

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

Plaintiff/Petitioner-1)	CASE NO. _____
-vs-)	JUDGE COLLEEN A. FALKOWSKI
Defendant/Petitioner-2)	<u>HEALTH INSURANCE AND EXPENSE ORDER</u>

☐ The Court finds that **neither parent has private health insurance coverage** available for the child(ren) at a reasonable cost.

Pursuant to Ohio Revised Code §3119.30(A) both parents are liable for the health care of the child(ren) who is/are not covered by private health insurance.

The parents shall share liability for the extraordinary health care expenses as defined in Ohio Revised Code §3119.01(C)(7) to be any uninsured medical expenses incurred for a child during a calendar year that exceed the total cash medical support amount owed by the parents during that year as follows:

☐ in amounts equal to the percentages indicated on Line 17 of the Child Support Computation Worksheet as follows:

Child Support Obligor shall pay _____% and Child Support Obligees shall pay _____%.

☐ in accordance with the following formula::

Child Support Obligor shall pay _____% and Child Support Obligees shall pay _____%.

Unless the obligee is a non-parent individual or agency that has no duty to provide medical support, the child support **obligee** is rebuttably presumed to be the appropriate parent to provide health insurance coverage for the child(ren) subject to the child support order; therefore, if private health insurance coverage becomes available at a reasonable cost to the child support obligee, the child support obligee shall obtain private health insurance coverage for the child(ren) not later than 30 days after it becomes available to the child support obligee at a reasonable cost, and shall inform the CSEA when private health insurance coverage for the child(ren) has been obtained.

If private health insurance becomes available to the **obligor** at a reasonable cost, the obligor shall inform the CSEA and may seek a modification of health insurance coverage from the court with respect to a court child support order.

-OR-

- ☐ The Court finds that ☐ the Plaintiff/Petitioner-1 ☐ the Defendant/Petitioner-2 ☐ both parents have **private health insurance coverage** available for the child(ren) at a reasonable cost through a group policy, contract, or plan:

-OR-

- ☐ The Court finds that the cost of the **private health insurance coverage** available for the child(ren) to ☐ the Plaintiff/Petitioner-1 ☐ the Defendant/Petitioner-2 ☐ both parents **exceeds** that parent's Health Insurance Maximum.

The Court further finds that:

- ☐ Both parents agree that ☐ the Plaintiff/Petitioner-1 ☐ the Defendant/Petitioner-2 obtain or maintain private health insurance, the cost which exceeds the Health Insurance Maximum for that parent.
- ☐ ☐ Plaintiff/Petitioner-1 ☐ the Defendant/Petitioner-2 has requested to obtain or maintain private health insurance, the cost of which exceeds that parent's Health Insurance Maximum.

The Health Insurance Obligor(s), until further order of Court:

- ☐ **Plaintiff/Petitioner-1**
☐ **Defendant/Petitioner-2**
☐ **Plaintiff/Petitioner-1 and Defendant/Petitioner-2**

The Health Insurance Obligor(s) shall provide private health insurance through:

PLAINTIFF/PETITIONER-1

Name	_____
Address	_____

Telephone No.	_____
Name of employer/group/individual	_____
Address of employer/group/individual	_____

Name of health plan	_____
Name of insurance company	_____
Claims address of insurance company	_____

Customer service telephone number	_____
Group number	_____
Identification/Subscriber number	_____

DEFENDANT/PETITIONER-2

Name _____
Address _____

Telephone No. _____
Name of employer/group/individual _____
Address of employer/group/individual _____

Name of health plan _____
Name of insurance company _____
Claims address of insurance company _____

Customer service telephone number _____
Group number _____
Identification/Subscriber number _____

and shall designate the following child(ren) as covered dependents under the private health insurance policy, contract or plan:

<u>Full name of each child subject to the Medical Support Order</u>	<u>Date of Birth</u>
_____	_____
_____	_____
_____	_____

The parents shall share liability for the extraordinary health care expenses as defined in Ohio Revised §3119.01(C)(7) to be any uninsured medical expenses incurred for a child during a calendar year that exceed the total cash medical support amount owed by the parents during that year as follows:

☐ in amounts equal to the percentages indicated on Line 17 of the Child Support Computation Worksheet as follows:

Child Support Obligor shall pay _____% and Child Support Oblige shall pay _____%.

☐ in accordance with the following formula:

Child Support Obligor shall pay _____% and Child Support Oblige shall pay _____%.

Pursuant to Ohio Revised Code §3119.30 the parent(s) ordered to provide health insurance for the child(ren) shall, not later than thirty (30) days after the issuance of the order, obtain the insurance, provide to the CSEA documentation that verifies coverage has been obtained as ordered, and supply the other parent with information regarding the benefits, limitations and exclusions of the health insurance coverage, copies of any insurance forms necessary to receive reimbursement,

payment, or other benefits under the health insurance coverage and a copy of any necessary insurance cards.

If a parent required to obtain health insurance coverage in accordance with this order does not obtain the required coverage within thirty days after the order is issued, the CSEA shall notify the court in writing of the failure of the parent 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 parent required to obtain health insurance coverage, requiring the employer to take whatever action is necessary to make application to enroll the parent required to obtain health insurance coverage in any available group health insurance or health care policy, contract, or plan with coverage for the child(ren), to submit a copy of the child support order to the insurer at the time that the employer makes application to enroll the child(ren) 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 parent required to obtain health insurance coverage the cost of the coverage for the child(ren). Upon receipt of any such order, the employer shall take whatever action is necessary to comply with the order.

The following individual shall be reimbursed for covered out-of-pocket medical, optical, hospital, dental, orthodontia or prescription expenses paid for the above-named child(ren):

Name of party	_____
Address	_____ _____

The health plan administrator(s) of the health insurer(s) that provide(s) the private health insurance coverage for the child(ren) may continue making payment for medical, optical, hospital, dental, or prescription services directly to any health care provider in accordance with the applicable private health insurance policy, contract, or plan.

The employer(s) of the person(s) required to obtain private health insurance coverage is/are required to release to the other parent, any person subject to an order issued under Ohio Revised Code §3109.19, or the CSEA, on written request, any necessary information on the private health insurance coverage, including the name and address of the health plan administrator and any policy, contract, or plan number, and to otherwise comply with Ohio Revised Code §3119.32 and any order or notice issued under Ohio Revised Code §3119.32.

If the person(s) required to obtain private health care insurance coverage for the child(ren) subject to this child support order obtain(s) new employment, the agency shall comply with the requirements of section 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 child(ren) in private health care insurance coverage provided by the new employer, when insurance is not being provided by any other source.

Any employer who receives a copy of an order issued under Ohio Revised Code §3119.30, §3119.33 or §3119.34 shall notify the CSEA of any change in or the termination of the Child Support Obligor's or the Child Support Oblige's private health insurance coverage that is maintained pursuant to the order.

The parties affected by the support order shall inform the CSEA of any change of name or other change of conditions that may affect the administration of the order. Willful failure to inform the CSEA of the above information and any changes is contempt of court.

A copy of this order shall be sent by the Clerk via ordinary mail to each parent, their employer and their insurer at the addresses listed above.

IT IS SO ORDERED.

COLLEEN A. FALKOWSKI, JUDGE

REV. 5/22/19

CC: CSEA