

STATE OF NORTH DAKOTA

IN DISTRICT COURT

COUNTY OF _____

_____ JUDICIAL DISTRICT

Plaintiff,

)
) Case No. _____
)

vs

) FINANCIAL AFFIDAVIT
)
)

Defendant.

)
)
)
)
)
)
)

(This affidavit is completed by the parent who will be the obligor (the individual paying child support), if the court grants the motion to modify primary residential responsibility.

This affidavit will help you present detailed information to the court to verify the income used to calculate the correct amount of child support based on the North Dakota Child Support Guidelines. You may wish to complete this affidavit at the same time you complete the child support calculator.

Please complete this form based on the requested modifications to primary residential responsibility. If you need more space, please attach additional pages. Additional information can also be added in the Comment section at the end. Attach all requested documents and additional pages and file with the court deciding the Motion to Modify Primary Residential Responsibility.)

1. PERSONAL BACKGROUND

Name: _____ Last 4 digits of SSN: _____

Year of Birth: _____

Address: _____

Education (list degrees held): _____

List the initials and year of birth of your biological or adopted children who **don't** live with you and the name of the person with whom each child will live, along with that person's relationship to the child if the motion is granted:

Child's Initials	Year of Birth	Lives With (name/relationship)

List the initials and year of birth of your biological or adopted children who will live with you if the motion is granted:

Child's Initials	Year of Birth

If you have an adopted child, is the adoption subsidized? Yes No

If yes, name of the individual receiving the subsidy payment (*if you receive the payment, enter your name or if another individual receives the payment, enter his or her name*):

_____ and the state (*North Dakota or another state*)

providing the payment: _____

Are you currently incarcerated (*physically confined to a prison, jail, or other correctional facility*)? Yes No

If yes, name and address of prison, jail, or correctional facility where you're confined:

Prisoner Identification Number: _____

Are you incarcerated because you're **awaiting trial** or **awaiting sentencing**?

Yes No

Are you incarcerated because you **have been sentenced** and are now serving that sentence? Yes No

If yes, is your sentence 180 days or longer? Yes No

Criminal Case Number: _____

Date that your current period of incarceration began (*only include the time since you were sentenced; don't include any time that you were confined while awaiting trial or sentencing*): _____

Maximum release date: _____

Are you on work release? Yes No

If yes, date that work release began: _____

(Provide the details of your work release employment in Section 5. Don't skip Sections 2 through 4.)

Have you been released from incarceration within the past six months? Yes No

If yes, date of release: _____

2. TAX EXEMPTIONS FOR CHILDREN AND CHILD TAX CREDIT

List the initials and year of birth of the children you'll claim as exemptions on your federal income tax return, if the motion is granted. If any of these children aren't your biological or adopted children, please indicate the relationship (*for example, stepchild*).

Child's Initials	Year of Birth	Relationship:

Will you alternate claiming the exemption for any of your biological or adopted children with the other parent of those children, if the motion is granted? Yes No

If yes, list the initials and year of birth of the children for whom the exemption will alternate, if the motion is granted:

Child's Initials	Year of Birth

Are any of your biological or adopted children for whom you'll claim an exemption qualifying children for purposes of the child tax credit? Yes No

If **yes**, list the initials and year of birth of the children who are qualifying children for purposes of the child tax credit:

Child's Initials	Year of Birth

3. PARENTING TIME (VISITATION)

If the motion is granted, will the amended judgment specify when you have visitation with your children? Yes No

If **yes**, based on the court order, is the number of overnights any of your children spend with you more than an annual total of 100 overnights? Yes No

If **you answered yes**, please provide the total number of court-ordered parenting time overnights per child, per year:

Child's Initials	Year of Birth	Total number of court-ordered parenting time overnights per year:

4. CHILDREN'S BENEFITS

Do the children in this motion to modify primary residential responsibility receive any governmental or other benefits on your account? (*Examples include dependent's benefits from the Social Security Administration based on your disability or retirement.*) Yes No

If **yes**, list the initials and year of birth of the children, the type of benefit they are receiving, and the monthly amount of such benefit.

Child's Initials	Year of Birth	Type of Benefit:	Monthly Amount

5. EMPLOYMENT

Are you **currently** under any medical restrictions that limit your ability to work? Yes No

If **yes**, describe the restrictions _____

NOTE: You must attach copies of medical records that confirm the work restrictions if you want them to be considered:

Are you currently employed? Yes No

If yes, complete the rest of section 5. If no, got to Section 6.

NOTE: If you're employed, you must attach:

- A copy of your most recent federal income tax return, including copies of all W-2s, 1099s, and schedules.
- A copy of a year-end or final pay stub from each employer who gave you a W-2 form to attach to your most recent federal income tax return.
- For the current year, copies of your most recent pay stubs from all employers to show your year-to-date income from each employer (*this includes your leave and earnings statement, if you're in the military*).

For confidentiality reasons, black out all social security numbers and financial account numbers that appear on the tax forms and pay stubs you're attaching.

Note: If you have more than one employer, answer the questions in this section based on your primary job. Then attach additional pages to provide the same kind of information for each of your other jobs.

Employer Name: _____

Employer Address: _____

Employer City, State, Zip: _____

Employer Telephone Number: _____

Date you started working for this employer: _____

Occupation: _____

Brief job description: _____

Hourly	\$ _____	per hour	_____	Hours per week
Monthly	\$ _____	per month		
Annually	\$ _____	per year		

Number of pay periods <i>(check one)</i>	
	Weekly
	24 per year <i>(paid twice per month)</i>
	26 per year <i>(paid every two weeks)</i>
	Monthly
	Other: _____

Overtime:

Did you work any overtime hours during the past 24 months? Yes No

If yes, provide the number of overtime (OT) hours worked in each of the past 24 months:

Mo/Yr _____	OT hours _____	Mo/Yr _____	OT hours _____
Mo/Yr _____	OT hours _____	Mo/Yr _____	OT hours _____
Mo/Yr _____	OT hours _____	Mo/Yr _____	OT hours _____
Mo/Yr _____	OT hours _____	Mo/Yr _____	OT hours _____
Mo/Yr _____	OT hours _____	Mo/Yr _____	OT hours _____
Mo/Yr _____	OT hours _____	Mo/Yr _____	OT hours _____
Mo/Yr _____	OT hours _____	Mo/Yr _____	OT hours _____
Mo/Yr _____	OT hours _____	Mo/Yr _____	OT hours _____
Mo/Yr _____	OT hours _____	Mo/Yr _____	OT hours _____
Mo/Yr _____	OT hours _____	Mo/Yr _____	OT hours _____
Mo/Yr _____	OT hours _____	Mo/Yr _____	OT hours _____
Mo/Yr _____	OT hours _____	Mo/Yr _____	OT hours _____

Rate of pay for overtime hours: \$ _____

Do you expect to continue to have overtime hours during the next 12 months?

Yes No; because _____

Commission and tips:

Commissions: \$ _____ per _____

Tips: \$ _____ per _____

Bonuses:

Did you receive any bonuses during the past three (3) calendar years? Yes No

If yes, provide the amount of bonuses received in each of the past three (3) calendar years and the reason for the bonuses:

Year _____ Amount \$ _____ Reason: _____

Year _____ Amount \$ _____ Reason: _____

Year _____ Amount \$ _____ Reason: _____

Do you expect to receive a bonus during the current calendar year?

Yes No; because _____

Employee benefits:

Describe the benefits provided to you by your employer and the annual value of such benefit (*examples may include paid vacation and sick leave, health insurance, employer retirement contributions, etc.*)

Benefit provided	Annual value
	\$
	\$
	\$
	\$

In-kind Income:

Describe any in-kind income provided to you by your employer and the annual value of such income. (*In-kind income means you're allowed to use your employer's property or you're being provided with services at no charge or less than the customary charge. Examples include housing allowance or the use of living quarters, and being provided with transportation, groceries, or utilities.*)

In-kind income received	Annual value
	\$
	\$
	\$

Union dues:

\$ _____ per month

Name of Union: _____

Are union dues required as a condition of employment? Yes No

Note: If yes, you must provide proof from your employer if you want this expense to be considered.

List each professional/occupational license you hold: _____

Annual professional/occupational license fee: \$ _____

Is this fee paid or reimbursed by your employer? Yes No

Is this license required as a condition of employment? Yes No

Are you required, **as a condition of employment**, to contribute to a retirement plan?

Yes No

If yes, monthly amount of required contribution: \$ _____

Employee Expenses:

Do you have out-of-pocket expenses for special equipment or clothing required as a condition of your employment? Yes No

If yes, describe these items, your annual out-of-pocket expenses for them, and the amount, if any, that you're reimbursed for them:

Item	Annual Out of Pocket Expenses	Amount Reimbursed
	\$	\$
	\$	\$
	\$	\$

Do you have out-of-pocket expenses for lodging when you must travel as a condition of your employment? Yes No

If yes, are you reimbursed for these lodging expenses? Yes No

If no, please provide the number of overnights in the last calendar year: _____

And this year to date: _____

Are you required, as a condition of employment, to use your personal vehicle to drive between work locations (*this doesn't include driving between your home and your work*)?

Yes No

If yes, are you reimbursed for these mileage expenses? Yes No

If no, please provide the number of these miles driven in the last calendar year: _____
and this current calendar year to date: _____

Note: If you claim any employment-related expenses for special equipment, clothing, lodging, or mileage, you must provide proof of those expenses if you want them to be considered.

Military Service:

Are you currently in the military? Yes No

If yes, branch of service: _____

Rank: _____

Years of service: _____

Duty station (*base and state or foreign country*): _____

List any monthly payment and allowances **that you receive** that haven't already been included above:

Type of payment or allowance	Monthly amount
	\$
	\$
	\$
	\$

NOTE: You must attach:

- A copy of a year-end or final leave and earnings statement (LES) for the most recent federal tax year.
- A copy of your most recent LES for the current year.

6. HEALTH INSURANCE AND MEDICAL EXPENSES

Do you have access to health insurance coverage, including dental or vision coverage, for your children? Yes No

Note: If yes, please provide a copy of the front and back of any insurance cards.

If coverage is or would be available, please provide the following information:

Are you currently enrolled in the **health insurance** plan? Yes No

If **yes**, indicate what type of plan you're currently enrolled in:

Single Single + dependent Family

If you're currently enrolled in the plan, please provide the full names of adult persons, including yourself, **and** the initials and birth year of minor children who are covered under the plan and the effective date of coverage:

Adult Full Name	Effective date
Child's Initials and Year of Birth	Effective date

Name of insurance company: _____

Address of insurance company: _____

Telephone number of insurance company (if multiple numbers, please provide the "member services" number): _____

Group number: _____

Policy number: _____

Name of policyholder: _____

If you're not currently eligible for coverage, on what date will you become eligible?

Your cost for **health insurance** is/would be (complete all options that are/would be available):

Single plan	\$	per	
Single + dependent plan	\$	per	
Family plan	\$	per	
Child-only plan	\$	per	

Do you currently have **dental insurance** for your children? Yes No

If yes:

Name of insurance company: _____

Group number: _____

Policy number: _____

Cost of coverage: _____

Child's Initials and Year of Birth	Effective date

Your cost for **dental insurance** is/would be (*complete all options that are/would be available*):

Single plan	\$	per	
Single + dependent plan	\$	per	
Family plan	\$	per	
Child-only plan	\$	per	

Do you currently have **vision insurance** for your children? Yes No

If yes:

Name of insurance company: _____

Group number: _____

Policy number: _____

Cost of coverage: _____

Child's Initials and Year of Birth	Effective date

Your cost for **vision insurance** is/would be (*complete all options that are/would be available*):

Single plan	\$	per	
Single + dependent plan	\$	per	
Family plan	\$	per	
Child-only plan	\$	per	

Annual amount of out-of-pocket medical expenses you pay for the children for whom support is being determined in this child support matter:

Child's Initials	Year of Birth	Annual Amount
		\$
		\$
		\$

Is it reasonably likely that these medical expenses will continue? Yes No

If yes, please explain what these expenses are for: _____

NOTE: You must provide proof of these expenses if you want them to be considered.

7. UNEMPLOYMENT INFORMATION

Are you currently unemployed? Yes No

If yes, complete the rest of Section 7. If no, go to Section 8.

NOTE: If you're currently unemployed, please provide the following information about your last employment. Also, you must attach:

- A copy of your most recent federal income tax return, including copies of all W-2s, 1099s, and schedules.
- A copy of your final pay stub from your last employer.
- If you're receiving or have received unemployment compensation, a copy of your benefits award letter or other documentation showing the amount received.

For confidentiality reasons, black out all social security numbers and financial account numbers that appear on the tax forms you're attaching.

Name of last employer: _____

Employer Address: _____

Employer City, State, Zip: _____

Occupation: _____

Brief job description for your last employment: _____

Reason for unemployment: _____

Date you became unemployed: _____

Wages for last employment:

Hourly	\$ _____ per hour	_____ Hours per week
Monthly	\$ _____ per month	
Annually	\$ _____ per year	

Number of pay periods <i>(check one)</i>	
	Weekly
	24 per year <i>(paid twice per month)</i>
	26 per year <i>(paid every two weeks)</i>
	Monthly
	Other:

Overtime:

Average number of overtime hours worked per week during the final 36 months of your last employment: _____

Rate of pay for overtime hours: \$ _____

Commission and tips for last employment:

Commissions: \$ _____ per _____

Tips: \$ _____ per _____

Bonuses:

Please provide information about the amount of and reason for any bonuses you received during the final 36 months of your last employment: _____

Did you receive severance pay when you became unemployed? Yes No

If yes, amount received: \$ _____

Are you now receiving or, within the past 36 months, did you receive unemployment compensation? Yes No

If **yes**, weekly compensation amount: \$ _____

Date unemployment compensation began: _____

Date unemployment compensation ended/will end: _____

Work History:

Describe other jobs you have had in the past, aside from your last employer:

8. SELF-EMPLOYMENT INCOME

Are you currently self-employed? Yes No

NOTE: If you're self-employed you must attach:

- Copies of your personal and business federal income tax returns, including all schedules, for the last **five** years. These include, as applicable, IRS forms 1040, 1065, 1120, and 1120S.
- If you don't have income tax returns, copies of profit and loss statements for the last **five** years.

For confidentiality reasons, black out all social security numbers and financial account numbers that appear on the tax forms you're attaching.

Note: If you have more than one self-employment activity, answer the questions in this section based on your primary self-employment activity. Then attach additional pages to provide the same kind of information for each of your other self-employment activities.

	Structure of Business Entity	Percentage
	Sole proprietorship	
	Partnership; percent ownership interest:	
	Limited liability company; percent ownership interest:	
	S Corporation; percent ownership interest	
	C Corporation; percent ownership interest	

Name of business entity: _____

Business Address: _____

City/State/Zip: _____

Business telephone number: _____

Taxpayer identification number(s): _____

	Type of Business
	Farming/Ranching
	Service
	Retail Sales
	Wholesale Sales
	Other (please describe)

Description of business activity (e.g., type of service provided, type of item(s) sold, etc.):

How long has this business been in existence? _____ Years _____ Months

Names of household members who work in this business, the wage/salary paid to the household member, and household member's job duties:

Household Member's Name	Wage/Salary	Job Duties

9. OTHER INCOME

If you're receiving worker's compensation, social security payments, veterans' benefits, military retirement payments, railroad retirement board payments, or any other disability or retirement payments, you must attach a copy of your benefits award letter or other documentation showing the amount received.

Worker's Compensation

Are you now receiving or did you receive worker's compensation wage replacement payments?

Yes No

If yes, weekly payment amount: \$ _____

Date payments began: _____

Date payments ended/will end: _____

Social Security Payments

Are you receiving social security disability payments (*this doesn't mean Supplemental Security Income (SSI)*)? Yes No

If yes, monthly payment amount: \$ _____

Date payments began: _____

Are you receiving social security retirement payments? Yes No

If yes, monthly payment amount: \$ _____

Date payments began: _____

Are you receiving social security survivor's payments? Yes No

If yes, monthly payment amount: \$ _____

Date payments began: _____

Are you receiving Supplemental Security Income (SSI) payments? (*Note: SSI payments aren't treated as income under the guidelines.*) Yes No

Veteran's Benefits

Are you receiving veterans' pension or disability benefits? Yes No

If yes, monthly payment amount: \$ _____

Date payments began: _____

If disability benefits, percent disabled: _____%

Military Retirement Payments

Are you receiving military retirement payments? Yes No

If yes, monthly payment amount: \$ _____

Date payments began: _____

Railroad Retirement Board Payments

Are you receiving total and permanent disability payments from the railroad retirement board?

Yes No

If **yes**, monthly payment amount: \$ _____

Date payments began: _____

Are you receiving occupational disability payments from the railroad retirement board?

Yes No

If **yes**, monthly payment amount: \$ _____

Date payments began: _____

Are you receiving retirement payments from the railroad retirement board?

Yes No

If **yes**, monthly payment amount: \$ _____

Date payments began: _____

Other Disability or Retirement Payments

Are you receiving any other disability, retirement, or pension payments not included above?

Yes No

If **yes**, source of payments: _____

Monthly payment amount: \$ _____

Date payments began: _____

Additional Sources of Income

Dividends and interest	\$	per	
Annuities income	\$	per	
Trust income	\$	per	
Currently deferred income	\$	per	
Receipt of previously deferred income	\$	per	
Was this treated as income to you at the time it was deferred? <input type="checkbox"/> Yes; amount previously counted: \$ _____ <input type="checkbox"/> No			
Gifts and prizes (exceeding \$1,000/year)	\$	per	
Refundable tax credits	\$		

- Worker's compensation benefits award letter.
- Social security benefits award letter (*for disability, retirement, or survivor's payments*).
- SSI benefits award letter.
- Veterans' pension or disability benefits award letter.
- Military retirement award letter.
- Railroad retirement board benefits award letter.
- Proof that union dues are required as a condition of employment.
- Proof of expenses for employment-related special equipment, clothing, lodging, or mileage for driving between work locations.
- Proof of out-of-pocket medical expenses paid for the children for whom support is being determined in motion to modify primary residential responsibility.
- Current medical records confirming any work restrictions.
- Copy of any insurance card (*front and back*).

12. SIGNATURE

I declare, under penalty of perjury under the law of North Dakota, that everything I stated in this Financial Affidavit is true and correct.

STATE OF _____)
 COUNTY OF _____) ss.
 COUNTRY OF _____)

Signed on this _____ day of _____, 20_____.

 Signature

 Printed Name

 Address

 City, State, Zip Code

Telephone Number: _____

Email Address: _____