

FORM SUMMARY

Name of Form: **Stipulation to Change:
Custody/Placement/Support/Maintenance/Arrears Payment/Balances**

Form Number: **FA-604A**

Statutory Reference: §§767.451, 767.461, 767.553, 767.59 and 767.89, Wisconsin Statutes

Benchbook Reference: FA 14

Purpose of Form: Allows parties to stipulate to certain modifications of an original family court judgment for child placement, custody and support issues.

Who Completes It: Parties who seek the change complete the form and present it to the Child Support Agency and the court.

Distribution of Form: Court, copies to each of the parties. The child support agency should also receive a copy of the order prior to filing for approval, if required.

Accompanying Forms: Generally none.

New Form/Modification: Modified; last update 11/19.

Modifications: Deleted “percentage of income standard” and replaced with “standard child support calculation”. Added language to indicate whether the current child support order deviated from either the percentage standard or the applicable child support formula. Added in Family Support section, “(applies to existing family support orders only)” and added that if one parent is awarded placement for less than 25% of the time, it is not in the child’s best interest for the following reason. Removed ability to request a new Family Support order in an existing case. 2021 WI Acts 35, 36 and 37.

Comments: This form is for use in divorce and paternity cases. The form allows the modification of child support, family support and maintenance orders as well as issues related to placement and other non-property matters.

The only way for the parties to avoid a wage assignment is for the court to make a finding of irreparable harm to the payer or because the parties have an account transfer under §767.267, Wis. Stats.

If the parties are now or have in the past been the recipients of some form of public assistance (i.e. W2, food stamps, medical assistance, child care subsidy, etc.), the local child support agency must be notified before the court signs any order affecting a child support obligation to ensure that the interests of the public are protected. Child support must "sign off" on the agreement under those circumstances in the signature block provided for that agency prior to the court signing the order. The procedures for accomplishing this would be county specific.

About this Form: This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference.

If you have additional information that does not change the meaning of the form, attach it on a separate page. The form itself shall not be altered.