

**IN THE COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
LAKE COUNTY, OHIO**

Plaintiff)	
-vs-)	CASE NO. _____
)	JUDGE COLLEEN A. FALKOWSKI
)	
Defendant)	<u>HEALTH INSURANCE AND</u>
)	<u>EXPENSE ORDERS</u>
)	

(A.) Pursuant to ORC 3119.30, the court determines parental responsibility for the health care of the children subject to the child support order as follows:

() The obligor shall obtain health insurance for the children through a group policy, contract, or plan offered by obligor's employer or through any other group health insurance or health care policy, contract, or plan available to obligor.

() The obligee shall obtain health insurance for the children through a group policy, contract, or plan offered by obligee's employer or through any other group policy, contract, or plan available to obligee.

() Health insurance coverage for the children is not available at a reasonable cost through a group policy, contract or plan offered by the obligor's or obligee's employer or through any other group policy, contract or plan available to the obligor or the obligee. Until further order of court, the liability for the cost of medical & health care needs of the children shall be shared between the parties with obligor paying _____% and obligee paying _____% of the children's medical & health needs.

If health insurance coverage for the children becomes hereafter available at a reasonable cost to obligor and/or obligee through a group policy, contract, or plan offered by obligor's and/or obligee's employer or through any other group policy, contract or plan available to obligor and/or obligee, the obligor and/or obligee to whom the coverage becomes available shall immediately inform the court of that fact by motion.

() Both obligor and obligee shall obtain health insurance coverage for the children.

(B.) Per ORC 3119.31:

(1) If the obligor is required by this order, the obligee is required by this order, or both the obligor and obligee are required by this order, to provide health insurance coverage for the children, whoever is required to obtain health insurance coverage shall: provide the other parent with information regarding the benefits, limitations, and exclusions of the coverage, copies of any

contract, or plan that covers the children shall be divided as follows: obligor shall pay _____ % of same and obligee shall pay _____% of same.

(6) The employer of the obligor or obligee required to obtain health insurance coverage is required to release to the other parent or the Child Support Enforcement Agency upon written request any necessary information on the health insurance coverage, including, but not limited to, the name and address of the insurer and the policy, contract, or plan number, to otherwise comply with this order and any court order or notice issued hereafter.

(7) The full name and date of birth for each child who is the subject of the child support order is as follows:

(8) The obligor and the obligee shall comply with any requirement described or contained in this order no later than thirty days after the issuance of this order, unless a hearing has been requested pursuant to R.C. 3119.39.

(9) If the obligor or obligee is required to obtain health insurance coverage pursuant to the child support order for the children and if the obligor or obligee fails to obtain the health insurance coverage, the Child Support Enforcement Agency shall comply with O.R.C. 3119.43.

(10) If the person required to obtain health care insurance coverage for the children subject to this child support order obtains new employment and the health insurance coverage for the children is provided through the previous employer, the agency shall comply with the requirements of Sections 3119.33 and 3119.34 of the Revised Code which may result in the issuance of a notice requiring the new employer to take whatever action is necessary to enroll the children in health care insurance coverage provided by the new employer.

(C) If an obligor or obligee required to obtain health insurance coverage pursuant to a child support order issued in accordance with this order does not obtain the required coverage within thirty days after the order is issued, the Child Support Enforcement Agency shall notify the court in writing of the failure of the obligor and/or obligee to comply with the child support order. On receipt of the notice from the agency, the court shall issue an order to the employer of the obligor or obligee required to obtain health insurance coverage, requiring the employer to take whatever action is necessary to make application to enroll the obligor or obligee required to obtain health insurance coverage in any available group health insurance or health care policy, contract, or plan with coverage for the children, to submit a copy of the child support order to the insurer at the time that the employer makes application to enroll the children in the health insurance or health care policy, contract, or plan, and, if the application is accepted, to deduct from the wages or other income of the obligor or obligee required to obtain health insurance coverage the cost of the coverage for the children. Upon receipt of any such order, the employer shall take whatever action is necessary to comply with the order.

(D) (1) If an obligor or obligee required to obtain health insurance coverage pursuant to a child

support order obtains health insurance coverage for the children through an employer and subsequently obtains new employment, the Child Support Enforcement Agency shall investigate and determine whether the new employer offers health insurance coverage that would cover the children. If the agency determines that the new employer provides health insurance coverage that would cover the children, the agency shall send by ordinary mail a notice described in ORC 3119.45 to the new employer, and shall send a copy of the notice to the obligor or obligee required to obtain health insurance coverage under the child support order. On receipt of the notice, the new employer shall comply with its provisions.

(2) The notice required by Division (D)(1) above shall contain the following:

(a) A statement that the obligor or obligee subject to a child support order, or both of them, are required to obtain, pursuant to the order, health insurance coverage in any available group health insurance or health care policy, contract, or plan for the children who are the subject of the order;

(b) A requirement that the new employer take whatever action is necessary to make application to enroll the obligor or obligee required to obtain health insurance coverage in any available group health insurance or health care policy, contract, or plan with coverage for the children;

(c) A requirement that the new employer submit a copy of the notice described under Section 3119.44 of the Revised Code to the insurer at the time that the employer makes application to enroll the children in the health insurance or health care policy, contract, or plan;

(d) A requirement that, if the application is accepted, the new employer deduct from the wages or other income of the obligor or obligee required to obtain the health insurance coverage the cost of the coverage for the children.

(e) A statement that the provisions of the notice are final and enforceable by a court and are incorporated into the child support order unless the obligor or obligee required to obtain health insurance coverage, within ten days after the date on which the notice is sent, files a written request with the agency requesting modification of the child support order.

(E) Pursuant to ORC 3119.05(F), the court shall not order an amount of child support for the reasonable and ordinary uninsured medical or dental expenses as defined by statute in addition to the amount of the child support obligation determined by the statutory schedule.

(F) The court shall issue a separate order for the extraordinary medical or dental expenses, as defined in R.C. 3119.01(C)(4), including, but not limited to, orthodontia, psychological, appropriate private education and other expenses, and may consider the expenses in adjusting a child support order.

Pursuant to R.C. 3119.05(F), the court hereby issues by a separate order that the extraordinary medical or dental expenses, including but not limited to orthodontia, psychological,

