

Reasons to Request an Early Modification

As stated in the “MODIFICATION” page, there are reasons that the State will allow a party to request a Modification earlier than every three (3) years. Below is the list of the fifteen (15) criteria that the State has established as reasons to get an early modification. Please note these are administrative reasons to request an early modification through the WCSEA, you are always welcome to file your own motion with the respective court regarding this issue.

1. The existing child support order established a minimum or a reduced child support obligation based on the guidelines due to the unemployment or underemployment of one of the parents and that parent is no longer unemployed or underemployed.
2. One of the parents is unemployed or laid off beyond the parent’s control for thirty consecutive days. This does not include seasonal employment.
3. One of the parents is unemployed or laid off due to a plant closing or mass layoff. The administrative review request may only be made after the worker’s last day of employment.
4. One of the parents is permanently disabled reducing his or her earning ability.
5. The obligor is institutionalized and cannot pay support for the duration of the child’s minority, and no income or assets are available to the parent which could be levied or attached for support.
6. One of the parents is incarcerated for more than 180 days.
7. One of the parents has experienced a thirty percent decrease, which is beyond the parent’s control, or a thirty percent increase in gross income or income-producing assets for a period of at least six months and which can reasonably be expected to continue for an extended period of time.
8. The child support order is not in compliance with the Ohio Child Support Guidelines due to the termination of the support obligation for a child of the existing support order.
9. There are children by the same parent in two or more administrative child support orders and the requesting party wishes to combine the orders into a single administrative child support order.
10. The requesting party wants access available or improved health care coverage that is available for the child.
11. One of the parents has experienced an increase or decrease in the cost of ordered health care coverage or child care for the child which is expected to result in a change of more than ten percent to the child support obligation based on the current Child Support Guidelines calculation.
12. The health care coverage that is currently being provided in accordance with the child support order is no longer reasonable in cost and/or accessible.
13. The requesting party is the obligor and asserts their annual gross income is now below 150% of the federal poverty level and should not be ordered to pay cash medical support, issued prior to March 28, 2019 (The federal poverty guidelines can be found at <http://www.aspe.hhs.gov/poverty>)
14. The requesting party is the obligor and is a member of the uniformed services who has been called to active service for a period of more than thirty (30) days. Requesting party must provide a military Power of Attorney to permit a designated person to act on their behalf in the administrative review, if applicable.
15. A temporary adjustment order was issued, the obligor’s term of active military service has ended, and the obligor has provided the CSEA written documentation sufficient to establish that the obligor’s employer has violated the Uniformed Services Employment and Reemployment Rights Act, 38 U.S.C 4301 to 4333.

Please see the FORMS section of the CSEA’s website for the formal REQUEST FOR AN ADMINISTRATIVE REVIEW OF THE CHILD SUPPORT ORDER. This page is strictly informational, not a request.

Updated 06/2022