

**Nassau County Supreme Court
Matrimonial Center**

**Notice to Counsel and Litigants
Amendment to §236 B of the Domestic Relations Law**

- Low Income Support Obligation and Performance Improvement Act -

DRL §236B(7) has been amended to require that all orders establishing a child support obligation contain **a notice** regarding the right to apply for a modification of the order if there has been a substantial change in circumstances or the occurrence of additional bases for modification enumerated in the bill.

This amendment will be effective October 13, 2010.

Please be aware that any child support orders which incorporate but do not merge stipulations or settlement agreements executed after that date will be controlled by the new legislation.

The notice shall be affixed to the face of any divorce judgment which includes a child support order covered by the legislation, and shall read substantially as follows in **eight point bold type**:

EACH PARTY HAS A RIGHT TO SEEK A MODIFICATION OF THE CHILD SUPPORT ORDER UPON A SHOWING OF: (I) A SUBSTANTIAL CHANGE IN CIRCUMSTANCES; OR (II) THAT THREE YEARS HAVE PASSED SINCE THE ORDER WAS ENTERED, LAST MODIFIED OR ADJUSTED; OR (III) THERE HAS BEEN A CHANGE IN EITHER PARTY'S GROSS INCOME BY FIFTEEN PERCENT OR MORE SINCE THE ORDER WAS ENTERED, LAST MODIFIED, OR ADJUSTED; HOWEVER, IF THE PARTIES HAVE SPECIFICALLY OPTED OUT OF SUBPARAGRAPH (II) OR (III) OF THIS PARAGRAPH IN A VALIDLY EXECUTED AGREEMENT OR STIPULATION, THEN THAT BASIS TO SEEK MODIFICATION DOES NOT APPLY.