

WITHHOLDING ORDER PAYMENT OF CHILD SUPPORT

Case Number _____

IN THE _____ COURT OF _____, ALABAMA
(Circuit or District) *(Name of County)*

Plaintiff

v.

Defendant

Obligor (Employee)

Obligor's Employer

Obligor's Social Security Number *

Employer's Address

City

State

Zip Code

This Withholding Order for payment of child support is entered pursuant to the provisions of §30-3-61 or §30-3-62 or §25-4-152, Ala. Code 1975.

It is therefore ORDERED by this Court as follows:

1. _____ is ordered to pay the sum of:
(Name of Obligor)

\$ _____ per _____ as current continuing child support; and

\$ _____ per _____ toward the total arrearage of \$ _____.

Arrears 12 weeks or greater? yes no

2. The obligor's present employer or any future employer or the Department of Industrial Relations is hereby ordered to withhold from income/benefits due or to become due the obligor:

\$ _____ per _____ for current continuing child support;

\$ _____ per _____ for arrearages

\$ _____ per _____ TOTAL.

THE TOTAL AMOUNT TO BE WITHHELD SHALL NOT EXCEED _____ % OF OBLIGOR'S DISPOSABLE EARNINGS/BENEFITS. Should the total amount ordered withheld exceed the percentage of the defendant's disposable earnings/benefits, the priority of withholdings is as follows: Any federal tax lien, any child support income withholding order by earliest date of service; and any garnishment by earliest date of service.

3. The employer/Department of Industrial Relations shall pay the total amount deducted to **the Alabama Child Support Payment Center, P. O. Box 244015, Montgomery, Alabama 36124-4015**, within seven (7) days of the date the obligor is paid the paycheck from which the support is withheld. If the obligor/employee's pay periods are at intervals which are more frequent than once each month, the employer may withhold at each pay period an amount cumulatively sufficient to equal the total monthly support obligation.

4. **When the total arrearage(s) have been withheld and remitted to the Alabama Child Support Payment Center, DEDUCT ONLY CURRENT, CONTINUING SUPPORT until further instructed by this Court.**

5. This Order shall be binding upon the obligor's employer/any successor employers/Department of Industrial Relations fourteen (14) days after service pursuant to the Alabama Rules of Civil Procedure and shall remain effective until further order of the Court.

6. A copy of this Order shall:

Be served immediately upon the obligor's employer/Department of Industrial Relations by personal service or by certified mail.

Remain in the Court's file until such time as an affidavit may be made by the obligee or obligor for service of such order.

*The disclosure of your social security number is mandatory. It is based on Section 466(a)(13) of the Social Security Act [42 U.S.C. 666(a)(13)], and it will be used under the state's child support enforcement program to locate individuals for purposes of establishing paternity and establishing, modifying, and enforcing support obligations.

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- 7. Costs of entering this order for income withholding are: taxed against plaintiff taxed against defendant waived not applicable.
Additional costs may be incurred and the Clerk is authorized to tax same if this order is served at a later date.
- 8. The obligor, the obligor's employer/any future employer/or the Department of Industrial Relations as required by law, must notify the clerk of the court of any changes in employment or termination of income/benefits.
- 9. The employer shall not use this order as a basis for the discharge of the obligor/employee.
- 10. This order shall not under any circumstances be waived by mutual agreement of the parties to the case.
- 11. An employer/successor employer/Department of Industrial Relations who willfully fails or refuses to withhold or pay the amounts as ordered may be found to be personally liable to the obligee for failure to answer or withhold and in such cases conditional and final judgment for the amounts ordered to be withheld may be entered by the Court against the employer.

12. Other: _____

The Clerk is hereby directed to mail a copy of this order to the clerk of the court which entered the original order of support, and to further notify the clerk when this Withholding Order is served upon an employer/Department of Industrial Relations and withholdings are to commence in accordance with §30-3-62(g) or §25-4-152, Ala. Code 1975.

If checked, the employer is required to enroll the child(ren) identified above in any health insurance coverage available through the employee's/obligor's employment.

DONE this the _____ day of _____, 20 _____.

Judge