

Rule 1910.1. Scope. Definitions.

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(c) As used in this chapter, unless the context of a rule indicates otherwise, the following terms shall have the following meanings:

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“Trier_of_fact,” the judge, hearing officer, or conference officer who makes factual determinations.

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Rule 1910.16-1. [Amount of]Support Obligation. Support Guidelines.

(a) *Applicability of the Support Guidelines.*

- (1) Except as provided in subdivision **(a)**(3), the support guidelines determine **[the amount of support that a spouse or parent should pay]a spouse's or parent's support obligation** based on the parties' combined monthly net income, as defined in Pa.R.C.P. No. 1910.16-2, and the number of persons being supported.
- (2) If a person caring for or having custody of a minor child, who does not have a duty of support to the minor child, initiates a child support action as provided in Pa.R.C.P. No. 1910.3:
 - (i) the complaint shall **[identify]name** the parentss**[(s)]** as defendantss**[(s)]**;
 - (ii) in determining the basic child support **[amount]obligation**, the monthly net income for the individual initiating the action shall not be considered in the support calculation by the trier-of-fact;
 - (iii) the parents' monthly net incomes shall be combined to determine the basic child support **[amount]obligation**, which shall be apportioned based on the parents' respective monthly net incomes consistent with Pa.R.C.P. No. 1910.16-4. The parents shall pay the obligee their proportionate share of the basic child support **[amount]obligation** as a separate obligor; and
 - (iv) as with other support actions, the trier-of-fact may **[make adjustments or deviations]adjust or deviate the basic child support, spousal support, or alimony pendente lite obligation** consistent with the support guidelines based on the evidence presented by the parties.

Example 1. The parents have one child, who is in the custody of the maternal grandmother. Maternal grandmother initiates a support action against the parents. Mother's monthly net income is \$3,000 and Father's monthly net income is \$2,000 for a combined monthly net income of \$5,000. For purposes of the child support calculation, maternal grandmother's income is irrelevant and not part of the calculation. The basic child support obligation for one child at a combined monthly net income of \$5,000 is **[\$990]\$993** per month. Mother's percentage share of the combined monthly net income

is 60% (\$3,000/\$5,000) and Father's percentage share of the combined monthly net income is 40% (\$2,000/\$5,000). Mother's preliminary monthly share of the child support obligation is ~~[\$594 (\$990)]~~\$596 (\$993 x 60%) and Father's preliminary monthly share of the child support obligation is ~~[\$396 (\$990)]~~\$397 (\$993 x 40%). Maternal grandmother is the obligee with Mother and Father as separate obligors owing ~~[\$594 and \$396]~~\$596 and \$397, respectively, to the maternal grandmother.

- (3) In ~~[actions]~~an action in which the plaintiff is a public body or private agency pursuant to Pa.R.C.P. No. 1910.3, the ~~[amount of the order]~~basic child support obligation shall be calculated under the guidelines based upon ~~[each obligor's]~~the parent's monthly net income[, as defined in Pa.R.C.P. No. 1910.16-2,] with the public or private entity's monthly net income as zero. In such cases, each parent shall be treated as a separate obligor, and the parent's obligation will be based upon ~~[his or her own]~~the parent's monthly net income without regard to the other parent's monthly net income[of the other parent].
- (i) The ~~[amount of]~~basic child support obligation owed to ~~[other children]~~a child not in placement shall be deducted from each parent's monthly net income before calculating support for the child ~~[or children]~~ in placement, including the ~~[amount of]~~ direct support the support guidelines assume ~~[will be provided by]~~ the custodial parent will provide.

Example 2. ~~[Mother and Father]~~The parents have three children and do not live in the same household. Mother has primary custody of two children and monthly net income of ~~[\$2,000]~~\$2,500 per month. Father's monthly net income is ~~[\$3,000]~~\$4,000. The parties' third child is in foster care placement. Pursuant to the schedule in Pa.R.C.P. No. 1910.16-3, the basic child support ~~[amount]~~obligation for the two children with Mother is ~~[\$1,415]~~\$1,733. As Father's income is ~~[60%]~~62% of the parties' combined monthly net income, ~~[his]~~Father's basic child support obligation to Mother is ~~[\$849]~~\$1,074 per month. The guidelines assume that Mother will provide ~~[\$566]~~\$659 per month in direct expenditures to the two children ~~[in her home]~~. The agency/obligee brings an action against each parent for the support of the child in placement. Father/obligor's monthly net income will be ~~[\$2,151]~~\$2,926 for purposes of this calculation (~~[\$3,000]~~\$4,000 less ~~[\$849]~~\$1,074 in support for the children with Mother). As the agency/obligee's income is zero, Father's support for the child in placement will be 100% of the ~~[schedule amount of]~~basic child support obligation for one child at the ~~[\$2,151]~~\$2,926 income level, or ~~[\$509]~~\$674 per month. Mother/obligor's net income will be ~~[\$1,434]~~\$1,841 for purposes of this calculation (~~[\$2,000]~~\$2,500 less ~~[\$566]~~\$659 in direct support to the children in ~~[her custody]~~. ~~Her]~~Mother's custody. Mother's support obligation will be 100% of the ~~[schedule amount]~~basic child support

obligation for one child at that income level, or ~~[\$348]~~\$423 per month.

Example 3. ~~[Mother and Father]~~The parents have two children in placement. Father owes child support of \$500 per month for two children of a former marriage. At the same income levels as in Example 2, Father's **monthly net** income for determining his obligation to the children in placement would be ~~[\$2,500 (\$3,000)]~~\$3,500 (\$4,000 less \$500 support for two children of prior marriage). ~~[His]~~Father's obligation to the agency would be ~~[\$849]~~\$1,205 per month (100% of the ~~[schedule amount]~~basic child support obligation for two children at the ~~[\$2,500]~~\$3,500 per month income level). Mother's **monthly net** income would not be diminished as she owes no other child support. ~~[She]~~Mother would owe ~~[\$686]~~\$877 for the children in placement (100% of the ~~[schedule amount]~~basic child support obligation for two children at the ~~[\$2,000]~~\$2,500 income level).

- (ii) If the parents reside in the same household, ~~[their respective obligations to the children who remain]~~each parent's respective basic child support obligation to a child that remains in the household and ~~[are]~~is not in placement shall be calculated according to the guidelines, with the parent having the higher income as the obligor, and the calculated ~~[support amount]~~basic child support obligation shall be deducted from the parents' monthly net incomes for purposes of calculating support for ~~[the child(ren)]~~a child in placement.

Example 4. ~~[Mother and Father]~~The parents have four children, two of whom are in placement. Mother's monthly net income is \$4,000 and Father's is \$3,000. The basic **child** support ~~[amount]~~obligation for the two children in the home is ~~[\$1,660]~~\$1,841, according to the schedule in Pa.R.C.P. No. 1910.16-3. As Mother's **monthly net** income is 57% of the parties' combined monthly net income[s], her share would be ~~[\$946]~~\$1,049, and Father's 43% share would be ~~[\$714]~~\$792. Mother's **monthly net** income for purposes of calculating support for the two children in placement would be ~~[\$3,054]~~\$2,951 (\$4,000 less ~~[\$946]~~\$1,049). She would pay 100% of the basic child support **obligation** at that income level, or ~~[\$1,032]~~\$1,026, for the children in placement. Father's **monthly net** income would be ~~[\$2,286]~~\$2,208 (\$3,000 less ~~[\$714]~~\$792), and his obligation to the children in placement would be ~~[\$784]~~\$772.

- (iii) [In the event that the combined amount the parents are required to pay exceeds the cost of placement, the trier-of-fact shall deviate the support amount downward to reduce each parent's obligation in proportion to his or her share of the combined obligation.]If the basic child support obligation exceeds the placement's cost, the

trier-of-fact shall:

(A) deviate the basic child support obligation downward; and

(B) apply the parent's percentage of the combined monthly net income to the reduced basic child support obligation.

(4) The support of a spouse or child is a priority obligation so that a party is expected to meet this obligation by adjusting **[his or her]the party's** other expenditures.

(b) *Support [Amount]Obligation.* The support **[amount]obligation** (child support, spousal support, or alimony *pendente lite*) awarded pursuant to the Pa.R.C.P. Nos. 1910.11 and 1910.12 procedures **[must]shall** be determined in accordance with the support guidelines, which consist of the guidelines expressed as the **basic** child support schedule in Pa.R.C.P. No. 1910.16-3, the Pa.R.C.P. No. 1910.16-4 formulas, and the operation of the **support** guidelines as set forth in these rules.

(c) *Spousal Support and Alimony Pendente Lite.*

(1) Spousal support and alimony *pendente lite* orders **[must]shall** not be in effect simultaneously.

(2) In determining a spousal support or alimony *pendente lite* **[award's]obligation's** duration, the trier-of-fact shall consider the marriage's duration, **[i.e.]i.e.**, the date of marriage to the date of final separation.

(d) *Rebuttable Presumption.* If the trier-of-fact determines that a party has a duty to pay support, there is a rebuttable presumption that the guideline-calculated support **[amount]obligation** is the correct support **[amount]obligation**.

(1) The presumption is rebutted if the trier-of-fact concludes in a written finding or states on the record that the guideline support **[amount]obligation** is unjust or inappropriate.

(2) The trier-of-fact shall consider the child**[ren]**'s and parties' special needs and obligations, and apply the Pa.R.C.P. No. 1910.16-5 deviation factors, as appropriate.

(e) **Support** Guidelines Review. The **support** guidelines **[must]shall** be

reviewed at least every four years to ensure that their application determines **the** appropriate support **[amounts]obligation**.

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Rule 1910.16-2. Support Guidelines. Calculation of Monthly Net Income.

Generally, the [support amount awarded]the basic child support, spousal support, or alimony pendente lite obligation is based on the parties' monthly net incomes.

(a) *Monthly Gross Income.* Monthly gross income is ordinarily based on at least a six-month average of a party's income. The support law, 23 Pa.C.S. § 4302, defines the term "income" and includes income from any source. The statute lists many types of income including, but not limited to:

- (1) wages, salaries, bonuses, fees, and commissions;
- (2) net income from business or dealings in property;
- (3) interest, rents, royalties, and dividends;
- (4) pensions and all forms of retirement;
- (5) income from an interest in an estate or trust;
- (6) Social Security disability benefits, Social Security retirement benefits, temporary and permanent disability benefits, workers' compensation, and unemployment compensation;
- (7) alimony if, in the trier-of-fact's discretion, inclusion of part or all of it is appropriate; and

Note: In determining the appropriateness of including alimony in gross income, the trier-of-fact shall consider whether the party receiving the alimony must include the amount received as gross income when filing **[his or her]** federal income taxes. If the alimony is not includable in the party's gross income for federal income tax purposes, the trier-of-fact may include in the party's monthly net income the alimony received, as appropriate. See Pa.R.C.P. No. 1910.16-2(c)(2)(ii).

Since the reasons for ordering payment of alimony vary, the appropriateness of including it in the recipient's gross income must also vary. For example, if the obligor is paying \$1,000 per month in alimony for the express purpose of financing the obligee's college education, it would be inappropriate to consider that alimony as income from which the obligee could provide child support. However, if alimony is intended to finance the obligee's general living expenses, inclusion of the alimony as income is appropriate.

- (8) other entitlements to money or lump sum awards, without regard to

source, including:

- (i) lottery winnings;
- (ii) income tax refunds;
- (iii) insurance compensation or settlements;
- (iv) awards and verdicts; and
- (v) payments due to and collectible by an individual regardless of source.

Note: The trier-of-fact determines the most appropriate method for imputing lump-sum awards as income for purposes of establishing or modifying the party's support obligation. These awards may be annualized or averaged over a shorter or longer period depending on the case's circumstances. The trier-of-fact may **[order]require** all or part of the lump sum award escrowed to secure the support obligation during that period.

The trier-of-fact shall not include income tax refunds in a party's income, if the trier-of-fact factored in the tax refund when calculating the party's actual tax obligation and monthly net income.

(b) *Treatment of Public Assistance, SSI Benefits, Social Security Payments to a Child Due to a Parent's Death, Disability or Retirement and Foster Care Payments.*

- (1) *Public Assistance and SSI Benefits.* Neither public assistance nor Supplemental Security Income (SSI) benefits shall be included as income for determining support.
- (2) *Child's Social Security Derivative Benefits.*
 - (i) If a child is receiving Social Security derivative benefits due to a parent's retirement or disability:
 - (A) The trier-of-fact shall determine the basic child support **[amount]obligation** as follows:
 - (I) add the child's benefit to the monthly net income of the party who receives the child's benefit;
 - (II) calculate the parties' combined monthly net income, including the child's benefit;

- (III) determine the basic child support **[amount]obligation** set forth in the Pa.R.C.P. No. 1910.16-3 schedule; and
 - (IV) apportion the basic child support **[amount]obligation** between the parties based on the party's percentage of the combined monthly net income.
- (B) If the obligee receives the child's benefit, the trier-of-fact shall deduct the child's benefit from the basic **child** support obligation of the party whose retirement or disability created the child's benefit.
 - (C) If the obligor receives the child's benefit, the trier-of-fact shall not deduct the child's benefit from the obligor's basic **child** support obligation, even if the obligor's retirement or disability created the child's benefit. To illustrate for the parties the impact of the obligor receiving the benefit instead of the obligee, the **[domestic relations section]trier-of-fact** shall provide the parties with two calculations theoretically assigning the benefit to each household.
 - (D) The trier-of-fact shall allocate the **[additional]expenses** in Pa.R.C.P. No. 1910.16-6**(a)-(e)** based on the parties' monthly net incomes without considering the child's benefit.
 - (E) In equally shared custody cases, the party with the higher monthly net income, excluding the child's benefit, is the obligor.
- [(ii) If a child is receiving Social Security derivative benefits due to a parent's death:**
- (A) The trier-of-fact shall determine the surviving parent's basic child support amount as follows:**
 - (I) The non-parent obligee's monthly net income shall include only those funds the obligee is receiving on the child's behalf,**

including the Social Security derivative benefit.

- (II) If the surviving-parent obligor receives the Social Security derivative benefit, the benefit shall be added to the parent's monthly net income to calculate child support.]

(ii) If a child is receiving Social Security derivative benefits due to a parent's death, the trier-of-fact shall determine the surviving parent's basic child support obligation as follows.

(A) The non-parent obligee's monthly net income shall include only those funds the obligee is receiving on the child's behalf, including the Social Security derivative benefit.

(B) If the surviving-parent obligor receives the Social Security derivative benefit, the benefit shall be added to the parent's monthly net income to calculate child support.

- (3) *Foster Care Payments.* If [either]a party to a support action is a foster parent [and/]or is receiving payments from a public or private agency for the care of a child who is not [his or her]the party's biological or adoptive child, [those payments shall not be included in the income of the foster parent or other caretaker]the trier-of-fact shall not include those payments in the party's monthly net income for purposes of calculating child support for the foster parent's or other caretaker's biological or adoptive child.

Example 1. The obligor has monthly net income of \$2,000. The obligee's monthly net income is \$1,500 and the obligee, as primary custodial parent of the parties' two children, receives \$700 per month in Social Security derivative benefits on behalf of the children as a result of the obligor's disability. Add the children's benefit to the obligee's income, which now is \$2,200 per month. At the parties' combined monthly net income of \$4,200, the [amount of]basic child support obligation for two children is [~~\$1,301~~]\$1,372. As the obligor's income is 48% of the parties' combined monthly net income, the obligor's preliminary share of the basic child support obligation is [~~\$624~~]\$659. However, because the obligor's disability created the children's Social

Security derivative benefits that the obligee is receiving, the obligor's obligation is reduced by the amount of the benefit, \$700. As the support **[amount]obligation** cannot be less than zero, the obligor's **basic child** support obligation is \$0 per month. If it were the obligee's disability that created the benefit, the obligor's **basic child** support obligation would remain **[\$624]\$659**. If the obligor were receiving the children's benefit as a result of the obligor's retirement or disability, the obligor's **monthly net** income would include the amount of the benefit and total \$2,700, or 64% of the parties' combined monthly net income. The obligor's share of the basic **child** support obligation would then be **[\$833]\$878** and would not be reduced by the amount of the children's benefit because the obligor, not the obligee, is receiving the benefit. Therefore, the obligor's **basic child** support obligation is less if the obligee is receiving the benefit created by the obligor.

Example 2. Two children live with Grandmother who receives \$800 per month in Social Security death benefits for the children as a result of Father's death. Grandmother also receives \$500 per month from a trust established by Father for the benefit of the children. Grandmother is employed and earns \$2,000 net per month. Grandmother seeks support from the children's mother, who earns \$2,000 net per month. For purposes of calculating Mother's **basic child** support obligation, Grandmother's income will be \$1,300, the amount she receives on **the children's** behalf **[of the children]** in Social Security derivative benefits and the **trust** income **[from the trust]**. (If Mother were receiving the benefit on **the children's** behalf **[of the children it], the benefit** would be added to **[her income such that]** Mother's **monthly net** income **and** would be \$2,800 **[and]**. Grandmother's **monthly net** income would be \$500.) Therefore, Mother's and Grandmother's combined monthly net income **[s]** totals **\$3,300**. The basic **child** support **[amount]obligation** at the \$3,300 **monthly net** income level for two children is **[\$1,115]\$1,137**. As Mother's **monthly net** income of \$2,000 is 61% of the parties' combined **monthly net** income of \$3,300, **[her portion of the]Mother's basic child** support obligation is **[\$680]\$694**. Since Mother's retirement or disability did not generate the child's derivative benefit, the benefit amount is not subtracted from **[her portion of the]Mother's basic child** support **[amount]obligation**, and Mother owes Grandmother **[\$680]\$694**. If Grandmother was not receiving the children's derivative benefits or **trust** income **[from the trust, her], Grandmother's monthly net** income for purposes of calculating Mother's **basic** child support obligation would be zero, and Mother would pay 100% of the basic **child** support **[amount]obligation** because Grandmother has no duty to support the children.

Note: Care must be taken to distinguish Social Security from Supplemental Security Income (SSI) benefits. Social Security benefits are income pursuant to subdivision (a) of this rule.

(c) *Monthly Net Income.*

(1) Unless these rules provide otherwise, the trier-of-fact shall deduct

only the following items from monthly gross income to arrive at monthly net income:

- (i) federal, state, and local income taxes;
 - (ii) unemployment compensation taxes and Local Services Taxes (LST);
 - (iii) F.I.C.A. payments (Social Security, Medicare and Self-Employment taxes) and non-voluntary retirement payments;
 - (iv) mandatory union dues; and
 - (v) alimony paid to the other party.
- (2) In computing a spousal support or alimony *pendente lite* obligation, the trier-of-fact shall:
- (i) deduct from the obligor's monthly net income child support, spousal support, alimony *pendente lite*, or alimony amounts paid to children and former spouses, who are not part of this action; and
 - (ii) include in a party's monthly net income alimony *pendente lite* or alimony received from a former spouse that was not included in the party's gross income, as provided in subdivision (a).

Note: Since the reasons for ordering payment of alimony vary, the appropriateness of including it in the recipient's monthly net income must also vary. For example, if the obligor is paying \$1,000 per month in alimony for the express purpose of financing the obligee's college education, it would be inappropriate to consider that alimony as income from which the obligee could provide child support. However, if alimony is intended to finance the obligee's general living expenses, inclusion of the alimony as income is appropriate.

(d) *Reduced **Income** or Fluctuating **[Income]Earnings**.*

- (1) *Voluntary **Income** Reduction[**of Income**]. **[When either party voluntarily assumes a lower paying job, quits a job, leaves employment, changes occupations or changes employment status to pursue an education, or is fired for cause, there***

generally will be no effect on the support obligation.]The trier-of-fact shall not downwardly adjust a party's net income if the trier-of-fact finds that:

(i) the party's income reduction resulted from the party willfully attempting to favorably affect the party's basic support obligation; or

(ii) the party voluntarily assumed a lower paying job, quit a job, left employment, changed occupations, changed employment status to pursue an education, or employment is terminated due to willful misconduct.

(2) [Involuntary Reduction of, and Fluctuations in, Income.] Involuntary Income Reduction. Incarceration. Earnings Fluctuations. [No adjustments in support payments will be made for normal fluctuations in earnings. However, appropriate adjustments will be made for substantial continuing involuntary decreases in income, including but not limited to the result of illness, lay-off, termination, job elimination or some other employment situation over which the party has no control unless the trier of fact finds that such a reduction in income was willfully undertaken in an attempt to avoid or reduce the support obligation.]

(i) Involuntary Income Reduction. The trier-of-fact shall adjust a party's monthly net income for substantial continuing involuntary decreases in income due to an employment situation over which the party has no control, including, but not limited to, illness, lay-off, termination, or job elimination.

(ii) Incarceration.

(A) Except as set forth in subdivision (d)(2)(ii)(B), the trier-of-fact shall:

(I) consider an incarcerated party's income reduction as an involuntary income reduction as set forth in subdivision (d)(2)(i); and

(II) adjust the incarcerated party's monthly net

income accordingly.

(B) Exception.

(I) A party's incarceration shall not constitute an involuntary income reduction when the incarceration is due to support enforcement purposes or a criminal offense in which the party's dependent child or the obligee was the victim; and

(II) The trier-of-fact makes a written finding that downwardly adjusting the incarcerated party's monthly net income would be unjust or inappropriate and, in a child support action, takes into consideration the child's best interest.

(iii) Earnings Fluctuations. The trier-of-fact shall not adjust a party's monthly net income due to normal or temporary earnings fluctuations.

(3) Seasonal Employees. [Support orders for seasonal employees, such as construction workers, shall ordinarily be based upon a yearly average.]Generally, the trier-of-fact shall base a seasonal employee's monthly net income on a yearly average.

(4) Earning Capacity. [If the trier of fact determines that a party to a support action has willfully failed to obtain or maintain appropriate employment, the trier of fact may impute to that party an income equal to the party's earning capacity. Age, education, training, health, work experience, earnings history and child care responsibilities are factors which shall be considered in determining earning capacity. In order for an earning capacity to be assessed, the trier of fact must state the reasons for the assessment in writing or on the record. Generally, the trier of fact should not impute an earning capacity that is greater than the amount the party would earn from one full-time position. Determination of what constitutes a reasonable work regimen depends upon all relevant circumstances including the choice of jobs available within a particular occupation, working hours, working conditions and whether a party has exerted substantial good faith efforts to

find employment.]

(i) When a party willfully fails to obtain or maintain appropriate employment, the trier-of-fact may impute to the party an income equal to the party's earning capacity.

(A) *Earning Capacity Limitation.* The trier-of-fact:

(I) shall not impute to the party an earning capacity that exceeds the amount the party could earn from one full-time position; and

(II) shall determine a reasonable work regimen based upon the party's relevant circumstances, including the jobs available within a particular occupation, working hours and conditions, and whether a party has exerted substantial good faith efforts to find employment.

(B) The trier-of-fact shall base the party's earning capacity on the subdivision (d)(4)(ii) factors.

(C) After assessing a party's earning capacity, the trier-of-fact shall state the reasons for the assessment in writing or on the record.

(D) When the trier-of-fact imputes an earning capacity to a party who would incur childcare expenses if the party were employed, the trier-of-fact shall consider reasonable childcare responsibilities and expenses.

(ii) *Factors.* In determining a party's earning capacity, the trier-of-fact shall consider the party's:

(A) child care responsibilities and expenses;

(B) assets;

(C) residence;

(D) employment and earnings history;

- (E) job skills;**
- (F) educational attainment;**
- (G) literacy;**
- (H) age;**
- (I) health;**
- (J) criminal record and other employment barriers;**
- (K) record of seeking work;**
- (L) local job market, including the availability of employers who are willing to hire the party;**
- (M) local community prevailing earnings level; and**
- (N) other relevant factors.**

Note: See 45 C.F.R. § 302.56(c)(1)(iii) regarding earning capacity factors.

(e) *Net Income Affecting Application of the Support Guidelines.*

[(1) *Low-Income Cases.*

- (i) **If the obligor's monthly net income and corresponding number of children fall into the shaded area of the schedule set forth in Pa.R.C.P. No. 1910.16-3, the basic child support obligation shall be calculated initially by using the obligor's monthly net income only. For example, if the obligor has monthly net income of \$1,100, the presumptive support amount for three children is \$110 per month. This amount is determined directly from the schedule in Pa.R.C.P. No. 1910.16-3. Next, the obligor's child support obligation is calculated by using the parties' combined monthly net incomes and the appropriate formula in Pa.R.C.P. No. 1910.16-4. The lower of the two calculated amounts shall be the obligor's basic child support obligation.**

Example 1: The parties have two children. The obligor has monthly net income of \$1,500, which falls into the shaded area of the schedule for two children. Using only the obligor's monthly net income, the amount of support for two children would be \$472. Next, calculate support using the parties' combined monthly net incomes. The obligee has monthly net income of \$2,500 so the combined monthly net income of the parties is \$4,000. The basic child support amount at that income level for two children is \$1,269. As the obligor's income is 38% of the combined monthly net income of the parties, the obligor's share of the basic support amount is \$482. As the amount of support the obligor would pay using only the obligor's income is less than the amount calculated using the parties' combined monthly net incomes, the lower amount would be awarded, and the obligor's basic child support obligation would be \$472.

- (ii) In computing a basic spousal support or alimony *pendente lite* obligation, the presumptive support amount shall not reduce the obligor's monthly net income below the Self-Support Reserve of \$981 per month.

Example 2: If the obligor earns \$1,000 per month and the obligee earns \$300 per month, the formula in Pa.R.C.P. No. 1910.16-4(a)(1)(Part B) would result in a support obligation of \$213 per month ($(\$1,000 \times 33\%)$ or $\$333$ minus $(\$300 \times 40\%)$ or $\$120$ for a total of \$213). Since this amount leaves the obligor with only \$787 per month, it must be adjusted so that the obligor retains at least \$981 per month. The presumptive minimum spousal support amount, therefore, is \$19 per month in this case.

- (iii) If the obligor's monthly net income is \$981 or less, the trier-of-fact may award support only after consideration of the parties' actual financial resources and living expenses.

- (2) **High-Income Cases.** If the parties' combined monthly net income exceeds \$30,000 per month, child support, spousal support, and alimony *pendente lite* calculations shall be pursuant to Pa.R.C.P. No. 1910.16-3.1.

Note: See *Hanrahan v. Bakker*, 186 A.3d 958 (Pa. 2018)]

(1) Low-Income Cases.

- (i) Self-Support Reserve (SSR).**

(A) The SSR is the minimum monthly net income reserved to the obligor to meet the obligor's basic needs.

(B) The SSR amount is \$ 1,063 per month.

(ii) *Action for Child Support Only.* When the obligor's monthly net income and the number of children in the action intersect in the Basic Child Support Schedule's shaded area as set forth in Pa.R.C.P. No. 1910.16-3, the trier-of-fact shall determine the obligor's basic child support obligation utilizing the lesser of the two calculated amounts from the following methodologies.

(A) The initial calculation is determined by using the obligor's monthly net income only, the schedule set forth in Pa.R.C.P. No. 1910.16-3, and the number of children.

(B) The second calculation is determined by using the parties' combined monthly net income and the basic child support formula in Pa.R.C.P. No. 1910.16-4(a).

(C) If the obligor's monthly net income is at or below the SSR, the trier-of-fact may award support only after consideration of the parties' actual financial resources and living expenses.

Example 1: The parties have two children. The obligee has monthly net income of \$2,500. The obligor has monthly net income of \$1,500, which falls into the shaded area of the schedule for two children. The initial calculation is made using only the obligor's monthly net income. The basic child support obligation for two children would be \$397. The second calculation uses the parties' combined monthly net income. The parties' combined monthly net income is \$4,000. The basic child support obligation for two children is \$1,340. The obligor's proportionate share of the parties' combined monthly net income is 38% with a basic child support obligation of \$509. The obligor's basic child support obligation using only the obligor's monthly net income is less than the calculated amount using the parties' combined monthly net income. As a result, the trier-of-fact should award the lesser amount, and the obligor's basic child support obligation is \$397.

(iii) Action for Spousal Support/Alimony Pendente Lite Only.

- (A) After calculating the spousal support or alimony *pendente lite* obligation as provided in Pa.R.C.P. No. 1910.16-4, the spousal support obligation shall not reduce the obligor's monthly net income below the SSR.**
- (B) If the obligor's monthly net income after subtracting the spousal support or alimony *pendente lite* obligation is less than the SSR, the trier-of-fact shall adjust the spousal support or alimony *pendente lite* obligation downward by an amount sufficient for the obligor to retain the SSR amount.**

Example 2: The obligor has \$1,200 monthly net income, and the obligee has \$300 monthly net income. The formula in Pa.R.C.P. No. 1910.16-4(a)(1)(Part B) would result in a monthly spousal support obligation of \$276 ($(\$1,200 \times 33\% = \$396)$ minus $(\$300 \times 40\% = \$120)$ for a total of \$276). Since this amount leaves the obligor with only \$924 per month, the trier-of-fact should adjust the support obligation so the obligor retains at least \$1,063 per month. Therefore, the spousal support obligation is \$137 per month ($\$1,200 - \$1,063$).

(iv) Action with Child Support and Spousal Support or Alimony Pendente Lite.

- (A) The trier-of-fact shall calculate the spousal support or alimony *pendente lite* obligation as provided in Pa.R.C.P. No. 1910.16-4.**
- (B) The trier-of-fact shall subtract the calculated spousal support or alimony *pendente lite* obligation from the obligor's monthly net income to determine the obligor's adjusted monthly net income.**
- (C) When the obligor's adjusted monthly net income and the number of children in the action intersect in the Basic Child Support Schedule's shaded area as set forth in Pa.R.C.P. No. 1910.16-3, the trier-of-fact:**

(I) shall not award spousal support or alimony *pendente lite*; and

(II) shall calculate child support as provided in subdivision (e)(1)(ii).

Example 3: Obligor and obligee have monthly net incomes of \$2,000 and \$165, respectively, and have two children. Calculating spousal support under subdivision (e)(1)(iv)(A) results in a spousal support obligation of \$450 ($\$2,000 \times 25\%$ minus $\$165 \times 30\%$). Obligor's adjusted monthly net income ($\$2,000$ minus $\$450$) is $\$1,550$. Obligor's adjusted monthly net income of $\$1,550$ with two children is in the shaded area of the Basic Child Support Schedule, and as a result, the trier-of-fact shall not award spousal support. Instead, the trier-of-fact should award child support only as provided in subdivision (e)(1)(ii).

(D) When the obligor's monthly net income and the number of children in the action do not intersect in the Basic Child Support Schedule's shaded area as set forth in Pa.R.C.P. No. 1910.16-3, the trier-of-fact shall calculate child support consistent with Pa.R.C.P. No. 1910.16-4.

(I) The combined spousal support or alimony *pendente lite* and basic child support obligations shall not reduce the obligor's remaining monthly net income below the SSR.

(II) If the obligor's monthly net income after subtracting the spousal support or alimony *pendente lite* and basic child support obligations is less than the SSR, the trier-of-fact shall adjust the support obligation downward by an amount sufficient for the obligor to retain the SSR amount.

(2) **High-Income Cases.** If the parties' combined monthly net income exceeds \$30,000, the trier-of-fact shall calculate child support, spousal support, or alimony *pendente lite* pursuant to Pa.R.C.P. No. 1910.16-3.1.

Note: See *Hanrahan v. Bakker*, 186 A.3d 958 (Pa. 2018).

(f) *Child Tax Credit.* In order to maximize the total income available to the parties and children, the trier-of-fact may award, as appropriate, the federal child tax credit to the non-custodial parent, or to either parent in cases of equally shared custody, and **[order]require** the other party to execute the waiver required by the Internal Revenue Code, 26 U.S.C. § 152(e). The **trier-of-fact shall consider the** tax consequences associated with the federal child tax credit **[must be considered]**in calculating the party's monthly net income available for support.

* * *

Comment — 2021

The Self-Support Reserve is determined by the Federal Poverty Guideline for one person converted to a monthly amount — currently \$1,063 — for the year the Basic Child Support Schedule was derived.

Subdivision (e)(1) addresses low-income cases and has been completely rewritten and identifies the current monthly Self-Support Reserve (SSR) amount as \$1,063. The SSR is the amount of the obligor's monthly net income that is reserved to meet the obligor's basic needs. Subdivisions (e)(1)(ii)-(iv) adjust the methodology for calculating support when the obligor's monthly net income is at or near the SSR amount.

Rule 1910.16-3. Support Guidelines. Basic Child Support Schedule.

The following schedule represents the amounts spent on children of intact families by combined monthly net income and number of children. Combined monthly net income is on the schedule's vertical axis, and the number of children is on the schedule's horizontal axis. This schedule determines the basic child support obligation. Unless these rules provide otherwise, the obligor's **[share of the]** basic **child** support obligation shall be computed using either the formula set forth in Pa.R.C.P. No. 1910.16-4(a)(1)(Part C) or **(a)**(2)(Part I).

---The following schedule is deleted in its entirety. ---

Monthly Basic Child Support Schedule						
Combined Monthly Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
1000	17	17	18	18	18	18
1050	62	63	64	64	65	66
1100	107	108	110	111	112	113
1150	152	154	156	157	159	161
1200	197	199	202	204	206	208
1250	242	245	248	250	253	256
1300	287	290	294	297	300	303
1350	325	336	340	343	347	351
1400	336	381	386	390	394	398
1450	348	427	432	436	441	446
1500	360	472	478	483	488	493
1550	372	518	524	529	535	541
1600	383	555	570	576	582	588
1650	395	571	616	622	629	636
1700	407	588	662	669	676	683
1750	418	605	708	715	723	731

1800	430	621	730	762	770	778
1850	441	638	748	808	817	826
1900	452	654	767	855	864	873
1950	464	670	786	878	911	921
2000	475	686	805	899	958	968
2050	487	703	824	920	1005	1016
2100	498	719	843	941	1035	1063
2150	509	735	861	962	1058	1111
2200	521	751	880	983	1081	1158
2250	532	768	899	1004	1105	1201
2300	543	784	918	1025	1128	1226
2350	555	800	937	1046	1151	1251
2400	566	816	956	1067	1174	1276
2450	578	832	974	1088	1197	1301
2500	589	849	993	1109	1220	1326
2550	600	865	1012	1131	1244	1352
2600	612	882	1032	1153	1268	1378
2650	623	898	1052	1175	1292	1404
2700	635	915	1071	1197	1316	1431
2750	647	932	1091	1218	1340	1457
2800	658	949	1111	1240	1364	1483
2850	670	965	1130	1262	1389	1509
2900	681	982	1150	1284	1413	1536
2950	693	999	1169	1306	1437	1562
3000	704	1015	1189	1328	1461	1588
3050	716	1032	1209	1350	1485	1614
3100	727	1049	1228	1372	1509	1641

3150	739	1065	1248	1394	1534	1667
3200	751	1082	1268	1416	1558	1693
3250	762	1099	1287	1438	1582	1719
3300	774	1115	1307	1460	1606	1745
3350	782	1127	1320	1475	1622	1763
3400	791	1140	1333	1489	1638	1781
3450	800	1152	1347	1504	1655	1799
3500	809	1164	1360	1519	1671	1817
3550	818	1176	1373	1534	1687	1834
3600	827	1188	1387	1549	1704	1852
3650	836	1200	1400	1564	1720	1870
3700	845	1212	1413	1579	1737	1888
3750	853	1224	1427	1594	1753	1905
3800	862	1236	1440	1608	1769	1923
3850	868	1245	1450	1620	1782	1937
3900	873	1253	1460	1630	1793	1949
3950	879	1261	1469	1641	1805	1962
4000	884	1269	1479	1652	1817	1975
4050	890	1277	1488	1662	1829	1988
4100	895	1285	1498	1673	1840	2001
4150	900	1293	1508	1684	1852	2013
4200	906	1301	1517	1695	1864	2026
4250	911	1309	1527	1705	1876	2039
4300	917	1317	1536	1716	1888	2052
4350	922	1325	1545	1726	1899	2064
4400	928	1333	1555	1736	1910	2076
4450	934	1341	1564	1747	1921	2088

4500	940	1349	1573	1757	1932	2100
4550	946	1357	1582	1767	1943	2113
4600	952	1365	1591	1777	1955	2125
4650	957	1373	1600	1787	1966	2137
4700	963	1381	1609	1797	1977	2149
4750	969	1389	1618	1807	1988	2161
4800	975	1397	1627	1817	1999	2173
4850	979	1403	1633	1824	2006	2181
4900	983	1407	1637	1828	2011	2186
4950	986	1411	1641	1833	2016	2191
5000	990	1415	1644	1837	2020	2196
5050	993	1419	1648	1841	2025	2201
5100	996	1423	1652	1845	2030	2206
5150	1000	1427	1656	1850	2034	2211
5200	1003	1431	1660	1854	2039	2217
5250	1007	1436	1663	1858	2044	2222
5300	1010	1440	1667	1862	2049	2227
5350	1014	1445	1672	1868	2055	2234
5400	1018	1451	1679	1876	2063	2243
5450	1022	1457	1686	1883	2072	2252
5500	1027	1463	1693	1891	2080	2261
5550	1031	1469	1700	1899	2089	2270
5600	1036	1475	1707	1906	2097	2279
5650	1040	1481	1714	1914	2105	2289
5700	1044	1487	1720	1922	2114	2298
5750	1049	1493	1727	1929	2122	2307
5800	1053	1499	1734	1937	2131	2316

5850	1057	1505	1741	1945	2139	2325
5900	1062	1511	1748	1952	2148	2334
5950	1066	1517	1755	1960	2156	2343
6000	1071	1523	1761	1968	2164	2353
6050	1075	1529	1768	1975	2173	2362
6100	1079	1536	1775	1983	2181	2371
6150	1085	1542	1783	1992	2191	2381
6200	1090	1549	1791	2000	2200	2392
6250	1095	1556	1798	2009	2210	2402
6300	1100	1563	1806	2017	2219	2412
6350	1105	1570	1814	2026	2228	2422
6400	1110	1577	1821	2034	2238	2432
6450	1115	1584	1829	2043	2247	2443
6500	1120	1591	1836	2051	2256	2453
6550	1125	1598	1844	2060	2266	2463
6600	1130	1605	1852	2068	2275	2473
6650	1135	1612	1859	2077	2285	2483
6700	1140	1619	1867	2085	2294	2494
6750	1145	1625	1875	2094	2303	2504
6800	1151	1632	1882	2103	2313	2514
6850	1156	1639	1890	2111	2322	2524
6900	1160	1646	1898	2120	2332	2535
6950	1165	1653	1906	2129	2342	2546
7000	1170	1660	1914	2138	2352	2556
7050	1175	1667	1922	2147	2361	2567
7100	1180	1674	1930	2156	2371	2578
7150	1185	1681	1938	2165	2381	2588

7200	1190	1687	1946	2173	2391	2599
7250	1195	1694	1954	2182	2401	2609
7300	1199	1701	1962	2191	2410	2620
7350	1204	1708	1970	2200	2420	2631
7400	1209	1715	1978	2209	2430	2641
7450	1214	1722	1986	2218	2440	2652
7500	1219	1729	1994	2227	2450	2663
7550	1224	1736	2002	2236	2459	2673
7600	1229	1743	2010	2245	2469	2684
7650	1233	1749	2017	2253	2478	2694
7700	1238	1756	2024	2261	2487	2704
7750	1243	1762	2032	2269	2496	2714
7800	1248	1769	2039	2278	2505	2723
7850	1253	1776	2046	2286	2514	2733
7900	1257	1782	2054	2294	2523	2743
7950	1262	1789	2061	2302	2532	2753
8000	1267	1795	2068	2310	2541	2762
8050	1272	1802	2076	2319	2550	2772
8100	1276	1808	2083	2327	2559	2782
8150	1281	1815	2090	2335	2568	2792
8200	1286	1822	2098	2343	2577	2802
8250	1291	1828	2105	2351	2586	2811
8300	1296	1835	2112	2359	2595	2821
8350	1300	1841	2120	2368	2604	2831
8400	1305	1848	2127	2376	2613	2841
8450	1310	1854	2134	2384	2622	2850
8500	1315	1861	2142	2392	2631	2860

8550	1320	1868	2149	2400	2640	2870
8600	1324	1874	2156	2408	2649	2880
8650	1329	1881	2164	2417	2659	2890
8700	1334	1888	2172	2426	2669	2901
8750	1339	1895	2181	2436	2679	2912
8800	1344	1902	2189	2445	2689	2923
8850	1349	1909	2197	2454	2699	2934
8900	1353	1916	2205	2463	2710	2945
8950	1358	1923	2214	2473	2720	2956
9000	1363	1930	2222	2482	2730	2967
9050	1368	1937	2230	2491	2740	2978
9100	1373	1944	2238	2500	2750	2990
9150	1378	1951	2247	2509	2760	3001
9200	1383	1958	2255	2519	2771	3012
9250	1387	1965	2263	2528	2781	3023
9300	1392	1972	2271	2537	2791	3034
9350	1397	1979	2280	2546	2801	3045
9400	1402	1986	2288	2556	2811	3056
9450	1407	1993	2296	2565	2821	3067
9500	1412	2000	2304	2574	2831	3078
9550	1417	2007	2313	2583	2842	3089
9600	1421	2014	2321	2593	2852	3100
9650	1426	2020	2328	2601	2861	3110
9700	1428	2024	2332	2605	2866	3115
9750	1431	2027	2336	2609	2870	3120
9800	1433	2031	2340	2614	2875	3125
9850	1436	2034	2344	2618	2880	3130

9900	1438	2038	2347	2622	2884	3135
9950	1441	2041	2351	2626	2889	3140
10000	1443	2044	2355	2630	2894	3145
10050	1445	2048	2359	2635	2898	3150
10100	1448	2051	2363	2639	2903	3155
10150	1450	2055	2366	2643	2908	3160
10200	1453	2058	2370	2647	2912	3166
10250	1455	2061	2374	2652	2917	3171
10300	1458	2065	2378	2656	2922	3176
10350	1460	2068	2382	2660	2926	3181
10400	1463	2072	2385	2664	2931	3186
10450	1465	2075	2389	2669	2936	3191
10500	1468	2079	2393	2673	2940	3196
10550	1470	2082	2397	2677	2945	3201
10600	1473	2085	2401	2681	2950	3206
10650	1475	2089	2404	2686	2954	3211
10700	1479	2094	2410	2692	2961	3219
10750	1483	2100	2416	2699	2969	3227
10800	1487	2105	2422	2706	2976	3235
10850	1491	2111	2428	2713	2984	3243
10900	1495	2116	2434	2719	2991	3251
10950	1499	2122	2441	2726	2999	3260
11000	1504	2127	2447	2733	3006	3268
11050	1508	2133	2453	2740	3014	3276
11100	1512	2138	2459	2746	3021	3284
11150	1516	2144	2465	2753	3029	3292
11200	1520	2149	2471	2760	3036	3300

11250	1524	2155	2477	2767	3043	3308
11300	1528	2160	2483	2774	3051	3316
11350	1532	2166	2489	2780	3058	3324
11400	1536	2171	2495	2787	3066	3333
11450	1540	2177	2501	2794	3073	3341
11500	1545	2182	2507	2801	3081	3349
11550	1549	2188	2513	2808	3088	3357
11600	1553	2193	2520	2814	3096	3365
11650	1557	2199	2526	2821	3103	3373
11700	1561	2204	2532	2828	3111	3381
11750	1565	2210	2538	2835	3118	3389
11800	1569	2215	2544	2841	3126	3398
11850	1573	2221	2550	2848	3133	3406
11900	1577	2226	2556	2855	3141	3414
11950	1582	2232	2563	2863	3149	3423
12000	1586	2239	2570	2871	3158	3433
12050	1591	2245	2577	2879	3167	3442
12100	1595	2251	2585	2887	3176	3452
12150	1600	2258	2592	2895	3185	3462
12200	1604	2264	2600	2904	3194	3472
12250	1609	2271	2607	2912	3203	3482
12300	1613	2277	2614	2920	3212	3492
12350	1618	2283	2622	2928	3221	3501
12400	1622	2290	2629	2937	3230	3511
12450	1627	2296	2636	2945	3239	3521
12500	1631	2303	2644	2953	3248	3531
12550	1636	2309	2651	2961	3257	3541

12600	1640	2316	2658	2969	3266	3551
12650	1645	2322	2666	2978	3275	3560
12700	1649	2328	2673	2986	3285	3570
12750	1654	2335	2681	2994	3294	3580
12800	1659	2341	2688	3002	3303	3590
12850	1663	2348	2695	3011	3312	3600
12900	1668	2354	2703	3019	3321	3610
12950	1672	2360	2710	3027	3330	3619
13000	1677	2367	2717	3035	3339	3629
13050	1681	2373	2725	3044	3348	3639
13100	1686	2380	2732	3052	3357	3649
13150	1690	2386	2739	3060	3366	3659
13200	1695	2392	2747	3068	3375	3669
13250	1699	2399	2754	3076	3384	3678
13300	1704	2405	2762	3085	3393	3688
13350	1708	2412	2769	3093	3402	3698
13400	1713	2418	2776	3101	3411	3708
13450	1717	2424	2784	3109	3420	3718
13500	1722	2431	2791	3118	3429	3728
13550	1726	2437	2798	3126	3438	3737
13600	1731	2444	2806	3134	3447	3747
13650	1735	2450	2813	3142	3456	3757
13700	1740	2457	2820	3150	3465	3767
13750	1745	2463	2828	3159	3475	3777
13800	1749	2469	2835	3167	3484	3787
13850	1754	2476	2843	3175	3493	3797
13900	1758	2482	2850	3183	3502	3806

13950	1763	2489	2857	3192	3511	3816
14000	1766	2493	2863	3198	3517	3823
14050	1770	2498	2868	3203	3524	3830
14100	1773	2503	2873	3209	3530	3837
14150	1776	2507	2878	3215	3536	3844
14200	1780	2512	2883	3221	3543	3851
14250	1783	2517	2889	3227	3549	3858
14300	1786	2521	2894	3232	3556	3865
14350	1790	2526	2899	3238	3562	3872
14400	1793	2531	2904	3244	3568	3879
14450	1797	2535	2909	3250	3575	3886
14500	1800	2540	2915	3256	3581	3893
14550	1803	2545	2920	3261	3588	3900
14600	1807	2549	2925	3267	3594	3907
14650	1810	2554	2930	3273	3600	3914
14700	1814	2558	2935	3279	3607	3921
14750	1817	2563	2941	3285	3613	3927
14800	1820	2568	2946	3290	3620	3934
14850	1824	2572	2951	3296	3626	3941
14900	1827	2577	2956	3302	3632	3948
14950	1830	2582	2961	3308	3639	3955
15000	1834	2586	2967	3314	3645	3962
15050	1837	2591	2972	3320	3651	3969
15100	1841	2596	2977	3325	3658	3976
15150	1844	2600	2982	3331	3664	3983
15200	1847	2605	2987	3337	3671	3990
15250	1851	2610	2993	3343	3677	3997

15300	1854	2614	2998	3349	3683	4004
15350	1858	2619	3003	3354	3690	4011
15400	1861	2624	3008	3360	3696	4018
15450	1864	2628	3013	3366	3703	4025
15500	1868	2633	3019	3372	3709	4032
15550	1871	2638	3024	3378	3715	4039
15600	1874	2642	3029	3383	3722	4046
15650	1878	2647	3034	3389	3728	4053
15700	1881	2652	3039	3395	3735	4059
15750	1885	2656	3045	3401	3741	4066
15800	1888	2661	3050	3407	3747	4073
15850	1891	2666	3055	3412	3754	4080
15900	1895	2670	3060	3418	3760	4087
15950	1898	2675	3065	3424	3767	4094
16000	1902	2679	3071	3430	3773	4101
16050	1905	2684	3076	3436	3779	4108
16100	1908	2689	3081	3442	3786	4115
16150	1912	2693	3086	3447	3792	4122
16200	1915	2698	3091	3453	3798	4129
16250	1918	2703	3097	3459	3805	4136
16300	1922	2707	3102	3465	3811	4143
16350	1925	2712	3107	3471	3818	4150
16400	1929	2717	3112	3476	3824	4157
16450	1932	2721	3117	3482	3830	4164
16500	1935	2726	3123	3488	3837	4171
16550	1939	2731	3128	3494	3843	4178
16600	1942	2735	3133	3500	3850	4184

16650	1946	2740	3138	3505	3856	4191
16700	1949	2745	3143	3511	3862	4198
16750	1952	2749	3149	3517	3869	4205
16800	1956	2754	3154	3523	3875	4212
16850	1959	2759	3159	3529	3882	4219
16900	1963	2763	3164	3534	3888	4226
16950	1966	2768	3169	3540	3894	4233
17000	1969	2773	3175	3546	3901	4240
17050	1973	2777	3180	3552	3907	4247
17100	1976	2782	3185	3558	3913	4254
17150	1979	2787	3190	3564	3920	4261
17200	1983	2791	3195	3569	3926	4268
17250	1986	2796	3201	3575	3933	4275
17300	1990	2801	3206	3581	3939	4282
17350	1993	2805	3211	3587	3945	4289
17400	1996	2810	3216	3593	3952	4296
17450	2000	2814	3221	3598	3958	4303
17500	2003	2819	3227	3604	3965	4310
17550	2007	2824	3232	3610	3971	4316
17600	2010	2828	3237	3616	3977	4323
17650	2013	2833	3242	3622	3984	4330
17700	2017	2838	3247	3627	3990	4337
17750	2020	2842	3253	3633	3997	4344
17800	2023	2847	3258	3639	4003	4351
17850	2027	2852	3263	3645	4009	4358
17900	2030	2856	3268	3651	4016	4365
17950	2034	2861	3273	3656	4022	4372

18000	2037	2866	3279	3662	4028	4379
18050	2040	2870	3284	3668	4035	4386
18100	2044	2875	3289	3674	4041	4393
18150	2047	2880	3294	3680	4048	4400
18200	2051	2884	3299	3685	4054	4407
18250	2054	2889	3305	3691	4060	4414
18300	2057	2894	3310	3697	4067	4421
18350	2061	2898	3315	3703	4073	4428
18400	2064	2903	3320	3709	4080	4435
18450	2067	2908	3325	3715	4086	4441
18500	2071	2912	3331	3720	4092	4448
18550	2074	2917	3336	3726	4099	4455
18600	2078	2922	3341	3732	4105	4462
18650	2081	2926	3346	3738	4112	4469
18700	2084	2931	3351	3744	4118	4476
18750	2088	2935	3357	3749	4124	4483
18800	2091	2940	3362	3755	4131	4490
18850	2095	2945	3367	3761	4137	4497
18900	2098	2949	3372	3767	4143	4504
18950	2101	2954	3377	3773	4150	4511
19000	2105	2959	3383	3778	4156	4518
19050	2108	2963	3388	3784	4163	4525
19100	2112	2968	3393	3790	4169	4532
19150	2115	2973	3398	3796	4175	4539
19200	2118	2977	3403	3802	4182	4546
19250	2122	2982	3409	3807	4188	4553
19300	2125	2987	3414	3813	4195	4560

19350	2128	2991	3419	3819	4201	4566
19400	2132	2996	3424	3825	4207	4573
19450	2135	3001	3429	3831	4214	4580
19500	2139	3005	3435	3837	4220	4587
19550	2142	3010	3440	3842	4227	4594
19600	2145	3015	3445	3848	4233	4601
19650	2149	3019	3450	3854	4239	4608
19700	2152	3024	3455	3860	4246	4615
19750	2156	3029	3461	3866	4252	4622
19800	2159	3033	3466	3871	4259	4629
19850	2162	3038	3471	3877	4265	4636
19900	2166	3043	3476	3883	4271	4643
19950	2169	3047	3481	3889	4278	4650
20000	2172	3052	3487	3895	4284	4657
20050	2176	3056	3492	3900	4290	4664
20100	2179	3061	3497	3906	4297	4671
20150	2183	3066	3502	3912	4303	4678
20200	2186	3070	3507	3918	4310	4685
20250	2189	3075	3513	3924	4316	4692
20300	2193	3080	3518	3929	4322	4698
20350	2196	3084	3523	3935	4329	4705
20400	2200	3089	3528	3941	4335	4712
20450	2203	3094	3533	3947	4342	4719
20500	2206	3098	3539	3953	4348	4726
20550	2210	3103	3544	3959	4354	4733
20600	2213	3108	3549	3964	4361	4740
20650	2216	3112	3554	3970	4367	4747

20700	2220	3117	3559	3976	4374	4754
20750	2223	3122	3565	3982	4380	4761
20800	2227	3126	3570	3988	4386	4768
20850	2230	3131	3575	3993	4393	4775
20900	2233	3136	3580	3999	4399	4782
20950	2237	3140	3585	4005	4405	4789
21000	2240	3145	3591	4011	4412	4796
21050	2244	3150	3596	4017	4418	4803
21100	2247	3154	3601	4022	4425	4810
21150	2250	3159	3606	4028	4431	4817
21200	2254	3164	3611	4034	4437	4823
21250	2257	3168	3617	4040	4444	4830
21300	2261	3173	3622	4046	4450	4837
21350	2264	3177	3627	4051	4457	4844
21400	2267	3182	3632	4057	4463	4851
21450	2271	3187	3637	4063	4469	4858
21500	2274	3191	3643	4069	4476	4865
21550	2277	3196	3648	4075	4482	4872
21600	2281	3201	3653	4080	4489	4879
21650	2284	3205	3658	4086	4495	4886
21700	2288	3210	3663	4092	4501	4893
21750	2291	3215	3669	4098	4508	4900
21800	2294	3219	3674	4104	4514	4907
21850	2298	3224	3679	4110	4520	4914
21900	2301	3229	3684	4115	4527	4921
21950	2305	3233	3689	4121	4533	4928
22000	2308	3238	3695	4127	4540	4935

22050	2311	3243	3700	4133	4546	4942
22100	2315	3247	3705	4139	4552	4949
22150	2318	3252	3710	4144	4559	4955
22200	2321	3257	3715	4150	4565	4962
22250	2325	3261	3721	4156	4572	4969
22300	2328	3266	3726	4162	4578	4976
22350	2332	3271	3731	4168	4584	4983
22400	2335	3275	3736	4173	4591	4990
22450	2338	3280	3741	4179	4597	4997
22500	2342	3285	3747	4185	4604	5004
22550	2345	3289	3752	4191	4610	5011
22600	2349	3294	3757	4197	4616	5018
22650	2352	3299	3762	4202	4623	5025
22700	2355	3303	3767	4208	4628	5031
22750	2359	3307	3771	4212	4633	5036
22800	2362	3311	3775	4216	4638	5041
22850	2365	3315	3779	4220	4642	5046
22900	2369	3319	3783	4224	4647	5051
22950	2372	3323	3787	4229	4652	5056
23000	2375	3328	3792	4233	4656	5061
23050	2378	3332	3796	4237	4661	5066
23100	2382	3336	3800	4241	4665	5071
23150	2385	3340	3804	4246	4670	5076
23200	2388	3344	3808	4250	4675	5081
23250	2392	3348	3812	4254	4679	5087
23300	2395	3352	3816	4258	4684	5092
23350	2398	3356	3820	4262	4689	5097

23400	2402	3360	3824	4267	4693	5102
23450	2405	3365	3828	4271	4698	5107
23500	2408	3369	3833	4275	4703	5112
23550	2412	3373	3837	4279	4707	5117
23600	2415	3377	3841	4284	4712	5122
23650	2418	3381	3845	4288	4717	5127
23700	2422	3385	3849	4292	4721	5132
23750	2425	3389	3853	4296	4726	5137
23800	2428	3393	3857	4300	4730	5142
23850	2432	3397	3861	4305	4735	5147
23900	2435	3401	3865	4309	4740	5152
23950	2438	3406	3869	4313	4744	5157
24000	2441	3410	3874	4317	4749	5162
24050	2445	3414	3878	4322	4754	5167
24100	2448	3418	3882	4326	4758	5172
24150	2451	3422	3886	4330	4763	5177
24200	2455	3426	3890	4334	4768	5182
24250	2458	3430	3894	4338	4772	5187
24300	2461	3434	3898	4343	4777	5192
24350	2465	3438	3902	4347	4782	5198
24400	2468	3442	3906	4351	4786	5203
24450	2471	3447	3910	4355	4791	5208
24500	2475	3451	3914	4359	4795	5213
24550	2478	3455	3919	4364	4800	5218
24600	2481	3459	3923	4368	4805	5223
24650	2485	3463	3927	4372	4809	5228
24700	2488	3467	3931	4376	4814	5233

24750	2491	3471	3935	4381	4819	5238
24800	2495	3475	3939	4385	4823	5243
24850	2498	3479	3943	4389	4828	5248
24900	2501	3484	3947	4393	4833	5253
24950	2504	3488	3951	4397	4837	5258
25000	2508	3492	3955	4402	4842	5263
25050	2511	3496	3960	4406	4846	5268
25100	2514	3500	3964	4410	4851	5273
25150	2518	3504	3968	4414	4856	5278
25200	2521	3508	3972	4419	4860	5283
25250	2524	3512	3976	4423	4865	5288
25300	2528	3516	3980	4427	4870	5293
25350	2531	3520	3984	4431	4874	5298
25400	2534	3525	3988	4435	4879	5303
25450	2538	3529	3992	4440	4884	5308
25500	2541	3533	3996	4444	4888	5314
25550	2544	3537	4000	4448	4893	5319
25600	2548	3541	4005	4452	4898	5324
25650	2551	3545	4009	4457	4902	5329
25700	2554	3549	4013	4461	4907	5334
25750	2558	3553	4017	4465	4911	5339
25800	2561	3557	4021	4469	4916	5344
25850	2564	3562	4025	4473	4921	5349
25900	2567	3566	4029	4478	4925	5354
25950	2571	3570	4033	4482	4930	5359
26000	2574	3574	4037	4486	4935	5364
26050	2577	3578	4041	4490	4939	5369

26100	2581	3582	4046	4494	4944	5374
26150	2584	3586	4050	4499	4949	5379
26200	2587	3590	4054	4503	4953	5384
26250	2591	3594	4058	4507	4958	5389
26300	2594	3598	4062	4511	4962	5394
26350	2597	3603	4066	4516	4967	5399
26400	2601	3607	4070	4520	4972	5404
26450	2604	3611	4074	4524	4976	5409
26500	2607	3615	4078	4528	4981	5414
26550	2611	3619	4082	4532	4986	5419
26600	2614	3623	4086	4537	4990	5424
26650	2617	3627	4091	4541	4995	5430
26700	2621	3631	4095	4545	5000	5435
26750	2624	3635	4099	4549	5004	5440
26800	2627	3640	4103	4554	5009	5445
26850	2630	3644	4107	4558	5014	5450
26900	2634	3648	4111	4562	5018	5455
26950	2637	3652	4115	4566	5023	5460
27000	2640	3656	4119	4570	5027	5465
27050	2644	3660	4123	4575	5032	5470
27100	2647	3664	4127	4579	5037	5475
27150	2650	3668	4132	4583	5041	5480
27200	2654	3672	4136	4587	5046	5485
27250	2657	3676	4140	4592	5051	5490
27300	2660	3681	4144	4596	5055	5495
27350	2664	3685	4148	4600	5060	5500
27400	2667	3689	4152	4604	5065	5505

27450	2670	3693	4156	4608	5069	5510
27500	2674	3697	4160	4613	5074	5515
27550	2677	3701	4164	4617	5079	5520
27600	2680	3705	4168	4621	5083	5525
27650	2684	3709	4173	4625	5088	5530
27700	2687	3713	4177	4629	5092	5535
27750	2690	3718	4181	4634	5097	5541
27800	2693	3722	4185	4638	5102	5546
27850	2697	3726	4189	4642	5106	5551
27900	2700	3730	4193	4646	5111	5556
27950	2703	3734	4197	4651	5116	5561
28000	2707	3738	4201	4655	5120	5566
28050	2710	3742	4205	4659	5125	5571
28100	2713	3746	4209	4663	5130	5576
28150	2717	3750	4213	4667	5134	5581
28200	2720	3754	4218	4672	5139	5586
28250	2723	3759	4222	4676	5143	5591
28300	2727	3763	4226	4680	5148	5596
28350	2730	3767	4230	4684	5153	5601
28400	2733	3771	4234	4689	5157	5606
28450	2737	3775	4238	4693	5162	5611
28500	2740	3779	4242	4697	5167	5616
28550	2743	3783	4246	4701	5171	5621
28600	2747	3787	4250	4705	5176	5626
28650	2750	3791	4254	4710	5181	5631
28700	2753	3796	4259	4714	5185	5636
28750	2756	3800	4263	4718	5190	5641

28800	2760	3804	4267	4722	5195	5646
28850	2763	3808	4271	4727	5199	5651
28900	2766	3812	4275	4731	5204	5657
28950	2770	3816	4279	4735	5208	5662
29000	2773	3820	4283	4739	5213	5667
29050	2776	3824	4287	4743	5218	5672
29100	2780	3828	4291	4748	5222	5677
29150	2783	3832	4295	4752	5227	5682
29200	2786	3837	4299	4756	5232	5687
29250	2790	3841	4304	4760	5236	5692
29300	2793	3845	4308	4764	5241	5697
29350	2796	3849	4312	4769	5246	5702
29400	2800	3853	4316	4773	5250	5707
29450	2803	3857	4320	4777	5255	5712
29500	2806	3861	4324	4781	5259	5717
29550	2810	3865	4328	4786	5264	5722
29600	2813	3869	4332	4790	5269	5727
29650	2816	3874	4336	4794	5273	5732
29700	2819	3878	4340	4798	5278	5737
29750	2823	3882	4345	4802	5283	5742
29800	2826	3886	4349	4807	5287	5747
29850	2829	3890	4353	4811	5292	5752
29900	2833	3894	4357	4815	5297	5757
29950	2836	3898	4361	4819	5301	5762
30000	2839	3902	4365	4824	5306	5768

--- The following schedule replaces the preceding schedule in its entirety. ---

Basic Child Support Schedule

Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
1100	33	33	34	34	34	35
1150	78	79	80	81	81	82
1200	123	124	126	127	128	130
1250	168	170	172	174	175	177
1300	213	215	218	220	222	225
1350	258	261	264	267	269	272
1400	303	306	310	313	316	320
1450	334	352	356	360	363	367
1500	346	397	402	406	410	415
1550	357	443	448	453	457	462
1600	369	488	494	499	504	510
1650	380	534	540	546	551	557
1700	392	579	586	592	598	605
1750	403	614	632	639	645	652
1800	415	632	678	685	692	700
1850	426	649	724	732	739	747
1900	438	667	770	778	786	795
1950	449	684	816	825	833	842
2000	461	702	848	871	880	890
2050	472	719	869	918	927	937
2100	484	737	891	964	974	985
2150	495	754	912	1011	1021	1032
2200	507	772	933	1042	1068	1080
2250	518	789	954	1066	1115	1127
2300	530	807	976	1090	1162	1175
2350	541	825	997	1113	1209	1222
2400	553	842	1018	1137	1251	1270
2450	565	860	1039	1161	1277	1317
2500	576	877	1060	1184	1303	1365
2550	588	895	1082	1208	1329	1412
2600	599	912	1103	1232	1355	1460
2650	611	930	1124	1255	1381	1501
2700	622	947	1145	1279	1407	1530
2750	634	965	1166	1303	1433	1558
2800	645	980	1184	1322	1455	1581
2850	657	995	1201	1342	1476	1604

Basic Child Support Schedule

Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
2900	668	1010	1219	1361	1497	1628
2950	680	1026	1236	1381	1519	1651
3000	691	1041	1253	1400	1540	1674
3050	703	1056	1271	1420	1562	1697
3100	714	1071	1288	1439	1583	1721
3150	726	1086	1306	1458	1604	1744
3200	737	1103	1325	1479	1627	1769
3250	747	1120	1345	1502	1652	1796
3300	758	1137	1365	1524	1677	1823
3350	768	1154	1385	1547	1702	1850
3400	778	1171	1405	1569	1726	1876
3450	789	1188	1425	1592	1751	1903
3500	799	1205	1445	1614	1776	1930
3550	810	1222	1465	1637	1800	1957
3600	820	1238	1485	1659	1825	1983
3650	828	1251	1500	1676	1843	2003
3700	837	1264	1515	1692	1862	2023
3750	845	1276	1530	1709	1880	2044
3800	854	1289	1545	1726	1898	2064
3850	862	1302	1560	1743	1917	2084
3900	871	1314	1575	1759	1935	2104
3950	879	1327	1590	1776	1954	2124
4000	888	1340	1605	1793	1972	2144
4050	894	1349	1616	1805	1986	2159
4100	900	1357	1625	1815	1996	2170
4150	905	1364	1633	1824	2007	2181
4200	910	1372	1642	1834	2017	2193
4250	915	1379	1650	1843	2028	2204
4300	920	1387	1659	1853	2038	2215
4350	926	1394	1667	1862	2048	2227
4400	931	1402	1676	1872	2059	2238
4450	936	1409	1684	1881	2069	2249
4500	941	1414	1688	1886	2074	2255
4550	945	1420	1692	1890	2079	2260
4600	950	1425	1697	1895	2085	2266
4650	955	1431	1701	1900	2090	2272

Basic Child Support Schedule

Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
4700	960	1436	1706	1905	2096	2278
4750	964	1441	1710	1910	2101	2284
4800	969	1447	1714	1915	2107	2290
4850	974	1452	1719	1920	2112	2296
4900	980	1461	1730	1933	2126	2311
4950	986	1473	1745	1949	2144	2330
5000	993	1484	1759	1965	2162	2350
5050	999	1495	1774	1982	2180	2370
5100	1006	1506	1789	1998	2198	2389
5150	1012	1517	1803	2014	2216	2409
5200	1019	1528	1818	2031	2234	2428
5250	1026	1539	1833	2047	2252	2448
5300	1032	1549	1845	2061	2267	2464
5350	1036	1553	1849	2065	2272	2469
5400	1040	1558	1853	2069	2276	2474
5450	1044	1562	1856	2073	2281	2479
5500	1048	1567	1860	2078	2285	2484
5550	1052	1571	1864	2082	2290	2489
5600	1056	1576	1867	2086	2294	2494
5650	1060	1581	1871	2090	2299	2499
5700	1064	1585	1875	2094	2304	2504
5750	1069	1592	1881	2101	2312	2513
5800	1074	1599	1889	2110	2321	2523
5850	1080	1606	1896	2118	2330	2532
5900	1085	1614	1903	2126	2339	2542
5950	1091	1621	1911	2134	2348	2552
6000	1097	1628	1918	2143	2357	2562
6050	1102	1636	1926	2151	2366	2572
6100	1108	1643	1933	2159	2375	2582
6150	1114	1651	1942	2169	2386	2594
6200	1122	1663	1955	2184	2402	2611
6250	1131	1675	1968	2198	2418	2628
6300	1139	1686	1981	2212	2434	2645
6350	1147	1698	1993	2227	2449	2662
6400	1155	1709	2006	2241	2465	2680
6450	1164	1721	2019	2255	2481	2697

Basic Child Support Schedule

Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
6500	1172	1733	2032	2270	2497	2714
6550	1180	1744	2045	2284	2512	2731
6600	1188	1756	2058	2298	2528	2748
6650	1197	1767	2070	2313	2544	2765
6700	1205	1779	2083	2327	2560	2783
6750	1213	1791	2096	2341	2576	2800
6800	1220	1801	2109	2356	2591	2817
6850	1226	1811	2122	2370	2607	2834
6900	1232	1821	2135	2385	2623	2851
6950	1238	1831	2148	2399	2639	2869
7000	1244	1841	2161	2414	2655	2886
7050	1250	1851	2174	2428	2671	2903
7100	1256	1861	2187	2443	2687	2921
7150	1262	1871	2200	2457	2703	2938
7200	1268	1881	2213	2472	2719	2955
7250	1274	1891	2226	2486	2735	2972
7300	1281	1901	2239	2500	2750	2990
7350	1287	1911	2251	2515	2766	3007
7400	1293	1921	2264	2529	2782	3024
7450	1297	1928	2272	2538	2792	3035
7500	1302	1934	2279	2546	2801	3044
7550	1307	1941	2287	2554	2809	3054
7600	1312	1947	2294	2562	2818	3064
7650	1316	1954	2301	2570	2827	3073
7700	1321	1960	2308	2578	2836	3083
7750	1326	1967	2315	2586	2845	3092
7800	1330	1973	2322	2594	2854	3102
7850	1335	1980	2330	2602	2862	3111
7900	1340	1987	2337	2610	2871	3121
7950	1345	1993	2344	2618	2880	3131
8000	1349	2000	2351	2626	2889	3140
8050	1354	2006	2359	2635	2898	3150
8100	1360	2015	2367	2644	2908	3161
8150	1366	2023	2375	2653	2918	3172
8200	1372	2031	2384	2662	2929	3183
8250	1379	2039	2392	2672	2939	3194

Basic Child Support Schedule

Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
8300	1385	2047	2400	2681	2949	3206
8350	1391	2055	2408	2690	2959	3217
8400	1397	2063	2417	2699	2969	3228
8450	1403	2071	2425	2709	2980	3239
8500	1409	2079	2433	2718	2990	3250
8550	1415	2087	2442	2727	3000	3261
8600	1421	2095	2450	2737	3010	3272
8650	1427	2103	2458	2746	3020	3283
8700	1433	2111	2466	2755	3031	3294
8750	1439	2119	2475	2764	3041	3305
8800	1445	2127	2483	2774	3051	3316
8850	1451	2135	2491	2783	3061	3327
8900	1457	2143	2499	2791	3070	3337
8950	1461	2147	2503	2796	3076	3343
9000	1465	2152	2508	2801	3082	3350
9050	1468	2157	2513	2807	3087	3356
9100	1472	2162	2517	2812	3093	3362
9150	1476	2167	2522	2817	3099	3368
9200	1480	2172	2526	2822	3104	3374
9250	1484	2177	2531	2827	3110	3381
9300	1488	2181	2536	2832	3116	3387
9350	1492	2186	2540	2838	3121	3393
9400	1495	2191	2545	2843	3127	3399
9450	1499	2196	2550	2848	3133	3405
9500	1503	2201	2554	2853	3138	3412
9550	1507	2206	2559	2858	3144	3418
9600	1511	2210	2564	2864	3150	3424
9650	1515	2215	2568	2869	3156	3430
9700	1519	2220	2573	2874	3161	3436
9750	1524	2227	2580	2882	3170	3446
9800	1531	2238	2593	2896	3186	3463
9850	1538	2248	2605	2910	3201	3479
9900	1545	2259	2618	2924	3216	3496
9950	1552	2269	2630	2938	3231	3513
10000	1559	2280	2642	2952	3247	3529
10050	1566	2290	2655	2966	3262	3546

Basic Child Support Schedule

Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
10100	1573	2301	2667	2979	3277	3562
10150	1581	2312	2680	2993	3293	3579
10200	1588	2322	2692	3007	3308	3596
10250	1595	2333	2705	3021	3323	3612
10300	1602	2343	2717	3035	3339	3629
10350	1609	2354	2730	3049	3354	3646
10400	1616	2365	2742	3063	3369	3662
10450	1623	2375	2754	3077	3384	3679
10500	1631	2386	2767	3091	3400	3695
10550	1638	2396	2779	3105	3415	3712
10600	1645	2407	2792	3118	3430	3729
10650	1652	2417	2804	3132	3446	3745
10700	1659	2428	2817	3146	3461	3762
10750	1666	2439	2829	3160	3476	3779
10800	1673	2449	2842	3174	3491	3795
10850	1680	2460	2854	3188	3507	3812
10900	1688	2470	2867	3202	3522	3828
10950	1695	2481	2879	3216	3537	3845
11000	1702	2491	2891	3230	3553	3862
11050	1708	2499	2899	3239	3562	3872
11100	1713	2507	2907	3247	3572	3883
11150	1719	2514	2915	3256	3581	3893
11200	1725	2522	2922	3264	3591	3903
11250	1730	2529	2930	3273	3600	3913
11300	1736	2537	2938	3282	3610	3924
11350	1742	2544	2946	3290	3619	3934
11400	1747	2552	2953	3299	3629	3944
11450	1753	2559	2961	3307	3638	3955
11500	1759	2567	2969	3316	3648	3965
11550	1764	2574	2976	3325	3657	3975
11600	1770	2582	2984	3333	3667	3986
11650	1776	2589	2992	3342	3676	3996
11700	1782	2597	3000	3350	3686	4006
11750	1787	2604	3007	3359	3695	4016
11800	1793	2612	3015	3368	3704	4027
11850	1799	2619	3023	3376	3714	4037

Basic Child Support Schedule

Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
11900	1804	2627	3030	3385	3723	4047
11950	1810	2634	3038	3394	3733	4058
12000	1816	2642	3046	3402	3742	4068
12050	1821	2649	3053	3411	3752	4078
12100	1827	2657	3061	3419	3761	4089
12150	1833	2664	3069	3428	3771	4099
12200	1838	2672	3077	3437	3780	4109
12250	1844	2679	3084	3445	3790	4119
12300	1850	2687	3092	3454	3799	4130
12350	1855	2695	3100	3462	3809	4140
12400	1861	2702	3107	3471	3818	4150
12450	1867	2710	3115	3480	3828	4161
12500	1873	2717	3123	3488	3837	4171
12550	1878	2725	3131	3497	3847	4181
12600	1884	2732	3138	3505	3856	4191
12650	1890	2740	3146	3514	3865	4202
12700	1895	2747	3154	3523	3875	4213
12750	1900	2756	3166	3536	3890	4228
12800	1905	2764	3177	3549	3904	4244
12850	1910	2773	3189	3562	3918	4259
12900	1915	2782	3200	3575	3932	4274
12950	1920	2790	3212	3588	3947	4290
13000	1925	2799	3224	3601	3961	4305
13050	1930	2807	3235	3614	3975	4321
13100	1935	2816	3247	3627	3989	4336
13150	1940	2825	3258	3640	4004	4352
13200	1945	2833	3270	3652	4018	4367
13250	1950	2842	3281	3665	4032	4383
13300	1955	2850	3293	3678	4046	4398
13350	1960	2859	3305	3691	4060	4414
13400	1965	2868	3316	3704	4075	4429
13450	1970	2876	3328	3717	4089	4445
13500	1975	2885	3339	3730	4103	4460
13550	1980	2893	3351	3743	4117	4476
13600	1985	2902	3363	3756	4132	4491
13650	1990	2910	3374	3769	4146	4506

Basic Child Support Schedule

Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
13700	1995	2919	3386	3782	4160	4522
13750	2000	2928	3397	3795	4174	4537
13800	2005	2936	3409	3808	4188	4553
13850	2010	2945	3420	3821	4203	4568
13900	2015	2953	3432	3834	4217	4584
13950	2020	2962	3444	3847	4231	4599
14000	2025	2971	3455	3859	4245	4615
14050	2030	2979	3467	3872	4260	4630
14100	2035	2988	3478	3885	4274	4646
14150	2040	2996	3490	3898	4288	4661
14200	2045	3005	3502	3911	4302	4677
14250	2050	3014	3513	3924	4317	4692
14300	2055	3022	3525	3937	4331	4708
14350	2060	3031	3536	3950	4345	4723
14400	2065	3039	3548	3963	4359	4738
14450	2070	3048	3559	3976	4373	4754
14500	2075	3056	3571	3989	4388	4769
14550	2080	3065	3583	4002	4402	4785
14600	2085	3074	3594	4015	4416	4800
14650	2090	3082	3606	4028	4430	4816
14700	2095	3091	3617	4041	4445	4831
14750	2100	3099	3629	4053	4459	4847
14800	2105	3108	3640	4066	4473	4862
14850	2110	3117	3652	4079	4487	4878
14900	2115	3125	3664	4092	4502	4893
14950	2120	3134	3675	4105	4516	4909
15000	2125	3142	3687	4118	4530	4924
15050	2130	3151	3698	4131	4544	4940
15100	2135	3160	3710	4144	4558	4955
15150	2140	3168	3722	4157	4573	4970
15200	2145	3177	3733	4170	4587	4986
15250	2150	3185	3744	4182	4600	5000
15300	2155	3192	3752	4191	4610	5011
15350	2161	3200	3760	4200	4620	5022
15400	2166	3207	3769	4210	4631	5034
15450	2171	3215	3777	4219	4641	5045

Basic Child Support Schedule

Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
15500	2176	3222	3786	4229	4651	5056
15550	2181	3229	3794	4238	4662	5067
15600	2186	3237	3802	4247	4672	5078
15650	2192	3244	3811	4257	4682	5090
15700	2197	3252	3819	4266	4693	5101
15750	2202	3259	3828	4275	4703	5112
15800	2207	3266	3836	4285	4713	5123
15850	2212	3274	3844	4294	4724	5135
15900	2218	3281	3853	4304	4734	5146
15950	2223	3289	3861	4313	4744	5157
16000	2228	3296	3870	4322	4754	5168
16050	2233	3304	3878	4332	4765	5179
16100	2238	3311	3886	4341	4775	5191
16150	2244	3318	3895	4350	4785	5202
16200	2249	3326	3903	4360	4796	5213
16250	2254	3333	3911	4369	4806	5224
16300	2259	3341	3920	4378	4816	5235
16350	2264	3348	3928	4388	4827	5247
16400	2269	3355	3937	4397	4837	5258
16450	2275	3363	3945	4407	4847	5269
16500	2280	3370	3953	4416	4858	5280
16550	2285	3378	3962	4425	4868	5291
16600	2290	3385	3970	4435	4878	5303
16650	2295	3393	3979	4444	4888	5314
16700	2301	3400	3987	4453	4899	5325
16750	2306	3407	3995	4463	4909	5336
16800	2311	3415	4004	4472	4919	5347
16850	2316	3422	4012	4482	4930	5359
16900	2321	3430	4021	4491	4940	5370
16950	2327	3437	4029	4500	4950	5381
17000	2332	3445	4037	4510	4961	5392
17050	2337	3452	4046	4519	4971	5403
17100	2342	3459	4054	4528	4981	5415
17150	2347	3467	4062	4538	4992	5426
17200	2352	3474	4071	4547	5002	5437
17250	2358	3482	4079	4557	5012	5448

Basic Child Support Schedule

Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
17300	2363	3489	4088	4566	5023	5459
17350	2368	3496	4096	4575	5033	5471
17400	2373	3504	4104	4585	5043	5482
17450	2378	3511	4113	4594	5053	5493
17500	2384	3519	4121	4603	5064	5504
17550	2389	3526	4130	4613	5074	5515
17600	2394	3534	4138	4622	5084	5527
17650	2399	3541	4146	4632	5095	5538
17700	2404	3548	4155	4641	5105	5549
17750	2410	3556	4163	4650	5115	5560
17800	2415	3563	4172	4660	5126	5572
17850	2420	3571	4180	4669	5136	5583
17900	2425	3578	4188	4678	5146	5594
17950	2430	3585	4197	4688	5157	5605
18000	2435	3593	4205	4697	5167	5616
18050	2441	3600	4214	4706	5177	5628
18100	2446	3608	4222	4716	5187	5639
18150	2451	3615	4230	4725	5198	5650
18200	2456	3623	4239	4735	5208	5661
18250	2461	3630	4247	4744	5218	5672
18300	2467	3637	4255	4753	5229	5684
18350	2472	3645	4264	4763	5239	5695
18400	2477	3652	4272	4772	5249	5706
18450	2482	3660	4281	4781	5260	5717
18500	2487	3667	4289	4791	5270	5728
18550	2493	3674	4297	4800	5280	5740
18600	2498	3682	4306	4810	5291	5751
18650	2503	3689	4314	4819	5301	5762
18700	2508	3697	4323	4828	5311	5773
18750	2513	3704	4331	4838	5321	5784
18800	2519	3712	4339	4847	5332	5796
18850	2524	3719	4348	4856	5342	5807
18900	2529	3726	4356	4866	5352	5818
18950	2534	3734	4365	4875	5363	5829
19000	2539	3741	4373	4885	5373	5840
19050	2544	3749	4381	4894	5383	5852

Basic Child Support Schedule

Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
19100	2550	3756	4390	4903	5394	5863
19150	2555	3763	4398	4913	5404	5874
19200	2560	3771	4406	4922	5414	5885
19250	2565	3778	4415	4931	5425	5896
19300	2570	3786	4423	4941	5435	5908
19350	2576	3793	4432	4950	5445	5919
19400	2581	3801	4440	4960	5455	5930
19450	2586	3808	4448	4969	5466	5941
19500	2591	3815	4457	4978	5476	5953
19550	2596	3823	4465	4988	5486	5964
19600	2602	3830	4474	4997	5497	5975
19650	2607	3838	4482	5006	5507	5986
19700	2612	3845	4490	5016	5517	5997
19750	2617	3852	4499	5025	5528	6009
19800	2622	3860	4507	5034	5538	6020
19850	2627	3867	4516	5044	5548	6031
19900	2633	3875	4524	5053	5559	6042
19950	2638	3882	4532	5063	5569	6053
20000	2643	3890	4541	5072	5579	6065
20050	2648	3897	4549	5081	5589	6076
20100	2653	3904	4557	5091	5600	6087
20150	2659	3912	4566	5100	5610	6098
20200	2664	3919	4574	5109	5620	6109
20250	2669	3927	4583	5119	5631	6121
20300	2674	3934	4591	5128	5641	6132
20350	2679	3941	4599	5138	5651	6143
20400	2685	3949	4608	5147	5662	6154
20450	2690	3956	4616	5156	5672	6165
20500	2695	3964	4625	5166	5682	6177
20550	2700	3971	4633	5175	5693	6188
20600	2705	3979	4641	5184	5703	6199
20650	2710	3986	4650	5194	5713	6210
20700	2716	3993	4658	5203	5723	6221
20750	2721	4001	4667	5213	5734	6233
20800	2726	4008	4675	5222	5744	6244
20850	2731	4016	4683	5231	5754	6255

Basic Child Support Schedule

Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
20900	2736	4023	4692	5241	5765	6266
20950	2742	4030	4700	5250	5775	6277
21000	2747	4038	4709	5259	5785	6289
21050	2752	4045	4717	5269	5796	6300
21100	2757	4053	4725	5278	5806	6311
21150	2762	4060	4734	5288	5816	6322
21200	2768	4068	4742	5297	5827	6333
21250	2773	4075	4750	5306	5837	6345
21300	2778	4082	4759	5316	5847	6356
21350	2783	4090	4767	5325	5858	6367
21400	2788	4097	4776	5334	5868	6378
21450	2793	4105	4784	5344	5878	6390
21500	2799	4112	4792	5353	5888	6401
21550	2804	4119	4801	5362	5899	6412
21600	2809	4127	4809	5372	5909	6423
21650	2814	4134	4818	5381	5919	6434
21700	2819	4142	4826	5391	5930	6446
21750	2825	4149	4834	5400	5940	6457
21800	2830	4157	4843	5409	5950	6468
21850	2835	4164	4851	5419	5961	6479
21900	2840	4171	4860	5428	5971	6490
21950	2845	4173	4862	5430	5974	6493
22000	2850	4174	4862	5431	5974	6494
22050	2854	4174	4863	5432	5975	6495
22100	2859	4175	4863	5432	5976	6495
22150	2864	4175	4864	5433	5976	6496
22200	2869	4176	4864	5434	5977	6497
22250	2873	4176	4865	5434	5978	6498
22300	2878	4177	4866	5435	5978	6498
22350	2883	4177	4866	5435	5979	6499
22400	2888	4178	4867	5436	5980	6500
22450	2892	4178	4867	5437	5980	6501
22500	2897	4179	4868	5437	5981	6501
22550	2902	4179	4868	5438	5982	6502
22600	2907	4179	4869	5439	5982	6503
22650	2911	4180	4869	5439	5983	6504

Basic Child Support Schedule

Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
22700	2916	4180	4870	5440	5984	6504
22750	2921	4181	4871	5440	5984	6505
22800	2926	4181	4871	5441	5985	6506
22850	2930	4182	4872	5442	5986	6507
22900	2935	4182	4872	5442	5986	6507
22950	2940	4183	4873	5443	5987	6508
23000	2945	4183	4873	5443	5988	6509
23050	2949	4184	4874	5444	5989	6510
23100	2954	4184	4874	5445	5989	6510
23150	2959	4185	4875	5445	5990	6511
23200	2963	4185	4876	5446	5991	6512
23250	2968	4186	4876	5447	5991	6513
23300	2973	4186	4877	5447	5992	6513
23350	2978	4187	4877	5448	5993	6514
23400	2982	4187	4878	5448	5993	6515
23450	2987	4188	4878	5449	5994	6515
23500	2992	4188	4879	5450	5995	6516
23550	2997	4189	4879	5450	5995	6517
23600	3001	4189	4880	5451	5996	6518
23650	3006	4189	4881	5452	5997	6518
23700	3011	4190	4881	5452	5997	6519
23750	3016	4190	4882	5453	5998	6520
23800	3020	4191	4882	5453	5999	6521
23850	3025	4191	4883	5454	5999	6521
23900	3030	4192	4883	5455	6000	6522
23950	3035	4192	4884	5455	6001	6523
24000	3039	4193	4884	5456	6002	6524
24050	3044	4193	4885	5457	6002	6524
24100	3049	4194	4886	5457	6003	6525
24150	3054	4194	4886	5458	6004	6526
24200	3058	4195	4887	5458	6004	6527
24250	3063	4195	4887	5459	6005	6527
24300	3068	4196	4888	5460	6006	6528
24350	3072	4196	4888	5460	6006	6529
24400	3077	4197	4889	5461	6007	6530
24450	3082	4197	4889	5462	6008	6530

Basic Child Support Schedule

Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
24500	3087	4198	4890	5462	6008	6531
24550	3091	4198	4891	5463	6009	6532
24600	3096	4199	4891	5463	6010	6533
24650	3101	4199	4892	5464	6010	6533
24700	3106	4200	4892	5465	6011	6534
24750	3110	4200	4893	5465	6012	6535
24800	3115	4200	4893	5466	6012	6536
24850	3120	4201	4894	5466	6013	6536
24900	3125	4201	4894	5467	6014	6537
24950	3129	4202	4895	5468	6014	6538
25000	3134	4202	4896	5468	6015	6538
25050	3139	4203	4896	5469	6016	6539
25100	3144	4203	4897	5470	6017	6540
25150	3148	4204	4897	5470	6017	6541
25200	3153	4204	4898	5471	6018	6541
25250	3158	4205	4898	5471	6019	6542
25300	3162	4205	4899	5472	6019	6543
25350	3167	4206	4899	5473	6020	6544
25400	3172	4206	4900	5473	6021	6544
25450	3177	4207	4901	5474	6021	6545
25500	3181	4207	4901	5475	6022	6546
25550	3186	4208	4902	5475	6023	6547
25600	3191	4208	4902	5476	6023	6547
25650	3196	4209	4903	5476	6024	6548
25700	3200	4209	4903	5477	6025	6549
25750	3205	4210	4904	5478	6025	6550
25800	3210	4210	4904	5478	6026	6550
25850	3215	4210	4905	5479	6027	6551
25900	3219	4211	4906	5480	6027	6552
25950	3224	4211	4906	5480	6028	6553
26000	3229	4212	4907	5481	6029	6553
26050	3234	4212	4907	5481	6030	6554
26100	3238	4213	4908	5482	6030	6555
26150	3243	4213	4908	5483	6031	6556
26200	3248	4214	4909	5483	6032	6556
26250	3253	4214	4909	5484	6032	6557

Basic Child Support Schedule

Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
26300	3257	4215	4910	5484	6033	6558
26350	3262	4215	4911	5485	6034	6559
26400	3267	4216	4911	5486	6034	6559
26450	3271	4216	4912	5486	6035	6560
26500	3276	4217	4912	5487	6036	6561
26550	3281	4217	4913	5488	6036	6562
26600	3286	4218	4913	5488	6037	6562
26650	3290	4218	4914	5489	6038	6563
26700	3295	4219	4914	5489	6038	6564
26750	3300	4219	4915	5490	6039	6564
26800	3305	4220	4916	5491	6040	6565
26850	3309	4220	4916	5491	6040	6566
26900	3314	4221	4917	5492	6041	6567
26950	3319	4221	4917	5493	6042	6567
27000	3324	4221	4918	5493	6042	6568
27050	3328	4222	4918	5494	6043	6569
27100	3333	4222	4919	5494	6044	6570
27150	3338	4223	4919	5495	6045	6570
27200	3343	4223	4920	5496	6045	6571
27250	3347	4224	4921	5496	6046	6572
27300	3352	4224	4921	5497	6047	6573
27350	3357	4225	4922	5498	6047	6573
27400	3362	4225	4922	5498	6048	6574
27450	3366	4226	4923	5499	6049	6575
27500	3371	4226	4923	5499	6049	6576
27550	3376	4227	4924	5500	6050	6576
27600	3380	4227	4924	5501	6051	6577
27650	3385	4228	4925	5501	6051	6578
27700	3390	4228	4926	5502	6052	6579
27750	3395	4229	4926	5502	6053	6579
27800	3399	4229	4927	5503	6053	6580
27850	3404	4230	4927	5504	6054	6581
27900	3409	4230	4928	5504	6055	6582
27950	3414	4231	4928	5505	6055	6582
28000	3418	4231	4929	5506	6056	6583
28050	3423	4231	4929	5506	6057	6584

Basic Child Support Schedule

Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
28100	3428	4232	4930	5507	6058	6585
28150	3433	4232	4931	5507	6058	6585
28200	3437	4233	4931	5508	6059	6586
28250	3442	4233	4932	5509	6060	6587
28300	3447	4234	4932	5509	6060	6587
28350	3452	4234	4933	5510	6061	6588
28400	3456	4235	4933	5511	6062	6589
28450	3461	4235	4934	5511	6062	6590
28500	3466	4236	4934	5512	6063	6590
28550	3471	4236	4935	5512	6064	6591
28600	3475	4237	4936	5513	6064	6592
28650	3480	4237	4936	5514	6065	6593
28700	3485	4238	4937	5514	6066	6593
28750	3489	4238	4937	5515	6066	6594
28800	3494	4239	4938	5516	6067	6595
28850	3499	4239	4938	5516	6068	6596
28900	3504	4240	4939	5517	6068	6596
28950	3508	4240	4939	5517	6069	6597
29000	3513	4241	4940	5518	6070	6598
29050	3518	4241	4941	5519	6070	6599
29100	3523	4242	4941	5519	6071	6599
29150	3527	4242	4942	5520	6072	6600
29200	3532	4242	4942	5520	6073	6601
29250	3537	4243	4943	5521	6073	6602
29300	3542	4243	4943	5522	6074	6602
29350	3546	4244	4944	5522	6075	6603
29400	3551	4244	4944	5523	6075	6604
29450	3556	4245	4945	5524	6076	6605
29500	3561	4245	4946	5524	6077	6605
29550	3565	4246	4946	5525	6077	6606
29600	3570	4246	4947	5525	6078	6607
29650	3575	4247	4947	5526	6079	6608
29700	3580	4247	4948	5527	6079	6608
29750	3584	4248	4948	5527	6080	6609
29800	3589	4248	4949	5528	6081	6610
29850	3594	4249	4949	5529	6081	6611

Basic Child Support Schedule						
Combined Adjusted Net Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
29900	3598	4249	4950	5529	6082	6611
29950	3603	4250	4951	5530	6083	6612
30000	3608	4250	4951	5530	6083	6613

* * *

Comment — 2021

Previously, the Basic Child Support Schedule incorporated a 30% child custody presumption, which created approximately a 5% decrease in the basic child support obligation across all combined monthly net incomes regardless of the actual custody schedule. The new Basic Child Support Schedule reflects the actual expenses of an intact family living in a single household at the various combined monthly net incomes and the number of children with no shared custody adjustment.

To the extent the parties share physical custody with the obligor having 40% or more of the annual overnights as set forth in Pa.R.C.P. No. 1910.16-4(c), the formula in Pa.R.C.P. No. 1910.16-4(a)(1)(Part D) or (a)(2)(Part II) should be used to calculate the appropriate shared custody adjustment.

Rule 1910.16-3.1. Support Guidelines. High-Income Cases.

[(a) *Child Support Formula.* If the parties' combined monthly net income exceeds \$30,000, the following three-step process shall be applied to calculate the parties' respective child support obligations. The support amount calculated pursuant to this three-step process shall not be less than the support amount that would have been awarded if the parties' combined monthly net income was \$30,000. The calculated amount is the presumptive minimum support amount.

- (1) The following formula shall be applied as a preliminary analysis in calculating the basic child support amount apportioned between the parties according to their respective monthly net incomes:**

One child:	\$2,839 + 8.6% of combined monthly net income above \$30,000.
Two children:	\$3,902 + 11.8% of combined monthly net income above \$30,000.
Three children:	\$4,365 + 12.9% of combined monthly net income above \$30,000.
Four children:	\$4,824 + 14.6% of combined monthly net income above \$30,000.
Five children:	\$5,306 + 16.1% of combined monthly net income above \$30,000.
Six children:	\$5,768 + 17.5% of combined monthly net income above \$30,000;

- (2) The trier-of-fact shall apply the formulas in Pa.R.C.P. No. 1910.16-4(a)(1)(Part D) and (Part E) or (2)(Part II) and (Part III), adjusting for substantial or shared custody pursuant to Pa.R.C.P. No. 1910.16-4(c) and allocating additional expenses pursuant to Pa.R.C.P. No. 1910.16-6, as appropriate;**
- (3) The trier-of-fact shall consider the factors in Pa.R.C.P. No. 1910.16-5 in making a final child support award and shall make findings of fact on the record or in writing. After considering the factors in Pa.R.C.P. No. 1910.16-5, the trier-of-fact may adjust the amount calculated pursuant to subdivisions (1) and (2), subject to the presumptive minimum.]**

(a) *Child Support.*

(1) *Presumptive Minimum Basic Child Support Obligation.*

(i) The presumptive minimum basic child support obligation is the support obligation that the trier-of-fact would have awarded if the parties' combined monthly net income was \$30,000.

(ii) When the parties' combined monthly net income exceeds \$30,000, the calculated support obligation shall not be less than the presumptive minimum basic child support obligation.

(2) High-Income Child Support Calculation. With the following three-step process, the trier-of-fact shall calculate the total child support obligation.

(i) Preliminary Analysis. Using the following formula, the trier-of-fact shall:

(A) calculate the basic child support obligation based on the parties' combined monthly net income; and

(B) apportion the basic child support obligation based on the parties' respective monthly net incomes.

One child: \$3,608 + 4.0% of combined monthly net income above \$30,000.

Two children: \$4,250 + 4.0% of combined monthly net income above \$30,000.

Three children: \$4,951 + 4.7% of combined monthly net income above \$30,000.

Four children: \$5,530 + 5.3% of combined monthly net income above \$30,000.

Five children: \$6,083 + 5.8% of combined monthly net income above \$30,000.

Six children: \$6,613 + 6.3% of combined monthly net income above \$30,000.

(ii) Substantial or Equally Shared Custody Adjustment. The trier-of-fact shall adjust the basic child support

obligation calculated in subdivision (a)(2)(i) for substantial or equally shared custody as set forth in Pa.R.C.P. No. 1910.16-4(c).

(iii) Final Analysis - Reasonable Needs.

(A) In determining the total child support obligation, the trier-of-fact shall consider the child's reasonable needs based on:

(I) the deviation factors in Pa.R.C.P. No. 1910.16-5;

(II) the additional expenses set forth in Pa.R.C.P. No. 1910.16-6; and

(III) the parties' expense statements required by Pa.R.C.P. No. 1910.11(c)(2) and Pa.R.C.P. No. 1910.27(c)(2)(B).

(B) Subject to the presumptive minimum basic child support obligation, the trier-of-fact may upwardly or downwardly adjust the support obligation calculated in subdivisions (a)(2)(i) and (ii) based on the child's reasonable needs.

(3) Final Order. As part of the final order, the trier-of-fact shall state on the record or in writing:

(i) findings of fact; and

(ii) the reasons for awarding the total child support obligation, including:

(A) a discussion of the child's reasonable needs; and

(B) the adjustments or deviations made to the basic child support obligation.

(b) *Spousal Support [and]or Alimony Pendente Lite.*

(1) Preliminary Analysis. When[In cases in which] the parties' combined monthly net income exceeds \$30,000, the trier-of-fact

shall apply the formula in either Pa.R.C.P. No. 1910.16-4(a)(1)(Part B) or **(a)(2)(Part IV)[as a preliminary analysis]** in calculating spousal support or alimony *pendente lite*.

(2) [In determining the final spousal support or alimony *pendente lite* amount and duration, the trier-of-fact shall consider the factors in Pa.R.C.P. No. 1910.16-5 and shall make findings of fact on the record or in writing.]

Final Analysis. In determining the total spousal support or alimony *pendente lite* obligation, the trier-of-fact shall consider:

(i) the deviation factors in Pa.R.C.P. No. 1910.16-5;

(ii) the additional expenses set forth in Pa.R.C.P. No. 1910.16-6; and

(iii) the parties' expense statements required by Pa.R.C.P. No. 1910.11(c)(2) and Pa.R.C.P. No. 1910.27(c)(2)(B).

(3) Final Order. As part of the final order, the trier-of-fact shall state on the record or in writing:

(i) findings of fact; and

(ii) the reasons for awarding the final spousal support or alimony *pendente lite* obligation, including the adjustments or deviations made to the basic spousal support or alimony *pendente lite* obligation.

* * *

Rule 1910.16-4. Support Guidelines. Calculation of Support Obligation, Formula.

* * *

PART A. CALCULATION OF MONTHLY NET INCOME

	OBLIGOR	OBLIGEE
1. Total Gross Income per pay period (See Pa.R.C.P. No. 1910.16-2(a))	_____	_____
2. Deductions (See Pa.R.C.P. No. 1910.16-2(c))	(_____)	(_____)
3. Net Income (line 1 minus line 2)	_____	_____
4. Conversion to Monthly Net Income (if pay period is other than monthly)	_____	_____

PART B. SPOUSAL SUPPORT OR ALIMONY PENDENTE LITE

	<i>Without Dependent Children</i>	<i>With Dependent Children</i>
5. Obligor's Monthly Net Income (line 4)	_____	_____
6. Obligor's child support, spousal support, alimony <i>pendente lite</i> , or alimony obligations to children or former spouses who are not part of this action, if any. (See Pa.R.C.P. No. 1910.16-2(c)(2))	(_____)	(_____)
7. Obligor's Net Income available for spousal support or alimony <i>pendente lite</i> (line 5 minus line 6)	_____	_____
8. Obligor's Net Income percentage for spousal support or alimony	x _____ 33%	x _____ 25%

pendente lite

- | | | | |
|-----|--|-------------|-------------|
| 9. | Obligor's proportionate share of spousal support or alimony
<i>pendente lite</i>
(line 7 multiplied by line 8) | _____ | _____ |
| 10. | Obligee's Monthly Net Income
(line 4) | _____ | _____ |
| 11. | Obligee's Net Income percentage for spousal support or alimony
<i>pendente lite</i> | x _____ 40% | x _____ 30% |
| 12. | Obligee's proportionate share of spousal support or alimony
<i>pendente lite</i>
(line 10 multiplied by line 11) | _____ | _____ |
| 13. | Preliminary Monthly Spousal Support or Alimony <i>Pendente Lite</i> [amount]Obligation
(line 9 minus line 12 - if the result is less than zero, enter a zero on line 13) | _____ | |
| 14. | Adjustments for Part E Additional Expenses
(See Pa.R.C.P. No. 1910.16-6) | | _____ |
| 15. | Total Monthly Spousal Support or Alimony <i>Pendente Lite</i> [Amount]Obligation
(line 13 plus or minus line 14, as appropriate) | | _____ |

PART C - BASIC CHILD SUPPORT

- | | OBLIGOR | OBLIGEE |
|-----|--|---------|
| 16. | Monthly Net Income
(line 4 and add the child's monthly Social Security Disability or Retirement Derivative benefit amount, if any, to the Monthly Net Income of the party receiving the benefit pursuant to Pa.R.C.P. No. | _____ |

1910.16-2(b)(2)(i) or (ii).

17. Preliminary Monthly Spousal Support (_____) + _____
or Alimony *Pendente Lite* **[amount]Obligation**,
if any.
(line 13)
18. Adjusted Monthly Net Income _____
(for obligor, line 16 minus line 17;
for obligee, line 16 plus line 17)
19. Combined Monthly Net Income _____
(obligor's line 18 plus obligee's line 18)
20. Basic Child Support Obligation _____
(determined from child support schedule[s]
in Pa.R.C.P. No. 1910.16-3 based on the
number of children and line 19)
21. Net Income expressed as a _____ % _____ %
percentage of Combined
Monthly Net Income
(line 18 divided by line 19
and multiplied by 100)
22. Preliminary Monthly Basic Child _____
Support Obligation _____
(line 20 multiplied by line 21)
23. Child's Social Security Derivative _____
Disability or Retirement Benefit. _____
(if the benefits are paid to the obligee,
enter the benefit amount on the line for
the party whose retirement or disability
created the child's benefit pursuant to
Pa.R.C.P. No. 1910.16-2(b))
24. Adjusted Monthly Basic Child _____
Support Obligation _____
(line 22 minus line 23 - if the result is
less than zero, enter a zero on line 24)

PART D. SUBSTANTIAL OR SHARED PHYSICAL CUSTODY ADJUSTMENT, IF APPLICABLE (See subdivision (c))

25. a. Percentage of time obligor spends _____ %
with **the** child[ren] (divide number of overnights
with the obligor by 365 and multiply by 100)
- b. Subtract 30% (_____ 30%)
- c. Difference _____ %
(line 25a minus line 25b)
- d. Obligor's Adjusted Percentage Share _____ %
of the **[Basic Monthly]Basic Child** Support Obligation
(line 21 minus line 25c)
- e. Obligor's Preliminary Adjusted _____
[Basic Monthly]Basic Child Support Obligation
(line 20 multiplied by line 25d)
- f. Further adjustment, if necessary under _____
subdivision (c)(2)
- g. Obligor's Adjusted Basic Child _____
Support **[Amount]Obligation**

PART E. ADDITIONAL EXPENSES (See Pa.R.C.P. No. 1910.16-6)

26. a. Obligor's Share of Child Care Expenses _____
- b. Obligor's Share of Health Insurance
Premium (if the obligee is paying the premium) _____
- c. Obligee's Share of the Health Insurance _____
Premium (if the obligor is paying the premium)
- d. Obligor's Share of Unreimbursed Medical
Expenses _____
- e. Other Additional Expenses _____
- f. Total Additional Expenses _____
(add lines 26a, b, d, and e, then subtract

line 26c)

27. Obligor's Total Monthly Child Support
Obligation (line 24 or 25g plus
line 26f, if applicable) _____

* * *

PART I. BASIC CHILD SUPPORT

	OBLIGOR	OBLIGEE
1. Total Gross Income Per Pay Period (See Pa.R.C.P. No. 1910.16-2(a))	_____	_____
2. Deductions (See Pa.R.C.P. No. 1910.16-2(c))	(_____)	(_____)
3. Net Income (line 1 minus line 2)	_____	_____
4. Conversion to Monthly [Amount]Net Income (if pay period is other than monthly) Include the child's monthly Social Security derivative benefit amount, if any, in the monthly net income of the party receiving the benefit pursuant to Pa.R.C.P. No. 1910.16-2(b)(2)(i) or (ii).	_____	_____
5. Combined [Total] Monthly Net Income (obligor's line 4 plus obligee's line 4)	_____	_____
6. Basic Child Support Obligation (determined from schedule at Pa.R.C.P. No. 1910.16-3 based on number of children and line 5)	_____	_____
7. Net Income Expressed as a Percentage [Share of Income]of Combined Monthly Net Income (divide line 4 by line 5 and multiply by 100)	_____ %	_____ %
8. [Each Party's Preliminary Monthly Share		

of the **Preliminary** Basic Child
Support Obligation
(multiply line 6 and 7) _____

9. Child's Social Security Derivative
Disability or Retirement Benefit
(if the benefits are paid to the obligee, enter
the benefit amount on the line for the party
whose retirement or disability created the
child's benefit) _____

10. **[Each Party's Adjusted Monthly Share
of the Adjusted Basic Child Support Obligation**
(line 8 minus line 9 - if the result is
less than zero, enter a zero
on line 10) _____

*PART II. SUBSTANTIAL OR SHARED PHYSICAL CUSTODY ADJUSTMENT, IF
APPLICABLE (See subdivision (c))*

11. a. Percentage of Time Obligor Spends
with Children (divide number of overnights
with the obligor by 365 and multiply by 100) _____ %

b. Subtract 30% (_____ %)

c. Obligor's Adjusted Percentage Share
of the **[Basic Monthly Basic Child Support Obligation**
(subtract result of calculation in line 11b
from line 7) _____ %

d. Obligor's Preliminary Adjusted **[Share of
the Basic Monthly Basic Child Support Obligation**
(multiply line 11c and line 6) _____

e. Further adjustment, if necessary under
subdivision (c)(2) _____

f. Obligor's Adjusted **[Share of the]Basic
Child Support AmountObligation**
(Total of line 11d and line 11e) _____

PART III. ADDITIONAL EXPENSES (See Pa.R.C.P. No. 1910.16-6)

12. a. Obligor's Share of Child Care Expenses _____
- b. Obligor's Share of Health Insurance
Premium (if the obligee is paying the premium) _____
- c. Obligee's Share of the Health Insurance
Premium (if the obligor is paying the premium) (_____)
- d. Obligor's Share of Unreimbursed Medical
Expenses _____
- e. Other Additional Expenses _____
- f. Total Additional Expenses _____
(add lines 12a, b, d, and e, then subtract line 12c)
13. Obligor's Total Monthly Support Obligation _____
(add line 10 or 11f and line 12f, if applicable)

PART IV. SPOUSAL SUPPORT OR APL with dependent children

14. Obligor's Monthly Net Income (line 4) _____
15. Obligor's Support, Alimony
Pendente Lite, or Alimony Obligations,
to Children or Former Spouses who
are not part of this action, if any
(See Pa.R.C.P. No. 1910.16-2(c)(2)) (_____)
16. Obligee's Monthly Net Income (line 4) (_____)
17. Difference _____
(line 14 minus lines 15 and 16)
18. Obligor's Total Monthly Child
Support Obligation without Part II Substantial
or Shared Custody Adjustment, if any
(Obligor's line 10 plus line 12f) (_____)
19. Difference _____
(line 17 minus line 18)

20. Multiply by 30% x _____ 30%

21. Monthly Spousal Support or **[APL Amount]**
Alimony Pendente Lite Obligation
(line 19 multiplied by line 20) _____

Without Dependent Children

22. Obligor’s Monthly Net Income (line 4) _____

23. Obligor’s Child and Spousal Support, Alimony
Pendente Lite or Alimony Obligations
to Children or Former Spouses who are not part of
this action, if any (Pa.R.C.P. No. 1910.16-2(c)(2)) (_____)

24. Obligee’s Monthly Net Income (line 4) (_____)

25. Difference
(line 22 minus lines 23 and 24) _____

26. Multiply by 40% x _____ 40%

27. Preliminary Monthly Spousal Support
or **[APL amount]****Alimony Pendente**
Lite Obligation
(line 25 multiplied by line 26) _____

28. Adjustments for Other Expenses
(See Pa.R.C.P. No. 1910.16-6)
(line 12f) _____

29. Total Monthly Spousal Support or
[APL amount]**Alimony Pendente Lite**
Obligation
(line 27 plus or minus line 28, as appropriate) _____

* * *

[(b) Order For More Than Six Children. When there are more than six children who are the subject of a single order, the child support obligation shall be calculated as follows. First, determine the appropriate amount of support for six children under the guidelines. Using the same income figures, subtract the support amount for five children from the amount for six children. Multiply the

difference by the number of children in excess of six and add the resulting amount to the guideline amount for six children.]

(b) Order For More Than Six Children. When there are more than six children who are the subject of a single support order, the trier-of-fact shall:

- (1) calculate the basic child support obligations for six children and five children;**
- (2) subtract the basic child support obligation for five children from the basic child support obligation for six children;**
- (3) multiply the difference from subdivision (b)(2) by the number of children in excess of six; and**
- (4) add the amount from subdivision (b)(3) to the basic child support obligation for six children as determined in subdivision (b)(1).**

(c) *Substantial or **Equally** Shared Physical Custody.*

- (1) **Substantial Physical Custody.** When **[the children spend 40% or more of their time during the year]a child spends 40% or more of the annual overnights** with the obligor, a rebuttable presumption arises that the obligor is entitled to a reduction in the basic **child** support obligation to reflect **[this time]the obligor's increased direct spending on the child during the obligor's custodial time.**
 - (i)** This rebuttable presumption also applies in high income cases decided pursuant to **[Rule]Pa.R.C.P. No. 1910.16-3.1.**
 - (ii)** Except as provided in **[subsection (2) below, the reduction shall be calculated]subdivision (c)(2), the trier-of-fact shall calculate the adjustment** pursuant to the formula set forth in **[Part II of subdivision (a) of this rule. For purposes of this provision, the time spent with the children shall be determined by the number of overnights they spend during the year with the obligor]subdivision (a)(1)(Part D) or (a)(2)(Part II).**

[Example. If the obligor and the obligee have monthly net incomes of \$5,000 and \$2,300, respectively, their combined child support obligation is \$1,701

for two children. Using the income shares formula in Part I, the obligor's share of this obligation is 68%, or \$1,157. If the children spend 40% of their time with the obligor, the formula in Part II applies to reduce his or her percentage share of the combined support obligation to 58%, or \$987. If the children spend 45% of their time with the obligor, his or her percentage share of the combined obligation is reduced to 53%, or \$902. If the children spend equal time with both parents, the obligor's percentage share is reduced to 48%, or \$816.]

- (2) **Equally Shared Physical Custody.** Without regard to which **[parent]party** initiated the support action, when **[the children spend equal time]a child spends an equal number of annual overnights** with **[their parents,]the parties:**
- (i) The formula in subdivision (a)(1)(Part D) or (a)(2)(Part II) [the Part II formula]** cannot be applied unless the obligor is the **[parent]party** with the higher **monthly net** income.
- (ii) [An order shall not be entered requiring the parent]The trier-of-fact shall not require the party** with the lower **monthly net** income to pay basic child support to the **[parent]party** with the higher **monthly net** income. However, this subdivision shall not preclude the entry of an order requiring the **[parent]party** with less **monthly net** income to contribute to additional expenses pursuant to Pa.R.C.P. No. 1910.16-6.
- (iii) Based upon the evidence presented, the trier-of-fact may enter [an]a support order against either party[without regard to which party initiated the action].**
- (iv) If [the parties share custody equally and]the support calculation results in the obligee receiving a larger share of the parties' combined monthly net income, [then] the [court]trier-of-fact:**
- (A) shall adjust the obligor's basic child support obligation so that the combined monthly net income is allocated equally between the two [households. In those cases,]parties; and**
- (B) shall not award** spousal support or alimony *pendente lite***[shall not be awarded].**

Example 1. **If the obligor and the obligee have monthly net incomes of \$5,000 and \$2,300, respectively, the basic child support obligation is \$1,901 for two children. Using the income shares formula in Part I, the obligor's basic child support obligation is 68%, or \$1,293. If the children spend 40% of the annual overnights with the obligor, the formula in Part D or Part II applies to reduce the obligor's basic child support obligation to 58%, or \$1,103. If the children spend 45% of the annual overnights with the obligor, the obligor's basic child support obligation is reduced to 53%, or \$1,008. If the children spend an equal number of the annual overnights with the obligor and obligee, the obligor's basic child support obligation is reduced to 48%, or \$912.**

Example [1]2. Mother and Father have monthly net incomes of \$3,000 and \$2,700, respectively. Mother has filed for support for the parties' two children with whom the parties share time equally. As the parties have equal custody and Mother has the higher **monthly net** income, Mother cannot be the obligee. Although Mother initiated the support action, she would be the obligor. Pursuant to the **[basic child support schedule]Basic Child Support Schedule** in Pa.R.C.P. No. 1910.16-3, the **[support amount]basic child support obligation** for two children at the parties' combined monthly net income **[level]** is **[\$1,487]\$1,585** per month. Mother's share is 53% **[of that amount]**, or **[\$788]\$840**. **[Father's share is 47%, or \$699.]** Application **[of lines 11a and 11b]** of the Part II **or Part D** formula results in a 20% reduction in support when the obligor has 50% custody of the children. Mother's adjusted percentage share of the basic support **[amount]obligation** is 33% (53% - 20% = 33%) **[. Her]and the preliminary** adjusted **[share of the]** basic **child** support **[amount]obligation** is **[\$491]\$523** (33% of **[\$1,487]\$1,585**). However, as this amount would result in Father having a greater share of the parties' combined monthly net income (**[\$3,191 vs. \$2,509]\$3,223 vs. \$2,477**), Mother's **basic child** support obligation would be adjusted to \$150 per month to allocate the parties' combined monthly net income equally between the two **[households]parties** and would be the presumptive **[amount of basic support]basic child support obligation** payable to Father under these circumstances.

Example [2]3. If the obligor and the obligee have monthly net incomes of \$3,000 and \$2,500, respectively, **[then their combined]the basic** child support obligation for two children is **[\$1,463]\$1,567**. The obligor's share **[of this obligation]** is 55%, or **[\$805]\$862** (**[\$1,463]\$1,567** x 55%). If the children spend equal time with the **[parents]parties**, the formula in Part II **or Part D** results in a **basic child** support obligation of **[\$512]\$548** (**[\$1,463]\$1,567** x 35%) payable to the obligee. Since this amount results in the obligee having monthly net income of **[\$3,012]\$3,048** and the obligor having monthly net income of **[\$2,488]\$2,452**, the obligor's **basic child** support obligation would be adjusted to \$250 to equalize the combined monthly net income between the parties' **households** and would be the presumptive **[amount of basic support]basic child support obligation** payable to the obligee under these circumstances.

(d) *Divided or Split Physical Custody. When Each Party Owes Child Support to the Other Party. Varied Partial or Shared Custodial Schedules.*

- (1) *Divided or Split Physical Custody. When Each Party Owes Child Support to the Other Party.* When calculating a **basic** child support obligation and each party owes child support to the other party as a result of the custodial arrangement, the **[court]trier-of-fact** shall offset the parties' respective **basic** child support obligations and award the net difference to the obligee as child support.

Example 1. If the parties have three children, one child resides with Mother and two children reside with Father, and **[their]the parties'** monthly net incomes are \$4,000 and \$2,000 respectively, Mother's **basic** child support obligation is calculated using the schedule in Pa.R.C.P. No. 1910.16-3 for two children at the parties' combined monthly net income of \$6,000. The **[amount of]basic child support [to be apportioned between the parties is \$1,523]obligation is \$1,628**. As Mother's income is 67% of the parties' combined monthly net income, Mother's **basic child** support obligation for the two children living with Father is **[\$1,020]\$1,091**. Father's **basic** child support obligation is calculated using the schedule in Pa.R.C.P. No. 1910.16-3 for one child at the parties' combined monthly net income of \$6,000. The **[amount of]basic child support [to be apportioned between the parties is \$1,071]obligation is \$1,097**. Father's **basic child** support obligation for the child living with Mother is **[\$353]\$362**. Subtracting **[\$353]\$362** from **[\$1,020]\$1,091** produces a **[net basic support amount of \$667]basic child support obligation of \$729** payable to Father as child support.

Example 2. If the parties have two children, one child resides with Mother and the parties **equally** share custody (50% - 50%) of the other child, and the parties' monthly net incomes are as set forth in Example 1. The **basic** child support obligation is calculated using the schedule in Pa.R.C.P. No. 1910.16-3 for the one child primarily residing with Mother at the parties' combined monthly net income of \$6,000, the **[amount of]basic child support [to be apportioned between the parties is \$1,071]obligation is \$1,097**. Father's income is 33% of the parties' combined monthly net income, and the **basic child** support obligation for the child living with Mother is **\$353]\$362**. For Mother's obligation for the child with the **[50% - 50%]equally** shared custody arrangement, using the schedule in Pa.R.C.P. No. 1910.16-3 for one child at the parties' combined monthly net income of \$6,000, the **[amount of]basic child support [to be apportioned between the parties is \$1,071]obligation is \$1,097**. Mother's proportionate share of the combined monthly net incomes is 67%, but it is reduced to 47% after applying the shared parenting time adjustment for 50% custody under subdivision (c). Mother's **basic** child support obligation for the shared custody child is **[\$503 (\$1,071)]\$516 (\$1,097 x 47%)**. As Mother's obligation is greater than Father's obligation, Father is the obligee and receives the net of the two obligations by subtracting **[\$353]\$362** from **[\$503]\$516**, or **[\$150]\$154**.

[(2) *Varied Partial or Shared Custodial Schedules.* When the parties have more than one child and each child spends either (a) different amounts of partial or shared custodial time with the party with the higher income or (b) different amounts of partial custodial time with the party with the lower income, the trier-of-fact shall add the percentage of time each child spends with that party and divide by the number of children to determine the party's percentage of custodial time. If the average percentage of custodial time the children spend with the party is 40% or more, the provisions of subdivision (c) apply.]

(2) *Varied Partial or Shared Physical Custodial Schedule.*

(i) The trier-of-fact may reduce a party's basic child support obligation when the parties have more than one child and each child spends either different amounts of:

(A) partial or equally shared custodial time with the higher monthly net income party; or

(B) partial custodial time with the lower monthly net income party.

(ii) In determining whether a party is entitled to a reduction as provided in subdivision (d)(2)(i):

(A) the trier-of-fact shall:

(I) add the percentage of annual overnights each child spends with that party; and

(II) divide by the number of children to determine the party's average percentage of custodial time.

(B) If the average percentage of custodial time is 40% or more:

(I) subdivision (c) applies; and

(II) the trier-of-fact shall reduce the party's basic child support obligation accordingly.

Example 1. The parties have two children and one child spends 50% of the **[time]annual overnights** with Mother, who has the higher **monthly net** income, and the other child spends 20% of the **[time]annual overnights** with Mother. Add those percentages together and divide by the number of children (50% plus 20% = 70% divided by 2 children = 35% average time with Mother). **[Pursuant to subdivision (c)]Pursuant to subdivision (d)(2)(ii)(B), Mother [does not receive]is not entitled to** a reduction in the support order for substantial parenting time.

Example 2. The parties have three children. Two children spend 50% of the **[time]annual overnights** with Mother, who has the higher **monthly net** income, and the third child spends 30% of the **[time]annual overnights** with Mother. Add the percentages of custodial time for all three children together and divide by the number of children (50% plus 50% plus 30% = 130% divided by three children = 43.33% average percentage of time with Mother). **[Pursuant to subdivision (c)]Pursuant to subdivision (d)(2)(ii)(B), Mother [receives]is entitled to** a reduction in the support order for substantial parenting time.

Example 3. The parties have three children, Mother has primary custody (60% - 40%) of one child, Father has primary custody (60% - 40%) of one child, and the parties share custody (50% - 50%) of the third child. The parties' monthly net incomes are \$2,500 (Mother) and \$2,000 (Father). As a result of the custodial arrangement, Father owes support for the child in the primary custody of Mother and Mother owes support for the child in the primary custody of Father and for the child shared equally between the parties. Father's **basic** child support obligation is calculated using the schedule in Pa.R.C.P. No. 1910.16-3 for one child at the parties' combined monthly net income of \$4,500. The **[amount of]basic child support [to be apportioned between the parties is \$940]obligation is \$941**. Father's proportionate share of the combined monthly net incomes is 44%, but is reduced to 34% after applying the shared parenting time adjustment for 40% custody under subdivision (c). Father's **basic** child support obligation for this child is \$320 (**[\$940]\$941** x 34%). Mother's **basic** child support obligation is calculated using the schedule in Pa.R.C.P. No. 1910.16-3 for two children at the parties' combined monthly net income of \$4,500. The **[amount of]basic child support [to be apportioned between the parties is \$1,349]obligation is \$1,414**. Mother has varying partial or shared custody of the two children (40% and 50%). Under subdivision (d)(2), the custodial time is averaged or in this case 45%. Mother's proportionate share of the combined monthly net incomes is 56%, but it is reduced to 41% after applying the shared parenting time adjustment for 45% custody under subdivision (c). Mother's **basic** child support obligation for these children is **[\$553 (\$1,349)\$580 (\$1,414** x 41%). Offsetting the support **[amounts]obligations** consistent with subdivision (d)(1), Mother's obligation is

greater than Father's obligation, and Father is the obligee receiving the net of the two obligations by subtracting \$320 from ~~[\$553, or \$233]~~\$580, or \$260.

Note: In cases with more than one child and varied partial or shared custodial schedules, it is not appropriate to perform a separate calculation for each child and offset support amounts as that method does not consider the incremental increases in support for more than one child built into the schedule of basic child support.

- [(3) When calculating a combined child support and spousal or alimony *pendente lite* obligation and one or more children reside with each party, the court shall offset the obligor's spousal and child support obligation with the obligee's child support obligation and award the net difference to the obligee as spousal and child support. If one or more of the children resides with each party then, in calculating the spousal support or alimony *pendente lite* obligation, the court shall deduct from the obligor's income both the support owed for the child or children residing with the obligee, as well as the direct support the obligor provides to the child or children living with the obligor, calculated in accordance with the guidelines as if the child or children were not living with the obligor.]**

(3) Combined Child Support and Spousal Support or Alimony Pendente Lite. When Each Party Owes Child Support to the Other Party.

- (i) When one or more children reside with each party, the trier-of-fact shall offset the obligor's combined spousal support or alimony *pendente lite* and basic child support obligations with the obligee's basic child support obligation.**

- (ii) The trier-of-fact shall award the net difference to the obligee as spousal support or alimony *pendente lite* and basic child support.**

(e) *Support Obligations When Custodial Parent Owes Spousal Support.* If ~~[children are]~~a child is residing with the spouse (custodial parent) obligated to pay spousal support or alimony *pendente lite* and the other spouse (non-custodial parent) has a legal obligation to support the child~~[ren]~~, the guideline spousal support or alimony *pendente lite* ~~[amount]~~obligation is determined by offsetting the non-custodial parent's **basic** child support ~~[amount]~~obligation and the custodial parent's spousal support or alimony *pendente lite* ~~[amount]~~obligation, and awarding the net difference

either to the non-custodial parent as spousal support~~[1]~~ or alimony *pendente lite* or to the custodial parent as child support as the circumstances warrant. The calculation is a five-step process:

- (1) Calculate the custodial parent's spousal support or alimony *pendente lite* obligation to the non-custodial parent based on the parties' monthly net incomes using the "without dependent children" formula in either Pa.R.C.P. No. 1910.16-4(a)(1)(Part B) or **(a)**(2)(Part IV), as appropriate.
- (2) Recalculate the parties' monthly net incomes by adjusting for the spousal support or alimony *pendente lite* payment paid or received in **subdivision (e)**(1).
- (3) Using the recomputed monthly net incomes from **subdivision (e)**(2), calculate the non-custodial parent's **basic** child support obligation to the custodial parent.
- (4) The final support amount is the difference calculated in **subdivision (e)**(1) and **(e)**(3).
 - (i) If the amount in **subdivision (e)**(1) is greater than the amount in **subdivision (e)**(3), the final amount is spousal support or alimony *pendente lite* payable to the non-custodial parent.
 - (ii) If the amount in **subdivision (e)**(1) is less than the amount in **subdivision (e)**(3), the final amount is **basic** child support payable to the custodial parent.
- (5) If the proceeding is a modification of an order entered before January 1, 2019 that has federal tax consequences associated with spousal support or alimony *pendente lite* payments and the final order is spousal support or alimony *pendente lite* as in **subdivision (e)**(4)(i), the offset spousal support or alimony *pendente lite* amount is federally taxable, and the trier-of-fact may deviate the final order due to the tax effect, as appropriate.

Note: See Pa.R.C.P. No. 1910.~~[16-4]~~**19(h)**.

* * *

Rule 1910.16-5. Support Guidelines. Deviation.

(a) *Deviation.* [If the amount of support deviates from the amount of support determined by the guidelines, the trier of fact shall specify, in writing or on the record, the guideline amount of support, and the reasons for, and findings of fact justifying, the amount of the deviation.]

- (1) The trier-of-fact may deviate from the basic child support, spousal support, or alimony *pendente lite* obligation.**
- (2) If the trier-of-fact determines a deviation is appropriate based on the factors in subdivision (b), the trier-of-fact shall specify on the record or in writing:**
 - (i) the calculated basic child support, spousal support, or alimony *pendente lite* obligation;**
 - (ii) the reason for the deviation;**
 - (iii) the findings of fact justifying the deviation;**
 - (iv) the deviation amount; and**
 - (v) in a spousal support or an alimony *pendente lite* action, the obligation's duration.**

Note: The deviation applies to [the amount of] the support obligation **amount or duration**, and not to [the amount of]**the party's monthly net** income.

(b) *Factors.* In deciding whether to deviate from [the amount of support determined by the guidelines]**the basic child support, spousal support, or alimony *pendente lite* obligation**, the trier-of-fact shall consider:

- (1) unusual needs and unusual fixed obligations;
- (2) **a party's** other support obligations[**of the parties**];
- (3) other **household** income[**in the household**];
- (4) **the child's age**[**ages of the children**];
- (5) the **parties'** relative assets and liabilities[**of the parties**];

- (6) medical expenses not covered by insurance;
- (7) **the parties' and the child's** standard of living[**of the parties and their children**];
- (8) in a spousal support or alimony [**pendente lite**]***pendente lite*** case, the duration of the marriage from the date of marriage to the date of final separation; and
- (9) other relevant and appropriate factors, including the **child's** best interest[**s of the child or children**].

* * *

Rule 1910.16-6. Support Guidelines. Basic Support Obligation Adjustments. Additional Expenses Allocation.

The trier-of-fact may allocate between the parties the additional expenses in subdivisions (a)-(e). **[If]Even when** a basic support order is inappropriate under the facts of the case, the trier-of-fact may allocate between the parties the additional expenses.

Except for the subdivisions (b)(4) and (e) expenses, the trier-of-fact shall calculate the parties' proportionate share of the additional expenses after adjusting the parties' monthly net income by the **[monthly]**spousal support or alimony *pendente lite* **[amount]obligation** received or paid, and**[then]** dividing each party's adjusted monthly net income by the parties' combined monthly net income. However, the trier-of-fact shall not adjust the parties' monthly net incomes when apportioning the expenses in child support only cases.

(a) *Child care expenses.*

(1) ___ The trier-of-fact:

(i) ___ shall allocate reasonable child care expenses paid by the parties, if necessary to maintain employment or appropriate education in pursuit of income.

(ii) ___ **may allocate reasonable child care expenses paid by the parties when the trier-of-fact imputes an earning capacity to a party as provided in Pa.R.C.P. No. 1910.16-2(d)(4)(i)(D).**

(2) ___ The trier-of-fact may **[order]require** that the obligor's share **[is]be** added to **[his or her]the** basic **child** support obligation, paid directly to the service provider, or paid directly to the obligee.

(3) ___ When a party is receiving a child care subsidy through the Department of Human Services, the expense allocated between the parties is the amount actually paid by the party receiving the subsidy.

[Example. Mother has primary custody of the parties' two children and Father has partial custody. Mother's monthly net income is \$2,000 and Father's is \$3,500. At their combined income level of \$5,500, the basic monthly child support from the schedule in Pa.R.C.P. No. 1910.16-3 is \$1,463 for two children. As Father's income is 64% of the parties' combined monthly net income, his share is \$936. Mother incurs child care expenses of \$400 per month and Father incurs \$100 of such expenses per month. The total child care expenses, \$500, will be apportioned

between the parties, with Father paying 64%, or \$320. As Father is already paying \$100 for child care while the children are in his partial custody, he would pay the remaining \$220 to Mother for a total child support obligation of \$1,156 (\$936 + \$220 = \$1,156).]

- [(1) Documentation of the child care expenses shall be provided to the other party within a reasonable period of time after receipt unless the service provider invoices the parties separately for their proportionate share of the expense. Allocation of expenses for which documentation is not timely provided to the other party shall be within the discretion of the court.]
- (4) The party seeking allocation of child care expenses shall provide to the other party the expense's documentation, such as a receipt or an invoice, promptly after receipt unless the service provider invoices the parties separately for the party's proportionate share of the expense.
- (5) The trier-of-fact shall have the discretion to not allocate expenses if documentation is not timely provided to the other party.
- [(2)6] Except as provided in subdivision (a)(3)7, the total child care expenses shall be reduced to reflect **[the amount of]**the federal child care tax credit available to the eligible party, **regardless of** whether **[or not]** the credit is actually claimed by that party, up to the maximum annual cost allowable under the Internal Revenue Code.
- [(3)7] [The]if the eligible party is not qualified to receive the credit, the federal child care tax credit shall not be used to reduce the child care expenses subject to allocation between the parties **[if the eligible party is not qualified to receive the credit]**.

Example. Mother has primary custody of the parties' two children and Father has partial custody. The parties' respective monthly net incomes are \$2,000 and \$3,500. At the combined monthly net income of \$5,500 for two children, the basic child support obligation is \$1,567. As Father's income represents 64% of the parties' combined monthly net income, Father's basic child support obligation is \$1,003. Mother incurs monthly child care expenses of \$400, and Father incurs \$100 per month. The total child care expenses, \$500, will be apportioned between the parties, with Father paying 64%, or \$320. As Father is paying \$100 for the children's child care during in his partial custody, he would pay the remaining \$220 to Mother for a total child support obligation of \$1,223 (\$1,003 + \$220).

- (b) *Health Insurance Premium[s].*
- (1) The trier-of-fact shall allocate the health insurance premium[s] paid by the parties, including the premium attributable to the party paying the premium, provided that a statutory duty of support is owed to the party or child covered by the health insurance.
- (i) If the party paying the health insurance premium is the obligor, the obligee's share is deducted from the obligor's basic support **[amount]obligation**.
- (ii) If the obligee is paying the health insurance premium, the obligor's share is added to **[his or her]the obligor's** basic support **[amount]obligation**.
- (iii) **[An allocation of]A** health insurance premium[s] **allocated** between the parties shall also include health insurance that is provided and paid by a third-party resident of **[either]a** party's household (**[e.g.,]e.g.,** step-parent) for a child who is the subject of the support order.
- (2) The trier-of-fact shall not allocate **an** employer-paid premium[s] or **a** premium[s] paid for a party, person, or child to whom no statutory duty of support is owed.
- (i) If the parties present evidence of the excluded premium's actual amount — the amount attributed to a party, person, or child not owed a statutory duty of support — the trier-of-fact shall deduct the actual amount excluded from the total premium before allocating the health insurance premium between the parties.
- (ii) If the parties do not present evidence of the excluded premium's actual amount, the trier-of-fact shall calculate the excluded amount as follows:
- (A) determine the premium's cost per person by dividing the total premium by the number of persons covered under the policy;
- (B) multiply the cost per person by the number of persons who are not owed a statutory duty of support, or are not parties to, or the subject of, the support action; and

(C) the resulting amount is excluded from allocation.

Example 1. If the parties are separated, but not divorced, and Husband pays \$200 **[per month toward the cost of a health insurance policy provided through his employer which covers]monthly for employer-provided health insurance for** himself, Wife, the parties' child, and two additional children from a previous marriage, the **[portion of the]**premium attributable to the additional two children, if not otherwise verifiable or known with reasonable ease and certainty, is calculated by dividing \$200 by five persons and then multiplying the resulting amount of \$40 per person by the two additional children, for a total of \$80 to be excluded from allocation. Deduct this amount from the total **[cost of the]**premium to arrive at **[the portion of]**the premium to be allocated between the parties--\$120. Since Husband is paying the premium, and spouses have a statutory duty to support one another pursuant to 23 Pa.C.S. § 4321, Wife's percentage share of the \$120 is deducted from Husband's support obligation. If Wife had been providing the coverage, **[then]** Husband's percentage share would be added to his basic support obligation.

Example 2. If the parties are divorced and Father pays \$200 **[per month toward the cost of a health insurance policy provided through his employer which covers]monthly for employer-provided health insurance for** himself, the parties' child, and two additional children from a previous marriage, the **[portion of the]** premium attributable to Father and the two additional children will not be allocated between the parties. Thus, using the same calculations in Example 1, the **[amount of the]** premium attributable to Father and the two other children is \$150 (\$200 premium divided among four covered persons equals \$50 per person multiplied by three) and that amount is deducted from the total **[cost of the]** premium, leaving \$50 (\$200 - \$150 = \$50) to be allocated between the parties.

Example 3. The parties are divorced, and Mother is the obligee of a child support order. Father, the obligor, pays \$200 **[per month toward the cost of a health insurance policy provided by his employer that covers]monthly for employer-provided health insurance for** himself and the parties' child. Mother pays \$400 per month for her employer-**[sponsored]provided** health insurance that covers only herself. The **[amount of the]** premium Father pays to cover the parties' child, \$100 (\$200 premium divided between two covered persons, Father and the child), will be allocated between the parties in proportion to their respective **monthly net** incomes. The **[portion of the]** premium that covers Father will not be allocated because the parties are no longer married, and he is not owed a duty of support by Mother. The premium Mother pays to provide her own coverage will not be allocated because the parties are no longer married and she is not owed a duty of support by Father.

(3) Pursuant to 23 Pa.C.S. § 4326(a), in every support proceeding, the

[court must]trier-of-fact shall ascertain **[each]a** parent’s ability to provide medical support for the parties’ child**[ren]** and the support “order shall include a requirement for medical support to be provided by either or both parents, provided that such medical support is accessible to the children.”

(i) The obligor bears the initial responsibility of providing **the child’s** health care coverage**[for the children]** if it is available at a reasonable cost.

(A) “Reasonable cost” to an obligor shall be defined as an amount that does not exceed 5% of the obligor’s **[net]** monthly **net** income and, when added to the **[amount of]**basic child support **obligation** plus additional expenses the obligor is ordered to pay, does not exceed 50% of the obligor’s **[net]** monthly **net** income.

(B) If the obligee is providing the coverage, the “reasonable **[amount]cost**” of the obligor’s share shall be defined as an amount that does not exceed 5% of the obligor’s **[net]** monthly **net** income and, when added to the **[amount of]**basic child support **obligation** plus additional expenses the obligor is ordered to pay, does not exceed 50% of the obligor’s **[net]** monthly **net** income.

(ii) Unless **the child’s** health care coverage**[for the parties’ children]** is provided by the obligee or a third party, the court shall issue the National Medical Support Notice required by 23 Pa.C.S. § 4326(d.1) to the obligor’s employer in response to notification that the obligor is employed.

(A) The notice shall direct the employer to enroll the **obligor’s** child**[ren of the obligor who are] who is** the subject of the support proceeding if the coverage is available at a reasonable cost to the obligor.

(B) However, the notice shall direct that enrollment shall not occur earlier than 25 days from the date of the National Medical Support Notice to allow the obligor time to object.

(C) Concurrent with the issuance of the National Medical

Support Notice, the court shall provide notice to the obligor setting forth the process to object to the enrollment based upon unreasonable cost, mistake of fact, or availability of alternative health care coverage for the child[ren].

- (D)** If there is more than one employer-provided health care coverage option, the obligor shall select the **[plan]coverage**, subject to the obligee's right to seek a court order designating a different option.
- (iii) Absent the availability of health care coverage to the obligor for the parties' child[ren] at a reasonable cost, the court shall order the obligee to provide health care coverage for the child[ren] if it is available at a reasonable cost. "Reasonable cost" to the obligee shall be defined as an amount not to exceed 5% of the obligee's **[net]** monthly **net** income.
- (iv) If health care coverage is not available to **[either party]the parties** at a reasonable cost, the court may order the **[custodial parent]the party having primary custody** to apply for government-sponsored coverage, such as the Children's Health Insurance Program ("CHIP"), with any co-premium or other cost apportioned between the parties in proportion to **[their]the parties'** respective **[net]** monthly **net** incomes.
- (v) Within **[thirty]30** days after the entry of the support order, the party ordered to provide health care coverage shall provide written proof to the other party that medical insurance has been obtained, including insurance cards and all other materials set forth in the form order in **[Rule]Pa.R.C.P. No. 1910.27(e)**. There shall be a continuing obligation to provide the other party and the **[court]domestic relations section** with proof of any changes in coverage.
- (vi) The**[court]trier-of-fact** shall give preference to health care coverage that is readily accessible to the child, as defined by geographic coverage area, access to local treatment providers, or other relevant factors.

Note: The maximum amount of any attachment for child and medical support is set forth by the federal Consumer Credit Protection Act (**[Public Law 90-321, Section**

303(b);]15 U.S.C. §§ 1601 [et seq.]et seq.).

- (4) **[In cases in which]**if the obligor is paying **[the cost of health insurance coverage and]for the health insurance**, the obligee has no income or minimal income**[such that], and** the obligor will bear 90% or more **[of the proportional share of the cost]** of the health insurance premium**[s,]:**

(i)_____ the trier-of-fact may, as fairness requires, deduct part or all of the **[cost of the]** premium**[s]** actually paid by the obligor to provide coverage for the other party or the child**[ren]** from the obligor's gross income to determine **monthly** net income for support purposes.

(ii)_____ If such a deduction is taken from the obligor's gross income, **[then]**the **premium** allocation**[of premium costs]** as set forth in **subdivision** (b)(1) **[above]** shall not be applied.

Note: Subdivision (b) **[of this rule]** does not apply to Medical Assistance. **[See]See** 23 Pa.C.S. § 4326(l). **[The 2005 amendments to Rule 1910.16-6(b)(1) and (2) clarify that the portion of the insurance premium covering the party carrying the insurance cannot be allocated between the parties if there is no statutory duty of support owed to that party by the other party. See *Maher v. Maher*, 575 Pa. 181, 835 A.2d 1281 (2003) and 23 Pa.C.S. § 4321.]**

(c) *Unreimbursed Medical Expenses.* The trier-of-fact shall allocate the obligee's or child**[ren]**'s unreimbursed medical expenses. However, the trier-of-fact shall not allocate unreimbursed medical expenses incurred by a party who is not owed a statutory duty of support by the other party. The trier-of-fact may **[order]require** that the obligor's expense share **[is added to his or her]be included in the** basic support obligation, paid directly to the health care provider, or paid directly to the obligee.

(1) **Medical Expenses.**

(i)_____ For purposes of this subdivision, medical expenses are annual unreimbursed medical expenses in excess of \$250 per person.

(ii)_____ Medical expenses include insurance co-payments and deductibles and all expenses incurred for reasonably necessary medical services and supplies, including but not limited to surgical, dental and optical services, and orthodontia.

(iii) Medical expenses do not include cosmetic, chiropractic, psychiatric, psychological, or other services unless specifically directed in the order of court.

Note: While cosmetic, chiropractic, psychiatric, psychological, or other expenses are not required to be apportioned between the parties, the **[court]trier-of-fact** may apportion such expenses that it determines to be reasonable and appropriate under the circumstances.

(2) **[An annual limitation may be imposed]The trier-of-fact may impose an annual limitation** when the burden on the obligor would otherwise be excessive.

(3) Annual expenses **[pursuant to this subdivision (c),]**shall be calculated on a calendar year basis.

(i) In the year in which the initial support order is entered, or in any period in which support is being paid that is less than a full year, the \$250 threshold shall be pro-rated.

(ii) **[Documentation of unreimbursed medical expenses that either party seeks to have allocated between the parties shall be provided to the other party not later than March 31 of the year following the calendar year in which the final bill was received by the party seeking allocation.]The party seeking allocation for an unreimbursed medical expense shall provide to the other party the expense's documentation, such as a receipt or an invoice, promptly upon receipt, but not later than March 31st of the year following the calendar year in which the final bill was received by the party seeking allocation.**

(iii) For purposes of subsequent enforcement, unreimbursed medical bills need not be submitted to the domestic relations section prior to March 31st.

(iv) **[Allocation of unreimbursed medical expenses for which documentation is not timely provided to the other party shall be within the discretion of the court.]The trier-of-fact shall have the discretion to not allocate an expense if documentation is not timely provided to the**

other party.

- (4) If the trier-of-fact determines that out-of-network medical expenses were not obtained due to medical emergency or other compelling factors, the **[court]trier-of-fact** may decline to assess **[any of such]the** expenses against the other party.

Note: If the trier-of-fact determines that the obligee acted reasonably in obtaining services **[which]that** were not specifically set forth in the order of support, payment for such services may be ordered retroactively.

[(d) *Private School Tuition. Summer Camp. Other Needs.* Expenditures for needs outside the scope of typical child-rearing expenses, e.g., private school tuition, summer camps, have not been factored into the Basic Child Support Schedule.

- (1) If a party incurs an expense for a need not factored into the Basic Child Support Schedule and the trier-of-fact determines the need and expense are reasonable, the trier-of-fact shall allocate the expense. The trier-of-fact may order that the obligor's expense share is added to his or her basic support obligation, paid directly to the service provider, or paid directly to the obligee.]
- (2) Documentation of the expenses allocated under (d)(1) shall be provided to the other party not later than March 31 of the year following the calendar year in which the invoice was received unless the service provider invoices the parties separately for their proportionate share of the expense. For purposes of subsequent enforcement, these expenses need not be submitted to the domestic relations section prior to March 31. Allocation of expenses for which documentation is not timely provided to the other party shall be within the discretion of the court.]

(d) *Private School Tuition or Summer Camp. Other Additional Expenses.* Expenses outside the scope of typical child-rearing expenses, such as private school tuition, summer camp fees, and other additional expenses as set forth in subdivision (d)(2), have not been factored into the Basic Child Support Schedule.

- (1) *Private School Tuition or Summer Camp.* If the trier-of-fact determines that private school or summer camp is reasonable**

under the parties' circumstances, the trier-of-fact shall apportion the expense to the parties.

(2) Other Additional Expenses. The trier-of-fact shall apportion an additional expense to the parties, if the trier-of-fact determines that the expense:

(i) is related to the child's educational, extra-curricular, or developmental activities; and

(ii) is reasonable under the parties' circumstances.

(3) The trier-of-fact may require that a party's proportionate share of a subdivision (d)(1) or (d)(2) expense is:

(i) included in or excluded from the basic child support obligation;

(ii) paid directly to the service provider; or

(iii) paid directly to the other party.

(4) Documentation.

(i) The party seeking allocation of an expense shall provide the other party with the expense's documentation, such as a receipt or an invoice, promptly upon receipt, but not later than March 31st of the year following the calendar year in which the party incurred the expense, unless the service provider invoices the parties separately.

(ii) For subsequent enforcement purposes, a party does not need to submit the expense's documentation to the domestic relations section before March 31.

(iii) The trier-of-fact shall have the discretion to not allocate an expense if documentation is not timely provided to the other party.

(e) *Mortgage Payment.* The **support** guidelines assume that the spouse occupying the marital residence will be solely responsible for the mortgage payment, real estate taxes, and homeowners' insurance. Similarly, the trier-of-fact **[will]shall** assume that the party occupying the marital residence will be paying the items listed unless the

recommendation specifically provides otherwise.

- (1) If the obligee is living in the marital residence and the mortgage payment exceeds 25% of the obligee's monthly net income (including amounts of spousal support, alimony *pendente lite*, and child support), the trier-of-fact may **[direct]require** the obligor to assume up to 50% of the excess amount **[as part of the total support amount]in the obligor's support obligation**.
- (2) If the obligor is occupying the marital residence and the mortgage payment exceeds 25% of the obligor's monthly net income (less any amount of spousal support, alimony *pendente lite*, and child support the obligor is paying), the trier-of-fact may downwardly adjust the obligor's support **[amount]obligation**.
- (3) This rule shall not be **[applied]applicable** after a final resolution of the outstanding economic claims in the parties' divorce action.
- (4) For purposes of this subdivision, **[the term]**"mortgage" shall include **a** first mortgage**[s]**, real estate taxes, and homeowners' insurance and may include **a** subsequent mortgage**[s]**, **a** home equity loan**[s]**, and other marital obligations secured by the marital residence.

* * *

Rule 1910.16-7. Support Guidelines. [Awards of Child Support When There are Multiple Families]Multiple Family Child Support Obligations.

(a) When **[the total of the]**an obligor's basic child support obligations **[equals]**total 50% or less of **[his or her]**the obligor's monthly net income, there will be no deviation from the **[guideline amount of support]**basic support obligation on the ground of the existence of a new family.

Example: If the obligor requests a reduction of support for one child of the first marriage on the basis that there is a new child of the second intact marriage, and the relevant monthly net incomes are \$2,500 for the obligor, \$500 for the former spouse, and \$1,300 for the current spouse, **[then]**the request for a reduction will be denied because the **[total support obligation of \$1,153 (\$584 for the first child and \$569 for the second child) is]**obligor's basic support obligations total \$1,138 (\$576 for the first child and \$562 for the second child) and are less than half of the obligor's monthly net income.

(b) When the total of the obligor's basic support obligations exceeds 50% of **[his or her]**the obligor's monthly net income, the **[court may consider a proportional reduction of these]**trier-of-fact may proportionately reduce the basic support obligations. **[Since, however, the]**

(1) The goal of the guidelines is to treat each child equitably, **and** a first or later family shall not receive preference**[,and].**

(2) [the court]**The trier-of-fact** shall not divide the **[guideline amount]**basic child support obligations for all of the obligor's children among the households in which those children live.

Example 1. The obligor is sued for support of an out-of-wedlock child. The obligor is already paying support for two children of the first marriage, and has an intact second marriage with one child. The relevant monthly net incomes are \$3,800 for the obligor, \$1,100 for the former spouse, \$0 for the current spouse, and \$1,500 for the parent of the new child. The obligor's basic **child** support obligations to each family are **[\$1,097]**\$1,140 for the two children of the first marriage, **[\$862]**\$854 for the one child of the second marriage, and **[\$727]**\$743 for the one child out of wedlock for a total **[support obligation]** of **[\$2,686]**\$2,737. Since the total of these obligations exceeds 50% of the obligor's monthly net income of \$3,800 **[per month]**, the **[court]**trier-of-fact may consider a proportional reduction **[of all]** of the orders.

Example 2. The obligor is sued for support of three children of a second marriage. There is already an order in effect for two children of the first marriage. The relevant monthly net incomes are \$2,500 for the obligor, \$0 for the first spouse, and \$500

for the second spouse. The obligor's basic **child** support obligation[**s to each family are \$849**]to each family is **\$877** for the two children of the first marriage and [**\$987**]**\$1,040** for the three children of the second marriage for a total support obligation of [**\$1,836**]**\$1,917**. Since [**this**]**the** total obligation leaves the obligor with only [**\$664**]**\$583** on which to live, the orders are too high as the obligor must be left with a Self-Support Reserve of [**\$981**]**\$1,063**. However, reducing the order for three children while leaving the existing order intact would give preference to the first family, contrary to the rule. Therefore, both orders [**must**]**shall** be reduced proportionally.

Example 3. The obligor is sued by three obligees to establish orders for three children. The monthly net income for the obligor and for each obligee is \$1,500. The [**court**]**trier-of-fact** would determine that the obligor's basic **child** support obligation for each child is [**\$352**]**\$346** for a total [**obligation of \$1,056**]**of \$1,038** for three children. It would be incorrect to determine the [**guideline amount**]**basic child support obligation** for three children, in this case [**\$1,189**]**\$1,253**, and[**then**] divide that amount among the three children. [**Due to the total support amount exceeding**]**As the obligations exceed** 50% of the obligor's monthly net income, the support orders should be reduced proportionately consistent with subdivision (b) and ensure the obligor retains the Self-Support Reserve of [**\$981**]**\$1,063** consistent with Pa.R.C.P. No. 1910.16-2(e).

(c) **Presumptive Basic Support Obligation.**

(1) ___ For purposes of this rule, the **obligor's** presumptive [**amount of the obligor's**] basic support obligation:

(i) ___ is calculated using only [**the basic guideline amounts of support, as determined from**]the formula in Pa.R.C.P. No. 1910.16-4[,]; and

(ii) ___ does not include any additional expenses that may be added [**to these amounts**] pursuant to Pa.R.C.P. No. 1910.16-6.

(2) ___ In calculating the **obligor's** presumptive [**amount of the obligor's**] basic support obligation, the [**court should**]**trier-of-fact shall** ensure that the obligor retains at least [**\$981**]**\$1,063** per month consistent with Pa.R.C.P. No. 1910.16-2(e).

Example 1. Assume that the obligor is paying [**\$566**]**\$553** per month support for one child of the first marriage, plus an additional \$200 per month for child care expenses. The obligor requests a reduction in this support obligation on the basis that there is one new child of the second intact marriage. The relevant incomes are \$2,400 for the obligor and \$0 for [**both**]the former and current spouses. The obligor's request for a reduction [**should**]**shall** be denied because the total of the basic [**guideline**]**support** obligations

for both children is only ~~[\$1,132 (\$566)]~~\$1,106 (\$553 for each child) and does not exceed 50% of the obligor's monthly net income. A reduction ~~[should]~~shall not be given on the basis that the obligor's contribution to child care expenses for the first child results in an ~~[overall]total basic~~ support ~~child~~ obligation of ~~[\$1,332]~~\$1,306, which exceeds 50% of the obligor's monthly net income. ~~[Thus, the]~~The presumptive ~~[amount of]~~basic ~~child~~ support ~~obligations~~ for the two children ~~[is]~~ still ~~total~~ ~~[\$1,132 (\$566)]~~\$1,106 (\$553 for each child). The ~~[court must then]~~trier-of-fact shall consider the deviation factors under Pa.R.C.P. No. 1910.16-5 and the parties' respective contributions to additional expenses under Pa.R.C.P. No. 1910.16-6 in arriving at an appropriate ~~[amount of]~~total ~~child~~ support ~~obligation~~ for each child.

Example 2. Assume that the obligor is paying ~~[\$360]~~\$346 per month support for one child of the first marriage. The obligor has one new child of the second intact marriage. The relevant incomes are \$1,500 for the obligor and \$0 for the former and current spouses. A reduction ~~[should]~~shall not be given on the basis of the obligor's new child because the ~~[total of the basic guideline obligations for both children is only \$720 (\$360)]~~presumptive basic child support obligations total \$692 (\$346 for each child) and this amount does not exceed 50% of the obligor's monthly net income. Since, however, this amount leaves the obligor with only ~~[\$780]~~\$808 per month, the ~~[court]~~trier-of-fact ~~[should]~~shall proportionally reduce the ~~basic child~~ support obligations so that the obligor retains ~~[\$981]~~\$1,063 per month. ~~[Thus, the]~~The presumptive ~~[amount of basic support for the two children is \$519 (\$259.50)]~~basic child support obligations total \$437 (\$218.50 for each child). The ~~[court must then]~~trier-of-fact shall consider the deviation factors under Pa.R.C.P. No. 1910.16-5 and the parties' respective contributions to additional expenses under Pa.R.C.P. No. 1910.16-6 in arriving at an appropriate ~~[amount of]~~total ~~child~~ support ~~obligation~~ for each child.

* * *