.25	.25	.25
MOTHER'S DIVISION OF OBLIGATION				
7. Enter Mother's gross obligation from WS-A, line 22.	12038			
8. Enter amount from Mother's line 20, WS-A.	4833			
9. Subtract line 8 from line 7.	7204			
10. Multiply line 6 by line 9 for each child.	1801	1801	1801	1801
11. Enter amount from Mother's line 20, WS-A.	4833			
12. Divide line 11 by total children on line 1.	1208	1208	1208	1208
13. Add line 10 and line 12.	3009	3009	3009	3009
14. Enter credit for payment of expenses for each child. The total must match Mother's line 23, WS-A.	1920	1920		
15. Mother's obligation for each child; subtract line 14 from line 13 for each child. Enter here and on WS-B, Part 2, Column A, line 1. If less than zero, enter as negative.	1089	1089	3009	3009
FATHER'S DIVISION OF OBLIGATION				
16. Enter Father's gross obligation from WS-A, line 22.	15382			
17. Enter amount from Father's line 20, WS-A.	6213			
18. Subtract line 17 from line 16.	9169			
19. Multiply line 6 by line 18 for each child.	2292	2292	2292	2292
20. Enter amount from Father's line 20, WS-A.	6213			
21. Divide line 20 by total children on line 1.	1553	1553	1553	1553
22. Add line 19 and line 21.	3846	3846	3846	3846
23. Enter credit for payment of expenses for each child. The total must match Father's line 23, WS-A.			0 1800	0 1800
24. Father's obligation for each child; subtract line 23 from line 22 for each child. Enter here and on WS-B, Part 2, Column B, line 1. If less than zero, enter as negative.	3846	3846	2046 3846	2046 3846

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 (New 11/98)

ESTABLISHING A SUPPORT OBLIGATION
Child Support Guidelines for Third-Party Cases

CS 404.3

MONTANA
CHILD SUPPORT GUIDELINES
Worksheet B

(Combination Parenting Arrangements - Part 2)
 Complete Worksheet B (WS-B), Part 2 only if Worksheet B, Part 1 was completed.
 Complete one section of Part 2 for each child included in Worksheet A.

	Mother	Father
CHILD'S NAME: Child A		
1. Obligation from WS-B, Part 1: Mother, line 15, Father, line 24	\$1089	\$3846
2. Enter number of days spent with each parent during the year.	365	
3. If line 2 is greater than 110 for both parents, go to line 5. If not, enter the obligation from line 1 of the parent with the least number of days. Leave the other parent's line blank. Go to line 12.		3846
4. Rate of normal visitation.	110	110
5. Subtract line 4 from line 2.		
6. Credit factor.	0.0069	0.0069
7. Multiply line 6 by line 5.		
8. Multiply line 7 by line 1 (round to the nearest dollar).		
9. Subtract line 8 from line 1.		
10. Determine the difference between line 9, Col. A and line 9, Col B and enter in the column of the parent with the higher obligation.		
11. If entry on line 10, compare to entry on line 1; enter smaller amount here.		
12. Enter amount from line 3 or line 11. Enter here and on line 25, WS-A, Column C or D for this child.		\$3846

	Mother	Father
CHILD'S NAME: Child B		
1. Obligation from WS-B, Part 1: Mother, line 15, Father, line 24	\$1089	\$3846
2. Enter number of days spent with each parent during the year.	365	
3. If line 2 is greater than 110 for both parents, go to line 5. If not, enter the obligation from line 1 of the parent with the least number of days. Leave the other parent's line blank. Go to line 12.		3846
4. Rate of normal visitation.	110	110
5. Subtract line 4 from line 2.		
6. Credit factor.	0.0069	0.0069
7. Multiply line 6 by line 5.		
8. Multiply line 7 by line 1 (round to the nearest dollar).		
9. Subtract line 8 from line 1.		
10. Determine the difference between line 9, Col. A and line 9, Col B and enter in the column of the parent with the higher obligation.		
11. If entry on line 10, compare to entry on line 1; enter smaller amount here.		
12. Enter amount from line 3 or line 11. Enter here and on line 25, WS-A, Column C or D for this child.		\$3846

GO TO WORKSHEET F

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(New 11/98)

ESTABLISHING A SUPPORT OBLIGATION
Child Support Guidelines for Third-Party Cases

CS 404.3

MONTANA
CHILD SUPPORT GUIDELINES
Worksheet B

(Combination Parenting Arrangements - Part 2)
 Complete Worksheet B (WS-B), Part 2 only if Worksheet B, Part 1 was completed.
 Complete one section of Part 2 for each child included in Worksheet A.

	Mother	Father
CHILD'S NAME: Child C		
1. Obligation from WS-B, Part 1: Mother, line 15, Father, line 24	\$3009	\$2046
2. Enter number of days spent with each parent during the year.		365
3. If line 2 is greater than 110 for both parents, go to line 5. If not, enter the obligation from line 1 of the parent with the least number of days. Leave the other parent's line blank. Go to line 12.	3009	
4. Rate of normal visitation.	110	110
5. Subtract line 4 from line 2.		
6. Credit factor.	0.0069	0.0069
7. Multiply line 6 by line 5.		
8. Multiply line 7 by line 1 (round to the nearest dollar).		
9. Subtract line 8 from line 1.		
10. Determine the difference between line 9, Col. A and line 9, Col B and enter in the column of the parent with the higher obligation.		
11. If entry on line 10, compare to entry on line 1; enter smaller amount here.		
12. Enter amount from line 3 or line 11. Enter here and on line 25, WS-A, Column C or D for this child.	\$3009	
CHILD'S NAME: Child D		
1. Obligation from WS-B, Part 1: Mother, line 15, Father, line 24	\$3009	\$2046
2. Enter number of days spent with each parent during the year.		365
3. If line 2 is greater than 110 for both parents, go to line 5. If not, enter the obligation from line 1 of the parent with the least number of days. Leave the other parent's line blank. Go to line 12.	3009	
4. Rate of normal visitation.	110	110
5. Subtract line 4 from line 2.		
6. Credit factor.	0.0069	0.0069
7. Multiply line 6 by line 5.		
8. Multiply line 7 by line 1 (round to the nearest dollar).		
9. Subtract line 8 from line 1.		
10. Determine the difference between line 9, Col. A and line 9, Col B and enter in the column of the parent with the higher obligation.		
11. If entry on line 10, compare to entry on line 1; enter smaller amount here.		
12. Enter amount from line 3 or line 11. Enter here and on line 25, WS-A, Column C or D for this child.	\$3009	

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(New 11/98)

ESTABLISHING A SUPPORT OBLIGATION
Child Support Guidelines for Third-Party Cases

CS 404.3

Worksheet F--Third-Party Adjustments

PART 1--Visitation Adjustment. (Complete Part 1 for all children in third-party care, regardless of whether support is being established, then continue to Part 2.)

Child's Name: Child C

	Third Party	+	Mother	+	Father	
1. Days spent with....	<u>220</u>		<u>50</u>		<u>95</u>	= 365
2. Percentage (line 1/365)	<u>.60</u>		<u>.14</u>		<u>.26</u>	
3. Total support obligation for this child (from WS-B, Part 1, lines 15 and 24)			<i>Round all amounts to whole dollars:</i>			
			<u>3009</u>		<u>3846</u>	
4. Amount owed to Third Party (line 3 amt) x (line 2, % for Third Party)			<u>1805</u>		<u>2308</u>	
5. Amount owed to other parent (line 3 amt) x (line 2, % for other parent)			<u>782</u>		<u>538</u>	
6. Parent-offset payment			<u>244</u>			

(Find the difference between Mother's and Father's amounts in line 5; enter the difference in the column for the parent owing the higher amount.)

Child's Name: Child D

	Third Party	+	Mother	+	Father	
1. Days spent with....	<u>365</u>		<u>0</u>		<u>0</u>	= 365
2. Percentage (line 1/365)	<u>1.0</u>		<u>0</u>		<u>0</u>	
3. Total support obligation for this child (from WS-B, Part 1, lines 15 and 24)			<i>Round all amounts to whole dollars:</i>			
			<u>3009</u>		<u>3846</u>	
4. Amount owed to Third Party (line 3 amt) x (line 2, % for Third Party)			<u>3009</u>		<u>3846</u>	
5. Amount owed to other parent (line 3 amt) x (line 2, % for other parent)			<u>0</u>		<u>0</u>	
6. Parent-offset payment			<u>n/a</u>		<u>n/a</u>	

(Find the difference between Mother's and Father's amounts in line 5; enter the difference in the column for the parent owing the higher amount.)

Child's Name: _____

	Third Party	+	Mother	+	Father	
1. Days spent with....						= 365
2. Percentage (line 1/365)						
3. Total support obligation for this child (from WS-B, Part 1, lines 15 and 24)			<i>Round all amounts to whole dollars:</i>			
4. Amount owed to Third Party (line 3 amt) x (line 2, % for Third Party)						
5. Amount owed to other parent (line 3 amt) x (line 2, % for other parent)						
6. Parent-offset payment						

(Find the difference between Mother's and Father's amounts in line 5; enter the difference in the column for the parent owing the higher amount.)

CS-404.1F
(New 09/01)

ESTABLISHING A SUPPORT OBLIGATION
Child Support Guidelines for Third-Party Cases

CS 404.3

PART 2--Summary and Analysis. (Complete Part 2 only for children whose support is being established.)

A. CHILDREN IN THIRD-PARTY CARE

	A1	A2	A3	A4
Child's Name	Mother's Obligation to 3rd Party*	Mother's Obligation To Father**	Father's Obligation to 3rd Party*	Father's Obligation To Mother**
a. <u>Child C</u>	<u>1805</u>	<u>244</u>	<u>2308</u>	_____
b. <u>Child D</u>	<u>3009</u>	_____	<u>3846</u>	_____
c. _____	_____	_____	_____	_____
d. _____	_____	_____	_____	_____
e. TOTAL (lines a through d)	<u>4814</u>	<u>244</u>	<u>6154</u>	_____
f. PER MONTH (line e ÷ 12)	<u>401</u>	<u>20</u>	<u>513</u>	_____

*from WS-F, Part 1, line 4
 **from WS-F, Part 1, line 6

B. CHILDREN NOT IN THIRD-PARTY CARE

	B1	B2	B3	B4
Child's Name	Mother's Obligation to Father*	Mother-- Per CH/MO	Father's Obligation to Mother*	Father-- Per CH/MO
a. <u>Child A</u>	_____ ÷ 12 =	_____	<u>3846</u> ÷ 12 =	<u>321</u>
b. <u>Child B</u>	_____ ÷ 12 =	_____	<u>3846</u> ÷ 12 =	<u>321</u>
c. _____	_____ ÷ 12 =	_____	_____ ÷ 12 =	_____
d. _____	_____ ÷ 12 =	_____	_____ ÷ 12 =	_____
e. TOTAL	_____	_____	TOTAL	<u>642</u>

*from WS-B, Part 2, line 12

C. AMOUNTS FOR SUPPORT ORDER

- Mother owes Third Party \$ 401 per month for the children in third-party care (col A1, line f).
 - Father owes Third Party \$ 513 per month for the children in third-party care (col A3, line f).
- Per-child amounts are the individual amounts on lines a through d (columns A1 and A3), divided by 12.*

- Check and complete any or none of the following statements, as applicable:
- Mother owes Father \$ 20 per month for the children in third-party care (col A2, line f)
 - Mother owes Father \$ _____ per month for the children not in third-party care (col B2, line e)
 - Father owes Mother \$ _____ per month for the children in third-party care (col A4, line f)
 - Father owes Mother \$ 642 per month for the children not in third-party care (col B4, line e)
- Per-child amounts are the individual amounts*
- on lines a through d, columns A2 and A4, divided by 12, and
 - on lines a through d, columns B2 and B4.

Amounts for any children not listed on this page can be found in Worksheets B and F as follows: for children residing with one parent, WS-B, Part 2, line 12; for children residing with both parents or an other living parent, WS-B, Part 1, lines 15 and 24; for children in third-party care, WS-F, Part 1, lines 4 and 6