

In re the marriage paternity of _____:
(Initials)

Petitioner / Joint Petitioner (Wife)
and

Respondent / Joint Petitioner (Husband)

**Request to Modify Termination Date
of Income Assignment for
Child Support**

Case # _____

I am requesting the termination date for the current income assignment for child support be modified in compliance with Wis. Stat. 767.511(4) and Waukesha County Local Family Court Rule 3.2 (see page 2 of request).

I am currently ordered to pay receive child support in the amount of \$_____ per month. The **last or only child** included in this court order turns 18 on _____, _____ and graduated, or is expected to graduate, from an accredited high school or equivalent on _____, _____. **I have attached proof of the actual/anticipated graduation date in the form of a letter from a school official on school letterhead or copy of the diploma.**

Month Day Year Month Day Year

I understand that I must send a copy of this **Request to Modify Termination Date of Income Assignment for Child Support** and proof of actual/anticipated graduation date to the other party and to the Waukesha County Child Support Agency under the local Five-Day Rule. The other party must also send any objection to this request to me, the court, and to the Waukesha County Child Support Agency in compliance with the Five-Day Rule.

The Child Support Agency may terminate the income assignment according to statute and local rule and shall confirm such termination date by letter, including further instruction if necessary, to the court and all parties **without separate court order**.

I further understand that if any arrears or administrative fees are outstanding in this account, then the income assignment will continue in effect until all arrears and fees are paid in full.

STOP! Take this document to a Notary Public BEFORE you sign it.

After you have been sworn by a Notary Public, sign and print your name and date the document in front of the Notary Public.

Have the Notary Public sign, date, and seal the document.

Signature

Print or Type Name

Date

Subscribed and sworn to before me
on _____

Notary Public, State of Wisconsin
My commission expires: _____

(Seal)

enclosures: Proof of Graduation
Five-Day Rule cover letter

cc: Other Party _____
 Waukesha County Child Support Agency

Wisconsin Statute 767.511(4)

Age of child eligible for support. *The court shall order either party or both to pay for the support of any child of the parties who is less than 18 years old, or any child of the parties who is less than 19 years old if the child is pursuing an accredited course of instruction leading to the acquisition of a high school diploma or its equivalent.*

Local Rule 3.2 Vacation or Maintenance of Income Assignment after 18th Birthday of Child

For cases involving a single child, or one remaining minor child, any order for income assignment for current child support shall be terminated once the child turns 18 years of age and has graduated from high school or age 19 if the child is pursuing an accredited course of instruction leading to the acquisition of a high school diploma or its equivalent. Unless an Order exists which provides a specific date for termination of child support, the following shall apply:

- a. *Any income assignment for current child support shall be terminated on May 31st following the last remaining child's 18th birthday.*
- b. *If the child is still pursuing a high school education, any party may file a written request with the court including an affidavit with proof of the child's continued high school enrollment and date of anticipated graduation. Such request and affidavit shall be provided to any other party. Upon receipt of such request with report of notice, and expiration of the time to object under the local five-day rule, the income assignment for current child support will be continued through the anticipated date of graduation.*
- c. *Where the remaining child has turned 18 years of age and has or is about to graduate from high school, to terminate the current child support income assignment, a party may file a request with an affidavit containing proof of the child's graduation (e.g. copy of diploma or letter from the school regarding date of graduation or anticipated graduation). Such request and affidavit shall be provided to any other party. Upon receipt of such request with report of notice, and expiration of the time to object under the local five-day rule, then the income assignment for current child support will be terminated upon that graduation date.*

Although an income assignment for current child support may be terminated, an income assignment shall continue in effect until any arrearage is paid in full pursuant to section 767.265(1m) Wis.Stats., unless there is an Order that directs a different payment plan on arrears.

This rule does not alter any order for the payment of child support, but only affects issuance and vacation of income assignments.

This rule does not apply where there continues to be one or more children under the child support order. For cases involving multiple children under the age of 18, modifications of any income assignment must be done by court order.