

ORDER OF ARREARAGE/CONTEMPT NON-PAYMENT OF SUPPORT

IN THE _____ COURT OF _____ COUNTY, ALABAMA
(Circuit or District) (Name of County)
_____ v. _____
(Plaintiff) (Defendant)

This case, coming to be heard on _____ (date), was submitted upon the Contempt Petition for Non-Payment of Support concerning why the above-named Defendant should not be held in civil criminal contempt for failure to pay support as previously ordered. The Plaintiff or Defendant was present and was advised as to the nature of these proceedings and of the possible punishment(s) should he or she be found in civil criminal contempt of court. Sworn testimony was taken and the Court considered the evidence admitted AND/OR any agreements of the parties. This Court hereby finds as follows, (Check which boxes are applicable):

1. The Plaintiff or Defendant was ordered by the _____ Court of _____ County, Alabama on _____ (date), to pay support in specified periodic payments.
2. The Plaintiff or Defendant has failed to comply with the previous order of support and is \$ _____ in arrears together with interest thereon as of _____ (date).
3. The Plaintiff or Defendant failed to make the support payments because of his or her willful neglect and is not because of an inability to pay.
4. The Plaintiff or Defendant was ordered by the _____ Court of _____ County, Alabama on _____ (date) to provide health insurance coverage and/or cash medical support as follows: _____.
5. The Plaintiff or Defendant has failed to comply with the previous order to provide health insurance coverage and/or cash medical support.
6. The Plaintiff's or Defendant's failure to provide health insurance coverage and/or cash medical support is because of Plaintiff's or Defendant's willful neglect and is not because of an inability to prove health insurance coverage and/or cash medical support.

It is therefore **ORDERED** by this Court as follows, (Check which boxes are applicable):

1. Judgment is hereby rendered in favor of the Plaintiff or Defendant and against the Plaintiff or Defendant in the amount of \$ _____ for the support arrearage and interest determined due as of the above date.
2. The Plaintiff or Defendant Is or Is Not declared to be in civil criminal contempt of court because of his/her willful failure to [check which one is applicable]: pay support provide health insurance coverage pay cash medical support as previously ordered.
3. The Plaintiff or Defendant after being advised as to how he/she might be purged of contempt and having failed to do so and having failed to show why the sentence of law should not be imposed, is hereby ordered incarcerated in the county jail until such time as he/she is purged of contempt by the following action: _____.
4. The sentence is suspended on the following conditions:
 - The Plaintiff or Defendant must pay \$ _____ per _____ as current child support and \$ _____ per _____ toward child support arrearages and interest totaling \$ _____.
 - The Plaintiff or Defendant must pay \$ _____ per _____ as current spousal support and \$ _____ per _____ toward spousal support arrearages and interest totaling \$ _____.
 - The Plaintiff or Defendant must pay \$ _____ per _____ toward medical support arrearages totaling \$ _____.
 - The Plaintiff or Defendant must pay interest on the above arrearage totaling \$ _____.
 - The Plaintiff or Defendant must provide health insurance coverage.

**ORDER OF ARREARAGE/CONTEMPT
NON-PAYMENT OF SUPPORT**

5. These sum(s) are to be reduced to a judgment for which execution issue. Interest will accrue on the child support, medical support and spousal support arrearage until the judgment has been satisfied in full as provided in § 8-8-10, Ala.Code 1975.
6. All the above specified payments are to be begin on _____ (date), and are payable to the Alabama Child Support Payment Center at P.O. Box 244015, Montgomery, AL 36124-4015.
7. The Defendant shall notify _____ as to any change of address, change in employment, or lapses or changes in insurance coverage.
8. Costs of these proceedings are hereby taxed as follows: against Plaintiff, for which let execution issue; against Defendant, for which let execution issue; waived.
9. In cases where the support payments are ordered paid directly to the Clerk of the Court, there shall be paid an additional \$1.00 administrative fee as provided in § 12-19-26, Ala.Code 1975, with each periodic payment.
10. Other: _____

- Reference is hereby made in this Order of Arrearage/Contempt Non-Payment of Support to a separate income withholding order, the entry of which is required of this Court by law, and which is specifically incorporated herein is part of this Court's order in this case.

Date

Judge