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Check  one box:

- The current support order is from Nassau County Family Court. Two copies of the order have been provided for service on DSS and the assignor.
- The current support order is from (specify county & court): \_\_\_\_\_  
\_\_\_\_\_. A certified copy of the order is attached. Two copies of the order have been provided for service on DSS and the assignor.

3. The name and date of birth of each person for which support is ordered are as follows:

- Custodial Parent: \_\_\_\_\_ / / ,  
(if applicable) [print name] [date of birth]
- Child(ren): \_\_\_\_\_ / / ,  
[print name] [date of birth]
- \_\_\_\_\_ / / ,  
[print name] [date of birth]
- \_\_\_\_\_ / / .  
[print name] [date of birth]

4. I am seeking a modification of the current support order because [check  one or more boxes- **A, B, and/or C**]:

**A.**  There has been the following change(s) in circumstances since the support order/judgment was made [check  applicable box(es)]:

- a.**  Increased/Decreased needs of the child(ren) [specify]: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I have attached the following documents as evidence [specify]: \_\_\_\_\_  
\_\_\_\_\_

**b.**  Needs of the child(ren) that are not being met [specify]: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I have attached the following documents as evidence [specify]: \_\_\_\_\_  
\_\_\_\_\_

**c.**  Change in ability of respondent to pay support [specify]: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I have attached the following documents as evidence [specify]: \_\_\_\_\_  
\_\_\_\_\_

**d.**  Other [specify]:<sup>1</sup> \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I have attached the following documents as evidence [specify]: \_\_\_\_\_  
\_\_\_\_\_

**B.**  The parties have not specifically agreed otherwise in a validly executed agreement or stipulation and three years have passed since the order was entered, last modified or adjusted.<sup>2</sup>

**C.**  The parties have not specifically agreed otherwise in a validly executed agreement or stipulation and there has been a change in my gross income by fifteen percent

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<sup>1</sup>If incarceration is the basis for alleging substantial change in circumstances, so state and indicate whether or not the incarceration resulted from a charge and/or conviction for nonpayment of child support order/judgment or an offense against the custodial parent or child who is the subject of the child support order/judgment. See FCA §451(2)(a); DRL § 236B(9)(b)(2)(i).

<sup>2</sup>This ground only applies to original or modified support orders entered on or after October 13, 2010.

or more since the order was entered, last modified or adjusted [state basis]:<sup>3</sup>

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I have attached the following documents as evidence [specify]: \_\_\_\_\_

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5. The support order should be modified as follows [specify]: \_\_\_\_\_

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6. I did not make an application earlier for relief from the support order directing payment prior to the accrual of arrears because [specify reason(s)]: \_\_\_\_\_

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7. Has there been an application made in any court, including a Native American tribunal, for the relief herein requested?  Yes  No

WHEREFORE, I respectfully request that the support order dated \_\_\_\_ / \_\_\_\_ / \_\_\_\_, be modified as set forth above and for such other relief as the court may deem just and proper.

NOTE:

(1) A COURT ORDER OF SUPPORT RESULTING FROM A PROCEEDING COMMENCED BY THIS APPLICATION (PETITION) SHALL BE ADJUSTED BY THE APPLICATION OF A COST OF LIVING ADJUSTMENT AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT NO EARLIER THAN TWENTY-FOUR MONTHS AFTER SUCH ORDER IS ISSUED, LAST MODIFIED OR LAST ADJUSTED, UPON THE REQUEST OF ANY PARTY TO THE ORDER OR PURSUANT TO PARAGRAPH (2) BELOW. SUCH COST OF LIVING ADJUSTMENT SHALL BE ON NOTICE TO BOTH PARTIES WHO, IF THEY OBJECT TO THE COST OF LIVING ADJUSTMENT, SHALL HAVE THE RIGHT TO BE HEARD BY THE COURT AND TO PRESENT EVIDENCE WHICH THE COURT WILL CONSIDER IN ADJUSTING THE CHILD SUPPORT

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<sup>3</sup>This ground only applies to original or modified support orders entered on or after October 13, 2010.

ORDER IN ACCORDANCE WITH SECTION FOUR HUNDRED THIRTEEN OF THE FAMILY COURT ACT, KNOWN AS THE CHILD SUPPORT STANDARDS ACT.

(2) A PARTY SEEKING SUPPORT FOR ANY CHILD(REN) RECEIVING FAMILY ASSISTANCE SHALL HAVE A CHILD SUPPORT ORDER REVIEWED AND ADJUSTED AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT NO EARLIER THAN TWENTY-FOUR MONTHS AFTER SUCH ORDER IS ISSUED, LAST MODIFIED OR LAST ADJUSTED BY THE SUPPORT COLLECTION UNIT, WITHOUT FURTHER APPLICATION BY ANY PARTY. ALL PARTIES WILL RECEIVE A COPY OF THE ADJUSTED ORDER.

(3) WHERE ANY PARTY FAILS TO PROVIDE, AND UPDATE UPON ANY CHANGE, THE SUPPORT COLLECTION UNIT WITH A CURRENT ADDRESS, AS REQUIRED BY SECTION FOUR HUNDRED FORTY-THREE OF THE FAMILY COURT ACT, TO WHICH AN ADJUSTED ORDER CAN BE SENT, THE SUPPORT OBLIGATION AMOUNT CONTAINED THEREIN SHALL BECOME DUE AND OWING ON THE DATE THE FIRST PAYMENT IS DUE UNDER THE TERMS OF THE ORDER OF SUPPORT WHICH WAS REVIEWED AND ADJUSTED

OCCURRING ON OR AFTER THE EFFECTIVE DATE OF THE ADJUSTED ORDER, REGARDLESS OF WHETHER OR NOT THE PARTY HAS RECEIVED A COPY OF THE ADJUSTED ORDER.

Dated: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

\_\_\_\_\_  
Petitioner [sign name]

\_\_\_\_\_  
Petitioner [print name]