#### SEVENTH JUDICIAL DISTRICT

111 EAST 11TH STREET, UNIT 101 LAWRENCE, KS 66044-2966 785-832-5315 Fax: 785-838-2408

# Pro Se Motion for Modification of Child Support

#### \*\*Please read these instructions in their entirety before you begin!\*\*

The following information is provided to assist you in obtaining a modification of your child support. The Kansas Child Support Guidelines are the rules which must be followed in setting the amount of child support to be paid. A hearing cannot be held until your motion has been filed and all of the steps have been completed. Promptness is very important. The Court cannot reduce/increase child support which has already become due prior to the filing of your motion. If you can afford to hire an attorney to represent you in modifying your support obligation, you should seriously consider retaining an attorney to represent you.

### Pursuant to K.S.A. 2017 Supp. 28-179, a \$62.00 filing fee must be paid when filing your motion.

The following documents (included in this packet) must be filled out and filed with the court when seeking a child support modification. Fill out the documents using a typewriter, or print legibly in black or blue ink.

- 1. Motion for Modification of Child Support
- 2. Short-Form Domestic Relations Affidavit with supporting documentation
- 3. Notice of Hearing and Certificate of Mailing
- 4. Return of Service for Certified Mail

1. Motion for Modification of Child Support.

Follow the steps below in the order given. Check each one off as you complete it to properly file your motion with the court.

••			
	a.	Fill out completely.	
	b.	The Certificate of Mailing portion should include the names and addresses of the	
		following:	
		i. Opposing party/ex-spouse;	
		ii. Opposing party/ex-spouse's attorney of record;	
		iii. Court Trustee or DCF if one of those agencies enforces your case.	
	C.	Make 4 copies. (5 copies if your case is enforced by the Court Trustee or DCI	F)

2. Short-Fo	rm Domestic Relations Affidavit. (Short-Form DRA)
a. b.	Two copies of this document are provided. Fill out one copy completely. Set aside the other blank copy to mail to the opposing party or ex-spouse.  Attach supporting documentation to your completed Short-Form DRA.  (One month's worth of pay stubs; copy of most recent tax return and W-2; unemployment, disability, work comp, or social security income received; proof of health insurance paid on behalf of yourself and the child(ren); proof of daycare expense, if any)
c. d.	Sign the Short-Form Domestic Relations Affidavit.  Make 4 copies of the Short-Form Domestic Relations Affidavit and supporting
e.	documentation. (5 copies if your case is enforced by the Court Trustee or DCF) Staple the original Motion for Modification to the original Short-Form Decree Domestic
f.	Relations Affidavit with supporting documentation.  Staple the remaining copies of the Motion for Modification to each copy of the Short- Form Domestic Relations Affidavit with all attachments. Write "Chamber copy" at the top of one of the copies.
3. Notice of	f Hearing and Certificate of Mailing.
a.	Fill out the Notice of Hearing and Certificate of Mailing, with the exception of the hearing date and time. The Certificate of Mailing section should include the same people that you wrote on your certificate of mailing on your Motion to Modify.
b.	Make 4 copies of the completed Notice of Hearing. (5 copies if your case is enforced by the Court Trustee or DCF)
4. Filing yo	ur Motion and Obtaining a Hearing Date.
a. b.	Go to the Clerk of the District Court office in the basement of the Judicial and Law Enforcement Center at 111 East 11th Street, Lawrence, KS to file your motion and pay the filing fee. Bring originals and all copies with you.  Give the clerk at the counter the original and all copies of the Motion for Modification of Child Support.
	The clerk will file-stamp the original and all copies of your Motion for Modification of Child Support. They will keep the original for the court file and give you back all of the copies.
C.	Go to the Juvenile Judge Pro Tem office for a hearing date and time. Their office is located in the south hallway on the main floor of the building. Give the administrative assistant the "Chamber copy" of your Motion for Modification of Child Support and the original and all copies of your Notice of Hearing and Certificate of Mailing.
	The administrative assistant will give you a hearing date and time and write it on the original and all copies of the Notice of Hearing. The assistant will keep one copy and give the rest back to you.
d.	Go back downstairs to the Clerk of the District Court office and give the original and all copies of the Notice of Hearing and Certificate of Mailing to the clerk for filing. The clerk will keep the original Notice of Hearing for the court file and give you back all the file- stamped copies

#### 5. Serving the Opposing Party.

enforcem Clerk of t	ou must mail the remaining copies by certified mail to the opposing party, their counsel, and any nent agency. You should do this on the same day that you file the Notice of Hearing with the he District Court. Failure to mail the copies and provide proof of service will result in your eing dismissed.
a.	Keep one copy of the Motion for Modification of Child Support and Notice of Hearing for yourself.
b.	
C.	Mail one copy of the Motion for Modification of Child Support (with all attachments) and the Notice of Hearing to the opposing attorney of record, if any, <b>by certified mail.</b>
d.	
6. <u>Filing</u>	the Return of Service for Certified Mail.
mail to th to you by	fter you mail your Motion for Modification of Child Support and Notice of Hearing by certified e required parties, you will have to wait for the Return of Service ("green card") to be returned the post office. Once you receive the green card(s), follow the steps below to prove to the served your motion properly.
a. b. c.	Attach the green card(s) to the middle of the page where indicated.
d.	

so that it can be placed in your court file as proof that you completed all the steps necessary to properly file your Motion for Modification of Child Support.

office in the basement of the Judicial & Law Enforcement Center at 111 East 11th Street,

Hand the document to the clerk at the counter for filing. The clerk will keep the document

<u>PLEASE REMEMBER!!</u> It is up to you to get the correct papers filed and proper service completed in order for a hearing to be held at its assigned hearing date and time.

Address information for enforcement agencies:

Lawrence, KS.

\_ e.

District Court Trustee 111 East 11th Street, Unit 101 Lawrence, KS 66044 Kansas Child Support Services 120 SE 6th Street, Ste. 106 Topeka, KS 66603 (If you have a case open with the DCF office)

Chec	ck if appropriate:				
	This motion is filed in a case handled by the Office of the District Court Trustee and Petitioner/Respondent is exempted from paying a post-decree filing fee.				
IN T	HE DISTRICT COURT OF DOUGLAS CO	UNTY, KANSAS			
In the	Petitioner,	) ) ) ) Case No. DC			
and	Fellioner,	) Case No. <u>DG</u> ) Division )			
	Respondent.	,			
	MOTION FOR MODIFIC	ATION OF CHILD SUPPORT			
	COMES NOW the (Petitioner/Respondent)	and moves the Court to modify th	ne current order of		
supp	ort for the followingreasons:				
l hav	e attached a completed copy of my Short-Form	Domestic Relations Affidavit, al	ong with a copy of the		
most	recent paycheck stub with year-to-date totals,	a copy of last year's income tax	return and W-2, and any		
addit	ional supporting documentation.				
	WHEREFORE, the (Petitioner/Respondent)	moves the Court for a modificati	on of the current support		
order	r of the Court.				
		Variation at in-			
		Your signature Address	Pro se		
		Phone			
		<u>i none</u>			
	CERTIFICA	TE OF MAILING			
Requ	A copy of this Motion for Modification of Chiuested to (Petitioner/Respondent) and their atto				
Date		(Your signature agair	n here)		

NOTE: Both parties are required by Kansas law to fill out and file a Short-Form Domestic Relations Affidavit with attached copy of the most recent paycheck stub with year-to-date totals and a copy of last year's income tax return with the Clerk of the District Court no later than five (5) days prior to the hearing.

## IN THE DISTRICT COURT OF DOUGLAS COUNTY, KANSAS In the Matter of Petitioner, Case No. DG Division \_\_\_\_\_ and Respondent. **NOTICE OF HEARING** PLEASE TAKE NOTE the Motion for Modification of Child Support has been set for hearing before the Juvenile Judge Pro Tem on the \_\_\_\_\_\_day of \_\_\_\_\_\_, 20\_\_\_\_, at \_\_\_a.m., or as soon thereafter on said date as the Court can hear the same, in the Juvenile Pro Tem Division Courtroom of the Judicial & Law Enforcement Center, 111 East 11th Street, Lawrence, Kansas. Your signature Pro se **CERTIFICATE OF MAILING** I hereby certify that on the \_\_\_\_\_day of \_\_\_\_\_\_, 20\_ , I caused a true and correct copy of this Notice of Hearing to be mailed by Certified Mail, Return Receipt Requested, addressed to the following:

Your signature

Pro se

### IN THE DISTRICT COURT OF DOUGLAS COUNTY, KANSAS IN THE MATTER OF Petitioner, Case No. DG Division and Respondent. RETURN OF SERVICE FOR CERTIFIED MAIL State of Kansas SS. County of Douglas The undersigned, being duly sworn, states: I have served a Motion for Modification of Child Support and Notice of Hearing on the Petitioner/Respondent, and their attorney of record, if any, and the following Return for Receipt of Service was served on the litigant by certified mail on\_\_\_\_\_\_\_, 20\_, at the time and place as listed on the attached card. (When you receive the signed green card back from the other party, tape it here.) Check here if service by certified mail was refused. (If refused, I certify that I sent a true copy of the motion by first-class mail after the certified letter was refused.) Pro se Your signature

Subscribed and sworn to before me on this day of , 20 .

Notary Public

My commission expires:

### 

Please provide the following information about yourself:				
Home #: Email:	Cell #:	Other phone #:		
Current Mailing add	ress:			

<u>CHILD(REN)</u>				
A. How many children live in your household currently?				
3. How many children do you have that are not part of this court order?				
C. What children reside	with you in your home?   nor	ne		
Child 1:	Year of Birth:	Relationship:		
Child 2:	Year of Birth:	Relationship:		
Child 3:	Year of Birth:	Relationship:		
Child 4:	Year of Birth:	Relationship:		
Child 5:	Year of Birth:	Relationship:		
Child 6:	Year of Birth:	Relationship:		
D. For which children do  ☐ None	☐ Court Order	□ Verbal Agreement		
		State of order:		
		State of order:		
Child 3:	Child 3: Year of Birth: State of order:			
E. Do you have any parenting agreements for these children?  □ None □ Court Order □ Verbal Agreement:				
F. Who claims the child(ren) for tax purposes?  □claims every year □ Alternate □ Other arrangement □ Unknown □ No one				
EDUCATION & TRAINING				
Check all levels of education you have completed:				
$\square$ G.E.D. $\square$ High S	☐ G.E.D. ☐ High School Diploma ☐ Associate Degree ☐ Bachelor Degree			
☐ Graduate Degree/Prof	essional License/Trade/Certific	ation:		

YOUR CURRENT WORK & OTHER INCOME				
_	☐ Employed through an employer ☐ Have more than one job ☐ A stay-at-home parent ☐ Other:			
Employer Phone:	Employer Address:  Employer Fax:  Position or Title:			
	the amount is \$per hour. I usually workhours each week. he amount is \$every \subseteq week \subseteq two weeks \subseteq month \subseteq year			
Please list informatio previous jobs:	n about any other jobs you currently have and/or information about			
	for work-related expenses such as union dues or uniform.			
	income from other sources (side business, odd jobs, investments, etc.).			
I receive \$ □ Unemployment Compensation □ Workers Compensation □ Social Security Disability Insurance (SSDI) □ Supplemental Security Income (SSI) □ VA Disability □ Other Disability □ Other:				
☐ I receive \$each month Social Security benefits for a child on this case.				
OTHER PARENT'S CURRENT WORK & OTHER INCOME				
=	ently:    Is employed through an employer   Has more than one job  A stay-at-home parent   Other:			
Employer Name: Employer Address:   Employer Phone: Employer Fax:   Type of Work: Position or Title:				

☐ The other parent is paid hourly; the workshours each week.	e amount is \$per hour. The other parent usually
☐ The other parent is paid salary; the ☐ year	e amount is \$every □week □two weeks □month
Please list information about any othe previous jobs:	er jobs the other parent has and/or information about
	Wage/Salary: \$
Type of job/position:	Wage/Salary: \$ Wage/Salary: \$
☐ The other parent pays \$	for work-related expenses such as union dues or uniform.
☐ The other parent has \$investments, etc.).  Explain:	income from other sources (side business, odd jobs,
The other parent receives \$ \text{\tilit}}\text{\tex{\tex	Security Disability Insurance (SSDI)  SI) □ VA Disability □ Other Disability
☐ The other parent receives \$this case.	each month Social Security benefits for a child on
Remember: Provide documentation	on for each type of employment and income.
IF YOU ARE	NOT CURRENTLY WORKING
Have you had a job in the past? If yes, when did you become unemploy If yes, why did you become unemploy	
Are you looking for work? ☐ Yes ☐ Not currently, but I plan to	<del>-</del>
Please list information about your last	t 2 jobs (if applicable):
· · · · · · · · · · · · · · · · · · ·	Wage/Salary: \$
Type of job/position:	

Do you have trouble gaining/keeping employment or are you looking for work? Explain:		
If it applies, attach any proof of lay off or medical records affecting your ability to work		
CHILD CARE AND HEALTH INSURANCE		
Do you pay for child care for the child(ren) on this case? ☐ Yes ☐ No For which child(ren)?		
Does DCF pay any portion of the child care? ☐ Yes ☐ No If yes, how much? \$		
Do you pay child care: □every month □ summer only □ after school only □ other:		
How much do you pay for child care? $\square$ per week $\square$ every two weeks $\square$ monthly		
Remember: Attach receipts, a bill, a letter from a provider on business letterhead, or a notarized letter from a provider.		
Who pays for the child(ren)'s health insurance?  ☐ I carry the children's health insurance ☐ Medicaid ☐ The children have no insurance ☐ My current spouse carries the children's health insurance ☐ The other party on this case carries the children's insurance ☐ Someone else carries the children's health insurance		
If you or your current spouse carry private health insurance for the children, we need you current plan info: Insurance company name: Insurance company address:		
What type of plan is it?   Employee only (Single) \$		
☐ Employee + children \$ ☐ Family \$ ☐ Other:		
Plan effective date:Policy #:Group #:		
List all dependents covered on the plan: 1)2)		
3)5)		

	<u>ADJUSTMENTS</u>		
I am requesting that my child support worksheet include the following adjustments:			
<ul> <li>□ parenting time adjustment</li> <li>□ agreement past majority</li> <li>□ long distance parenting time</li> </ul>			
☐ special needs	□ overall financial conditions		
other:			
	<u>SIGNATURE</u>		
I declare under penalty of perjury correct and complete.	under the laws of the State of Kansas that the foregoing is true,		
Signature:	Date:		

### IN THE DISTRICT COURT OF DOUGLAS COUNTY, KANSAS

In the Matter of:	)
	)
and	) Division
(To be used for Patern	MESTIC RELATIONS AFFIDAVIT ity Actions, Child Support Actions, and s to Establish or Modify Child Support)
Name:	
I am the: $\square$ Parent $\square$ IV-D A	gency Other:
This case involves these dependents:	
Child 1:	Year of Birth:
Child 2:	Year of Birth:
Child 3:	Year of Birth:
Child 4:	Year of Birth:
Child 5:	Year of Birth:
Child 6:	Year of Birth:
CONT	ACT INFORMATION
Please provide the following information	about yourself:
	Other phone #:
Email: Current Mailing address:	
Current iviaining address.	

CHILD(REN)					
G. How many children live in your household currently?					
H. How many	H. How many children do you have that are not part of this court order?				
I. What childre	I. What children reside with you in your home? □ none				
Child 1:	Year of	Birth:]	Relationship:		
Child 2:	Year of	Birth:	Relationship:		
Child 3:	Year of	Birth:	Relationship:		
Child 4:	Year of	Birth:	Relationship:		
Child 5:	Year of	Birth:	Relationship:		
Child 6:	Year of	Birth:	Relationship:		
☐ None	hildren do you pay child sup ☐ Court Orde Year of	r	rbal Agreement State of order:		
			State of order:		
Child 3: Year of Birth: State of ord					
<ul> <li>K. Do you have any parenting agreements for these children?  □ None □ Court Order □ Verbal Agreement:</li> <li>L. Who claims the child(ren) for tax purposes?  □ claims every year □ Alternate □ Other arrangement □ Unknown</li> </ul>					
□ No one					
EDUCATION & TRAINING					
Check all levels of education you have completed:					
☐ G.E.D. ☐ High School Diploma ☐ Associate Degree ☐ Bachelor Degree					
☐ Graduate Degree/Professional License/Trade/Certification:					

YOUR CURRENT WORK & OTHER INCOME			
_	☐ Employed through an employer ☐ Have more than one job ☐ A stay-at-home parent ☐ Other:		
Employer Phone:	Employer Address:  Employer Fax:  Position or Title:		
	the amount is \$per hour. I usually workhours each week. he amount is \$every \subseteq week \subseteq two weeks \subseteq month \subseteq year		
Please list informatio previous jobs:	n about any other jobs you currently have and/or information about		
	for work-related expenses such as union dues or uniform.		
	income from other sources (side business, odd jobs, investments, etc.).		
☐ Social Security Di	□ Unemployment Compensation □ Workers Compensation sability Insurance (SSDI) □ Supplemental Security Income (SSI) Other Disability □ Other:		
☐ I receive \$	each month Social Security benefits for a child on this case.		
<u>OTH</u>	ER PARENT'S CURRENT WORK & OTHER INCOME		
=	ently:    Is employed through an employer   Has more than one job  A stay-at-home parent   Other:		
Employer Phone:	Employer Address:  Employer Fax:  Position or Title:		

☐ The other parent is paid hourly; the amount workshours each week.	ount is \$per hour. The other parent usually
☐ The other parent is paid salary; the amo ☐ year	ount is \$every □week □two weeks □month
	s the other parent has and/or information about
previous jobs:  Type of job/position:	Wage/Salary: \$
Type of job/position:	Wage/Salary: \$ 
Type of joo/position.	wago/δαίαι y. ψ
☐ The other parent pays \$for w <i>Explain:</i>	work-related expenses such as union dues or uniform.
☐ The other parent has \$incon investments, etc.).  Explain:	ne from other sources (side business, odd jobs,
	rity Disability Insurance (SSDI)  VA Disability □ Other Disability
Remember: Provide documentation for	each type of employment and income.
IF YOU ARE NO	T CURRENTLY WORKING
Have you had a job in the past?  f yes, when did you become unemployed?  If yes, why did you become unemployed?	☐ Yes ☐ No Month: Year: ☐ I was laid off ☐ I was terminated ☐ I quit
Are you looking for work? ☐ Yes ☐ Not currently, but I plan to in the	☐ No and I do not plan to e future
Planca list information about your last 2 is	hs (if applicable):
Please list information about your last 2 jol Type of job/position:	
Type of job/position:	

Do you have trouble gaining/keeping employment or are you looking for work? Explain:
If it applies, attach any proof of lay off or medical records affecting your ability to work
CHILD CARE AND HEALTH INSURANCE
Do you pay for child care for the child(ren) on this case? ☐ Yes ☐ No For which child(ren)?
Does DCF pay any portion of the child care? ☐ Yes ☐ No If yes, how much? \$
Do you pay child care: □every month □ summer only □ after school only □ other:
How much do you pay for child care? \$□ per week □ every two weeks □monthly
Remember: Attach receipts, a bill, a letter from a provider on business letterhead, or a notarized letter from a provider.
Who pays for the child(ren)'s health insurance?  ☐ I carry the children's health insurance ☐ Medicaid ☐ The children have no insurance ☐ My current spouse carries the children's health insurance ☐ The other party on this case carries the children's insurance ☐ Someone else carries the children's health insurance
If you or your current spouse carry private health insurance for the children, we need you current plan info: Insurance company name: Insurance company address:
What type of plan is it?   Employee only (Single) \$
☐ Employee + children \$ ☐ Family \$ ☐ Other:
Plan effective date:Policy #:Group #:
List all dependents covered on the plan: 1)2)
3)5)

	<u>ADJUSTMENTS</u>
I am requesting that my child sup	oport worksheet include the following adjustments:
<ul> <li>□ parenting time adjustment</li> <li>□ income tax consideration</li> <li>□ special needs</li> <li>other:</li> </ul>	
	SIGNATURE
I declare under penalty of perjury complete.	y under the laws of the State of Kansas that the foregoing is true, correct
Signature:	Date: