<table>
<tr>
<td>STATE OF HAWAI'I
FAMILY COURT OF THE
_____ CIRCUIT</td>
<td>EXCEPTIONAL CIRCUMSTANCES FORM
to be attached to
CHILD SUPPORT GUIDELINES WORKSHEET (CSGW)</td>
<td>CASE NUMBER:

FC-_ No. _____</td>
</tr>
</table>

This form requires information from your completed CSGW, and you must mark it as an attachment at the bottom of the CSGW.

Payor Parent: _____   No. of children in this case: ___   CS amount from Line 14: _____

The court should deviate from the Total Child Support Obligation as calculated on Line 14 of the Child Support Guidelines Worksheet (CSGW) because of the following exceptional circumstance(s):

☐ **EXCEPTION REQUESTED BECAUSE CALCULATED CHILD SUPPORT EXCEEDS 70% OF NET INCOME**

Payor's total child support obligation as calculated on Line 14 of the CSGW (_____) exceeds the minimum support amount of $77 per child and is greater than 70% of Payor's net income from the Table of Incomes (_____).

I request a finding that an exceptional circumstance exists and that Payor's total child support obligation on Line 14 of the CSGW be limited to either 70% of Payor's net income or $77 per child, whichever is greater. Using the higher of the two numbers the total support for the ___ children in this case would be _____ per month. After deductions for monthly child care expenses listed on Line 15 (_____) and health insurance costs listed on Line 16 (_____), which are paid directly by Payor, the remaining child support obligation of Payor will be _____ per month

☐ **EXCEPTION REQUESTED BECAUSE PAYOR SUPPORTS** ☐ **ADDITIONAL CHILD(REN)**

A) Payor's total child support obligation as calculated on Line 14 of the CSGW (_____), divided by the number of children to be supported on Line 4 of the CSGW (___), equals _____ per child.

        Is this amount per child greater than $77 per child (the minimum support amount)?   Yes ___   No ___

B) Payor supports ___ additional child(ren). If all of Payor's Net Income on Line 2 of the CSGW (_____) is divided by the total number of children Payor is required to support (___), each child would receive _____.

        Is this amount per child less than the amount per child calculated on line A) above?   Yes ___   No ___

If the answers to both questions above is 'Yes,' you may request that the Court make the following finding:

Due to Payor's obligation to support (and Payor's actual support of) additional children, I request a finding that an exceptional circumstance exists and that the support per child in this case be limited to the greater of the amount per child shown in line B) above, _____, or the State minimum per child of $77. Using the higher of the two numbers the total support for the ___ children in this case would be _____ per month.

After deductions for monthly child care expense listed on Line 15 (_____) and health insurance/cash medical cost listed on Line 16 (_____), which are paid directly by Payor, the remaining child support obligation of Payor will be _____ per month.

☐ **EXCEPTION REQUESTED DUE TO OTHER CIRCUMSTANCES**

SUMMARY OF CHILD SUPPORT PAYMENTS (IF EXCEPTION IS GRANTED)

___ Parent (A) ___ Parent (B) pays monthly child support of _____ to other parent, _____ per child per mo.

___ Parent (A) ___ Parent (B) pays health insurance/cash medical.   ___ Parent (A) ___ Parent (B) pays child care expense.

STATE OF HAWAI'I FAMILY COURT OF THE FIRST CIRCUIT	**CHILD SUPPORT GUIDELINES WORKSHEET**	CASE NUMBER: FC-D No. 14-1-0000

JOHN MIDDLE ALOHA
_____
Plaintiff/Petitioner/Parent (A)

vs.

JANE ALOHA
_____
Defendant/Respondent/Parent (B)

This worksheet, and any attachments, was prepared by:

Attorney for: _____ Parent (A) X Parent (B)

Name: JANE ALOHA
Address: 1111 Mahalo Street
City,St,Zip: Honolulu, Hawaii 96813
Phone No: (808) 555-5555

PARENTS' INCOMES	Parent (A)	Parent (B)	TOTAL (C)
1. Monthly Gross Income from all sources	$2,500	$2,000	
2. Monthly Net Income (from Table of Incomes)	$946 +	$597 =	$1,543
3. Percentage of Total Net Income on Line 2 from each parent	61%	39%	*Round to nearest %*
	[Line 2(A) ÷ 2(C)] x 100	[Line 2(B) ÷ 2(C)] x 100	

CHILD SUPPORT NEED			TOTAL (C)
4. Base Primary Support: ($385) x 3 (# of children) . . . . =			$1,155
5. Plus Monthly Child Care Expense (to allow custodial parent to work or attend voc. ed. or training) . . . . +			$400
6. Plus Monthly Health Insurance Expense (for the child(ren) and paid by parents). +			$200
If no insurance, use Cash Medical support amount (10% of Net Income on Line 2)	$95	$60	
7. **PRIMARY CHILD SUPPORT NEED** (add Lines 4, 5 & 6) . . . . =			$1,755

STANDARD OF LIVING ADJUSTMENT (SOLA)	Parent (A)	Parent (B)	TOTAL (C)
8. SOLA Income (from Table of Incomes)	$1,349 +	$849 =	$2,198
9. Less PRIMARY CHILD SUPPORT NEED (copy from Line 7) . . . . -			$1,755
10. Remaining SOLA Income (Line 8(c) - Line 9; but if result is negative enter 0) . . . . =			$443
11. SOLA Percentage (10% per child, up to 30% maximum) x			30%
12. SOLA Amount (Line 10 x Line 11) . . . . =			$133
13. **CHILD SUPPORT CALCULATION** (Line 7 + Line 12) . . . . =			$1,888

CHILD SUPPORT OBLIGATIONS / CREDITS	Parent (A)	Parent (B)	70% of Net Income:
14. Total Support Obligation for each parent (Line 13 x % in Line 3)	$946	$597	
Minimum: $77 per child. Maximum: The Total Support Obligation for a parent should not exceed that parent's Net Income on Line 2, if the Net Income exceeds $77 per child.			Parent (A): $662
15. Credit for Child Care Expense (for parent who pays) . . . . -	-	$400	Parent (B):
16. Credit for Health Ins./Cash Medical amount (for parent who pays) . . . . -	$200	-	$418
17. **REMAINING CHILD SUPPORT OBLIGATION AFTER CREDITS** . . . =	$746 =	$197	*Round to nearest dollar*

SUMMARY OF CHILD SUPPORT PAYMENTS

X Parent (A) _____ Parent (B) pays monthly child support of __(see attached)__ to other parent, __(see attached)__ per child per mo.

X Parent (A) _____ Parent (B) pays health ins./cash medical. _____ Parent (A) X Parent (B) pays child care expense.

_____ EXTENSIVE TIME-SHARING WORKSHEET attached.

X EXCEPTIONAL CIRCUMSTANCES FORM attached.

For Court Use Only

CERTIFICATION: I declare, under penalty of perjury, that I have examined this worksheet, and any attached worksheets or forms, and to the best of my knowledge and belief the information provided is true, correct and complete.

_____
Parent (A)   Date

_____
Parent (B)   Date

APPENDIX C-2

STATE OF HAWAI'I FAMILY COURT OF THE FIRST CIRCUIT	EXCEPTIONAL CIRCUMSTANCES FORM **to be attached to** CHILD SUPPORT GUIDELINES WORKSHEET (CSGW)	CASE NUMBER: FC-D No. 14-1-0000

This form requires information from your completed CSGW, and you must mark it as an attachment at the bottom of the CSGW.

Payor Parent: Parent (A)   No. of children in this case: 3   CS amount from Line 14: $946

The court should deviate from the Total Child Support Obligation as calculated on Line 14 of the Child Support Guidelines Worksheet (CSGW) because of the following exceptional circumstance(s):

[X] EXCEPTION REQUESTED BECAUSE CALCULATED CHILD SUPPORT EXCEEDS 70% OF NET INCOME

Payor's total child support obligation as calculated on Line 14 of the CSGW ($946) exceeds the minimum support amount of $77 per child and is greater than 70% of Payor's net income from the Table of Incomes ($662).

I request a finding that an exceptional circumstance exists and that Payor's total child support obligation on Line 14 of the CSGW be limited to either 70% of Payor's net income or $77 per child, whichever is greater. Using the higher of the two numbers the total support for the 3 children in this case would be $662 per month. After deductions for monthly child care expenses listed on Line 15 ($0) and health insurance costs listed on Line 16 ($200), which are paid directly by Payor, the remaining child support obligation of Payor will be $462 per month.

[ ] EXCEPTION REQUESTED BECAUSE PAYOR SUPPORTS [ ] ADDITIONAL CHILD(REN)

A) Payor's total child support obligation as calculated on Line 14 of the CSGW (_____), divided by the number of children to be supported on Line 4 of the CSGW (____), equals _____ per child.

        Is this amount per child greater than $77 per child (the minimum support amount)?   Yes ____   No ____

B) Payor supports ____ additional child(ren). If all of Payor's Net Income on Line 2 of the CSGW (_____) is divided by the total number of children Payor is required to support (____), each child would receive _____.

        Is this amount per child less than the amount per child calculated on line A) above?   Yes ____   No ____

If the answers to both questions above is 'Yes,' you may request that the Court make the following finding:

Due to Payor's obligation to support (and Payor's actual support of) additional children, I request a finding that an exceptional circumstance exists and that the support per child in this case be limited to the greater of the amount per child shown in line B) above, _____, or the State minimum per child of $77. Using the higher of the two numbers the total support for the ____ children in this case would be _____ per month.

After deductions for monthly child care expense listed on Line 15 (_____) and health insurance/cash medical cost listed on Line 16 (_____), which are paid directly by Payor, the remaining child support obligation of Payor will be _____ per month.

[ ] EXCEPTION REQUESTED DUE TO OTHER CIRCUMSTANCES

SUMMARY OF CHILD SUPPORT PAYMENTS (IF EXCEPTION IS GRANTED)

X Parent (A) _____ Parent (B) pays monthly child support of _____ $462 to other parent, $154.00 per child per mo.

X Parent (A) _____ Parent (B) pays health insurance/cash medical. _____ Parent (A) X Parent (B) pays child care expense.

APPENDIX C-2

STATE OF HAWAI'I FAMILY COURT OF THE <u>FIRST</u> CIRCUIT	**CHILD SUPPORT GUIDELINES WORKSHEET**	CASE NUMBER: FC-D No. 14-1-0000

JOHN ALOHA
_____
Plaintiff/Petitioner/Parent (A)

vs.

JANE ALOHA
_____
Defendant/Respondent/Parent (B)

This worksheet, and any attachments, was prepared by:

Att'y for: ___ Plaintiff X Defendant

Name: JANE ALOHA
Address: 1111 Mahalo Street
City,St,Zip: Honolulu, Hawaii 96813
Phone No: (808) 555-5555

PARENTS' INCOMES

	Parent (A)	Parent (B)	TOTAL (C)
1. Monthly Gross Income from all sources	$2,500	$2,000	
2. Monthly Net Income (from Table of Incomes)	$946 +	$597 =	$1,542
3. Percentage of Total Net Income on Line 2 from each parent	61%	39%	_Round to nearest %_
	[Line 2(A) ÷ 2(C)] x 100	[Line 2(B) ÷ 2(C)] x 100	

CHILD SUPPORT NEED

		TOTAL (C)
4. Base Primary Support: ($385) x 3 (# of children) . . . . =		$1,155
5. Plus Monthly Child Care Expense (to allow custodial parent to work or attend voc. ed. or training) . . . . +		$400
6. Plus Monthly Health Insurance Expense (for the child(ren) and paid by parents). If no insurance, +		$200
use State Cash Medical support amount (10% of Net Income on Line 2) $95	$60	
7. PRIMARY CHILD SUPPORT NEED (add Lines 4, 5 & 6) . . . . =		$1,755

STANDARD OF LIVING ADJUSTMENT

	Parent (A)	Parent (B)	TOTAL (C)
8. Parent's SOLA income (from Table of Incomes)	$1,348 +	$848 =	$2,196
9. Less PRIMARY CHILD SUPPORT NEED (copy from Line 7) . . . . -			$1,755
10. Parents' remaining SOLA income (Line 8(c) - Line 9; but if result is negative enter 0) . . . . =			$441
11. SOLA Percentage (10% per child, up to 30% maximum) x			30%
12. SOLA Amount (Line 10 x Line 11) . . . . =			$132
13. CHILD SUPPORT CALCULATION (Line 7 + Line 12) . . . . =			$1,887

CHILD SUPPORT OBLIGATIONS / CREDITS

	Parent (A)	Parent (B)	70% of Net Income:
14. Total Support Obligation for each parent (Line 13 x % in Line 3)	$946	$597	
Minimum: $77 per child. Maximum: The Total Support Obligation for a parent should not exceed that parent's Net Income on Line 2, if the Net Income exceeds $77 per child.			Parent (A): $662
15. Credit for Child Care Expense (for parent who pays) . . . . -	-	$400	Parent (B):
16. Credit for Health Ins./Cash Medical amount (for parent who pays) . . . . -	$200	-	$418
17. REMAINING CHILD SUPPORT OBLIGATION AFTER CREDITS . . . =	$746 =	$197	_Round to nearest dollar_

SUMMARY OF CHILD SUPPORT PAYMENTS

X Parent (A) ___ Parent (B) pays monthly child support of __(see attached)__ to other parent, __(see attached)__ per child per mo.

___ Parent (A) X Parent (B) pays health ins./cash medical.   X Parent (A) ___ Parent (B) pays child care expense.

___ EXTENSIVE TIME-SHARING WORKSHEET attached.

1 → X EXCEPTIONAL CIRCUMSTANCES FORM attached.

For Court Use Only

CERTIFICATION: I hereby declare, under penalty of perjury, that I have examined this worksheet, and any attached worksheets, and to the best of my knowledge and belief the information provided is true, correct and complete.

_____   _____
Parent (A)   Date

_____   _____
Parent (B)   Date

Rev. 04/24/2014

APPENDIX C-3

STATE OF HAWAI'I FAMILY COURT OF THE FIRST CIRCUIT	**EXCEPTIONAL CIRCUMSTANCES FORM** **to be attached to** CHILD SUPPORT GUIDELINES WORKSHEET (CSGW)	CASE NUMBER: FC-D No. 14-1-0000

This form requires information from your completed CSGW, and you must mark it as an attachment at the bottom of the CSGW.

Payor Parent: Parent (A)   No. of children in this case: 3   CS amount from Line 14: $946

The court should deviate from the Total Monthly Child Support Obligation as calculated on Line 14 of the Child Support Guidelines Worksheet (CSGW) because of the following exceptional circumstance(s):

EXCEPTION REQUESTED BECAUSE CALCULATED CHILD SUPPORT EXCEEDS 70% OF NET INCOME

Payor's total monthly child support obligation as calculated on Line 14 of the CSGW ($946) exceeds the minimum support amount of $77 per child and is greater than 70% of Payor's net income from the Table of Incomes ($662).

I request a finding that an exceptional circumstance exists and that Payor's total monthly child support obligation on Line 14 of the CSGW be limited to either 70% of Payor's net income or $77 per child, whichever is greater. Using the higher of the two numbers the total support for the 3 children in this case would be $662 per month. After deductions for monthly child care expenses listed on Line 15 ($0) and health insurance costs listed on Line 16 ($200), which are paid directly by Payor, the remaining child support obligation of Payor will be $462 per month.

X   EXCEPTION REQUESTED BECAUSE PAYOR SUPPORTS 2 ADDITIONAL LEGAL CHILD(REN)

A) Payor's total monthly child support obligation as calculated on Line 14 of the CSGW ($946), divided by the number of children to be supported on Line 4 of the CSGW (3), equals $315 per child.

Is this amount per child greater than $77 per child (the minimum support amount)?   Yes X   No ____

B) Payor supports 2 additional legal child(ren). If all of Payor's Net Income on Line 2 of the CSGW ($946) is divided by the total number of children Payor is required to support (5), each child would receive $189.20.

Is this amount per child less than the amount per child calculated on line A) above?   Yes X   No ____

If the answers to both questions above is 'Yes,' you may request that the Court make the following finding:

Due to Payor's obligation to support (and Payor's actual support of) additional children, I request a finding that an exceptional circumstance exists and that the support per child in this case be limited to the greater of the amount per child shown in line B) above $189.20, or the State minimum per child of $77. Using the higher of the two numbers the total support for the 3 children in this case would be $568 per month.

After deductions for monthly child care expense listed on Line 15 ($0) and health insurance/cash medical cost listed on Line 16 ($200), which are paid directly by Payor, the remaining child support obligation of Payor will be $368 per month.

EXCEPTION REQUESTED DUE TO OTHER CIRCUMSTANCES

SUMMARY OF CHILD SUPPORT PAYMENTS (IF EXCEPTION IS GRANTED)

X Parent (A) ____ Parent (B) pays monthly child support of $368 to other parent, $122.67 per child per mo.

X Parent (A) ____ Parent (B) pays health insurance/cash medical.   ____ Parent (A) X Parent (B) pays child care expense.

APPENDIX C-3

III. EXCEPTIONAL CIRCUMSTANCES FORM EXAMPLES
Instructions

A. 70% OF NET INCOME CALCULATION (Appendix C-2)

In this example, Jane has Sole Physical Custody of the children, and she has completed the Sole Physical Custody calculation above in step I.A. above. However, John argues that his child support obligation is greater than 70% of his net income and that this may be an exceptional circumstance. See the Guidelines at ¶II.B.2.b.i. titled "Child Support Exceeds 70% of Net Income" on p. 8. In this example, John completes the Exceptional Circumstances Form as follows:

1. John completes the Sole Physical Custody calculation in step I.A. above. John determines that 70% of his Monthly Net Income is $662 [$946 (John's Monthly Net Income from Line 2) x 70% = $662]. Since 70% of John's Monthly Net Income of $662 is less than his child support obligation of $946 from Line 14(A), he inserts $662 in the shaded cell on the far right side of the CSGW titled "70% of Net Income," under Parent (A).

    MS Excel: 70% of Net Income for Parents (A) and (B) will be automatically populated in the CSGW.

2. John then checks off "Exceptional Circumstances Form attached" on the CSGW.

    MS Excel: Click on the yellow shaded cell and input "**X**". Please be sure that steps I.A.37. or I.A.38. on the CSGW is checked with an "**X**" to indicate the Payor. Steps III.A.3 through 5. will be automatically populated.

3. John inserts "**Parent (A)**" since he is the Payor Parent.

4. John inserts the total number of children in this case - **3**

5. John enters his child support obligation from Line 14 of the CSGW - **$946**.

6. John checks off "EXCEPTION REQUESTED BECAUSE CALCULATED CHILD SUPPORT EXCEEDS 70% OF NET INCOME."

    MS Excel: Click on the yellow shaded cell and input "**X**". Steps III.A.7. through 13. will be automatically populated.

7. John enters his child support obligation from Line 14 of the CSGW - **$946**.

8. John inserts 70% of his net income - **$662**. See step III.A.1 above.

9. John inserts the total number of children in this case - **3**.

10. John inserts 70% of his Monthly Net Income - **$662**. See step III.A.1 above.

11. John inserts "**0**" because he does not pay child care expenses (Jane pays child care expenses).

12. John inserts the monthly amount he pays for the children's health insurance costs - **$200**.

13. John inserts his remaining child support obligation by taking his requested child support amount of applying 70% of his Monthly Net Income of $662 and subtracting the amount John pays for the children's health insurance costs of $200, and inserts "**$462**" [$662 (70% of John's Monthly Net Income) - $200 (the children's health insurance which John pays monthly) = $462].

14. Since John is the Payor of child support, and he is requesting the exceptional circumstance, John checks off Parent (A) since he is Parent (A).

> *MS Excel*: Step III.A.14. above will be automatically populated.

15. Jane is Parent (B) and leaves this blank.

16. John inserts the amount of his requested child support amount under the 70% of Net Income exceptional circumstance - **$462**.

> *MS Excel*: Step III.A.16. above will be automatically populated.

17. John calculates the child support for each child by dividing his requested exceptional circumstance amount of $462 by 3 children - **$154** ($462 ÷ 3 children = $154 per child).

> *MS Excel*: Step III.A.17. above will be automatically populated.

18. Since John pays health insurance, and Jane pays childcare, follow the same instructions in steps II.A.13. through 16. above in the Equal Time-Sharing Calculation sample.

> *MS Excel*: Step III.A.18. above will be automatically populated.

B. ADDITIONAL LEGAL CALCULATION (Appendix C-3)

In this example, Jane has Sole Physical Custody of the children, and she has completed the Sole Physical Custody calculation above in step I.A. above. However, John argues that he is supporting two (2) additional legal children with his current wife which may be an exceptional circumstance. See the Guidelines at ¶II.B.2.b.ii. titled "Support of Additional Children" on p. 8. In this example, John completes the Exceptional Circumstances Form as follows:

1. John completes the Sole Physical Custody calculation in step I.A. above, then checks off "Exceptional Circumstances Form attached."

> *MS Excel*: Click on the yellow shaded cell and input "**X**". Please be sure that steps I.A.37. or I.A.38. on the CSGW is checked with an "**X**" to indicate the Payor. Steps III.B.2. through 4. will be automatically populated.

2. John inserts "**Parent (A)**" since he is the Payor Parent.

3. John inserts the total number of children in this case with Jane - **3**

4. John enters his child support obligation from Line 14 of the CSGW - **$946**.

5. John checks off "EXCEPTION REQUESTED BECAUSE PAYOR SUPPORTS __ ADDITIONAL LEGAL CHILDREN."

> *MS Excel*: Click on the yellow shaded cell and input "**X**".

6. John inserts the number of additional legal children that he is supporting with his current wife - **2**.

> *MS Excel*: Click on the yellow shaded cell and input "2". Steps III.B.7. through 21. will be automatically populated.

7. John determines whether he may request an exceptional circumstance by completing sections "A)" and "B)" of this paragraph. John inserts his monthly child support obligation from Line 14 of the CSGW - **$946**.

8. John inserts the number of children in this case with Jane - **3**.

9. John inserts his child support obligation for each child (without applying any credits) - **$315** ($946 ÷ 3 = $315).

10. John checks "Yes" because his child support obligation from Line 14 of the CSGW per child of $315 is more than the minimum support amount per child of $77.

11. John inserts the number of additional legal children he supports with his current wife - **2**.

12. John inserts his Monthly Net Income from Line 2 - **$946**.

13. John inserts the total number of children he supports from this case of "3" and his current wife of "2" – **5** (3 children + 2 children).

14. John divides his Monthly Net Income from Line 2 of $946 by the total number or children he supports of "5" and inserts this amount - **$189.20** ($946 ÷ 5 = $189.20).

15. John checks "Yes" because the amount calculated in step 14 above of $189.20 is less than the amount per child calculated on Line A) of the form in step 9 above of $315.

16. Since John checked "Yes" to both Lines A) and B) of the form in steps 10 and 15 above, John proceeds with requesting an exceptional circumstance because he supports additional legal children. John inserts the amount from step 14 above which is the per child amount from Line B) of the form - **$189.20**.

17. John inserts the number of children in this case with Jane - **3**.

18. John multiplies the number of children in this case with Jane (3) by the per child amount from Line B) of the form of $189.20 to determine his child support obligation - **$568** ($189.20 x 3 = $568).

19. John inserts "**0**" because he does not pay child care expenses (Jane pays child care expenses).

20. John inserts the monthly amount he pays for the children's health insurance costs - **$200**.

21. John inserts his remaining child support obligation by taking his requested child support obligation with 2 additional legal children of $568 and subtracting the amount John pays for the children's health insurance costs of $200, and inserts "**$368**" [$568 - $200 (the children's health insurance which John pays monthly) = $368].

22. Since John is the Payor of child support, and he is requesting the exceptional circumstance, John checks off Parent (A) since he is Parent (A).

> *MS Excel*: Step III.B.22. above will be automatically populated.

23. Jane is Parent (B) and leaves this blank.

24. John inserts the amount of his requested child support amount under the Additional Legal Children exceptional circumstance - **$368**.

> *MS Excel*: Step III.B.24. above will be automatically populated.

25. John calculates the child support for each child by dividing his requested exceptional circumstance amount of $368 by 3 children - **$122.67** ($368 ÷ 3 children = $122.67 per child).

> *MS Excel*: Step III.B.25. above will be automatically populated.

26. Since John pays health insurance, and Jane pays childcare, follow the same instructions in steps II.A.13. through 16. above in the Equal Time-Sharing Calculation sample.

> *MS Excel*: Step III.B.26. above will be automatically populated.