

IN THE SUPERIOR COURT OF CLAYTON COUNTY
STATE OF GEORGIA

_____,
Petitioner,
vs. _____,
Respondent.

Civil Action
Case Number _____

INCOME DEDUCTION ORDER ON RESPONDENT

The Court has entered a *Family Violence Twelve Month Protective Order* requiring the Respondent to pay support to the Petitioner. OCGA § 19-6-32 provides for an order providing for immediate withholding from the income and earnings of the person required to pay support.

The parties and children are identified as follows:

Respondent/Obligor: _____

Respondent's SSN: _____ DOB: _____

Petitioner/Obligee: _____ DOB: _____

Children:

Name: _____, DOB: _____

Name: _____, DOB: _____

Name: _____, DOB: _____

Name: _____, DOB: _____

THEREFORE, THE COURT HEREBY ORDERS THE FOLLOWING:

1. AMOUNT OF DEDUCTION

The Respondent's employer, future employer, or any other person, private entity, or unit of government, that provides or administers income or earnings due the Respondent (whether as wages, salary, commission, bonus, workers' compensation, payments pursuant to a disability, pension or retirement program, interest, or any other periodic form of payments, regardless of source) shall deduct from all monies due and payable to the Respondent the following amounts:

- (a) Current Child Support: \$ _____ per month
 (b) Current Spousal Support: \$ _____ per month
 (c) Family Support Registry (FSR) Fee: \$ _____ ** per month

** *Note:* Under OCGA § 19-6-33.1(j), the amount of the FSR fee will be 5% of each payment, up to \$2.00 per payment. However, the FSR fee is not required at this time; Child Support Enforcement will notify you if and when the FSR fee is to be deducted.

- (d) **Total Amount of Deduction:** \$ _____ **per month.**

Adjustment for Various Pay Cycles

The payor is not required to vary its pay cycle to be in compliance with this order. If the pay cycle is not monthly, use the following amounts to determine how much to withhold:

- \$ _____ per weekly pay period
 \$ _____ per bi-weekly pay period (every two weeks)
 \$ _____ per semi-monthly pay period (twice a month)

- If checked, the children listed above shall be enrolled in any health insurance coverage available through the Respondent's employment.

2. TIME AND PLACE OF PAYMENT

The payor shall make the amounts deducted payable to the Family Support Registry, and forward the payments within two (2) business days after each pay date to the address below, or such other address as shall be provided by Child Support Enforcement to the employer in writing:

For Payments Submitted by Employers:
 Child Support Enforcement
 Family Support Registry
 P.O. Box 1800
 Carrollton, GA 30112-1800

For Payments by the Respondent Directly:
 Child Support Enforcement
 Family Support Registry
 P.O. Box 1600
 Carrollton, GA 30112-1600

The payor shall note the names of the parties, the case number, and the Respondent's Social Security Number on the face of the payment.

3. CONSUMER CREDIT PROTECTION ACT

The maximum amount to be deducted shall not exceed the amounts allowed under § 303(b) of the Consumer Credit Protection Act, 15 USCA § 1673(b) as amended.

4. STATEMENT OF RESPONDENT'S RIGHTS AND RESPONSIBILITIES

Under OCGA § 19-6-32(e), the Court provides the following statement to the Respondent, concerning the Respondent's rights, remedies and duties in regard to this income deduction order.

- (a) The total amount to be withheld each and every pay period is described in Paragraphs 1 and 3 above.
- (b) The income deduction applies to current and subsequent payors and periods of employment.
- (c) A copy of the income deduction order will be served on the Respondent's payor or payors, if known.
- (d) Enforcement of the income deduction order may only be contested on the ground of mistake of fact regarding the amount of support owed pursuant to a support order, the past due support, or the identity of the Respondent. The Respondent may contest enforcement of the order as provided in OCGA § 19-6-33(c).
- (e) The Respondent is required to notify the Petitioner (and the IV-D agency, if the Petitioner receives IV-D services) within seven days of all changes in his/her address, payors, and the addresses of payors.

5. RESPONDENT'S DUTY TO ENSURE PAYMENT

The Respondent is hereby ordered to perform all acts necessary for the proper withholding of the sums stated in this order, including delivery of the order to his/her employer, future employers and other income payors, and personally monitoring and confirming on an ongoing basis that the required payments are timely and properly deducted from his/her income and forwarded as ordered. Respondent remains responsible for any and all support that is not deducted from his/her income and paid as child support or spousal support according to this order.

6. EFFECTIVE DATE AND DURATION OF THIS ORDER

This order shall take effect:

- Immediately,
- Upon accrual of a delinquency equal to one month's support. This Court finds that good cause was shown to delay the effective date of this order. The Petitioner or the IV-D agency may enforce this *Income Deduction Order* by serving a "Notice of Delinquency" on the Respondent, as provided in OCGA § 19-6-32 (f),

and shall remain in effect until _____. This order supersedes any prior income deduction order entered in this case.

7. SERVICE OF DOCUMENTS

This order and all further papers required to be served pursuant to OCGA § 19-6-33, shall be served upon the payor by regular first class mail and upon the Respondent in person, by certified mail or statutory overnight delivery, return receipt requested, or by regular mail. A copy of this Order shall also be mailed to:

Child Support Enforcement
IDO Registry/FCSU
P.O. Box 857
Jonesboro, GA 30237

This order was entered on _____, 200_____.

JUDGE
Clayton County Superior Court