STATE OF HAWAIʻI FAMILY COURT FIRST CIRCUIT	**DIVORCE DECREE** With Minor and/or Dependent Child(ren)	CASE NUMBER FC-D No. _____

Plaintiff, v. Defendant.	This document is prepared by: [ ] Attorney for [ ] Plaintiff [ ] Defendant Name Address City, State, Zip Code Telephone Number
Print Presiding Judge's Name	Date of Hearing/Review by Judge

A hearing was held before the Presiding Judge or an affidavit was submitted and the Court waived hearing on this matter. After full consideration of the evidence, the Court finds the material allegations of the Complaint for Divorce to be true. Plaintiff is entitled to a divorce from the bonds of matrimony. The Court has jurisdiction to enter this Divorce Decree.

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that:

1. Decree

A decree of divorce is granted to [ ] Plaintiff [ ] Defendant. The bonds of matrimony between Plaintiff and Defendant are hereby dissolved. The parties are restored to the status of single persons. Either party is permitted to marry after the effective date of this Divorce Decree.

2. Effective Date

This Divorce Decree is effective after it is signed and filed by the Court.

Court Use Only

CLEAR FORM

In accordance with the Americans with Disabilities Act, as amended, and other applicable state and federal laws, if you require accommodation for a disability, please contact the ADA Coordinator at the First Circuit Family Court office by telephone at 954-8200, fax 954-8308, or via email at adarequest@courts.hawaii.gov at least ten (10) days prior to your hearing or appointment date.

*Please call the Family Court Service Center at **954-8290** if you have any questions about forms or procedures.*

3. Alimony

[ ] 3A. Neither party shall be required to pay alimony to the other party.

[ ] 3B. Beginning with a first payment on the ____ day of (Month/Year) _____.

[ ] Plaintiff [ ] Defendant shall pay [ ] Plaintiff [ ] Defendant alimony of $_____ per month to be paid:

[ ] in one amount of $ _____ by the _____ day of each month.

[ ] in two equal installments of $_____ by the _____ and _____ days of each month.

Alimony shall continue for ____ months and terminate with the payment due _____. (Month/Day/Year)

Alimony shall terminate upon the death of either Plaintiff or Defendant.

Alimony [ ] shall [ ] shall not terminate upon the recipient's remarriage.

4. Child(ren)

[ ] 4A. Plaintiff and Defendant have no child(ren) together.

[ ] 4B. Plaintiff and Defendant have ____ (how many) child(ren) together who is/are under age 23 and dependent on the parties:

Name (First, Middle, Last)	Birthdate

5. Custody

5A. **Legal Custody** of the above-named minor child(ren) is

[ ] Awarded to [ ] Plaintiff [ ] Defendant [ ] Plaintiff and Defendant jointly.

[ ] Reserved for a court of competent jurisdiction.

5B. **Physical Custody** of the above-named minor child(ren) is

[ ] Awarded to:

[ ] Plaintiff [ ] Defendant with a detailed visitation/time schedule to [ ] Plaintiff [ ] Defendant as described in paragraph 6.

[ ] Plaintiff and Defendant jointly with a detailed visitation/time schedule as described in paragraph 6B.

[ ] Reserved for a court of competent jurisdiction.

6. Visitation/Time Sharing Schedule

[ ] 6A. The parties shall arrange reasonable visitation.

[ ] 6B. The visitation/time sharing schedule shall be as follows:

[ ] 6C. Supervised visitation shall be as follows:

[ ] 6D. There shall be no visitation until further order of the Family Court.

7. Unless specified in paragraph 24 of this Decree, Plaintiff and Defendant shall keep each other informed of his/her residence address and telephone number for so long as any child of the parties is a minor and for so long thereafter as there is a child support order.

8. Child Support

[ ] 8A. No child support is ordered based on the following exceptional circumstance(s):

[ ] 8B. Beginning with the first payment on the _____ day of (Month/Year _____
[ ] Plaintiff [ ] Defendant shall pay [ ] Plaintiff [ ] Defendant for the support of the following child(ren): (names) _____

_____

in the amount of $_____ per child, for a total of $_____ per month.

[ ] 8C. Child Support is reserved for a court of competent jurisdiction.

8D. Payments of child support shall continue for each child until the child attains the age of 18 years, or graduates from high school, or discontinues high school, whichever occurs last. Child support shall further continue uninterrupted (including during regular school vacation periods) until the age of 23 years as long as the child continues his/her post-high school education on a full-time basis at an accredited college or university or in a vocation or trade school.

8E. The Child Support Enforcement Agency (CSEA) is made a party for the limited purpose of child support.

9. Method of Child Support Payment (Check either 9AOR 9B.)

[ ] 9A. All payments shall be made payable to and through the Child Support Enforcement Agency (CSEA), P.O. Box 1860, Honolulu, Hawai'i, 96805-1860, and pursuant to the Order/Notice to Withhold Income for Support which shall be filed with this Divorce Decree.

[ ] 9B. Direct Payment
In all direct payment cases, either Plaintiff or Defendant may void the direct payment arrangement at any time and apply for services from the CSEA to receive payments through the agency. If the child(ren) of the parties receive(s) public assistance from the Department of Human Services (DHS), foster care payments, or Social Security or if either parent applies to the CSEA, CSEA may immediately void a direct payment arrangement by sending notice by regular mail to both parents at their known addresses as set forth in this Divorce Decree.

[ ] Child support payments shall be paid by Plaintiff directly to Defendant.

[ ] Child support payments shall be paid by Defendant directly to Plaintiff.

10. Post High School Education Support

[ ] 10A. Plaintiff shall pay ____% and Defendant shall pay ____% of the educational expenses of child(ren) for so long as the child(ren) is/are a full-time student(s) at an accredited college or university or vocational or trade school and under the age of 23.

[ ] 10B. For payment if expenses related to the child(ren) attending private school, see paragraph 23.

[X] 10C. For these purposes, educational expenses shall be defined to include tuition, fees, and the necessary books and other course materials.

[ ] 10D. Reserved for future court determination.

11. Child Health Care: For so long as Plaintiff or Defendant has an obligation to pay child support and/or educational support:

11A. [ ] Plaintiff [ ] Defendant shall maintain medical and dental insurance for the benefit of the child(ren).

11B. [ ] Plaintiff [ ] Defendant shall pay the medical and dental expenses of the child(ren) not paid by insurance up to $_____ per calendar year. Any additional medical and dental expenses not covered by insurance shall be paid ____% by Plaintiff and ____% by Defendant.

12. Life Insurance for the Benefit of Child(ren)

[ ] 12A. [ ] Plaintiff [ ] Defendant shall maintain life insurance on his/her life with a minimum death benefit of $_____ for the benefit of the child(ren) so long as there is a child support and/or educational support obligation.

[ ] 12B. If Plaintiff or Defendant dies without the required insurance, Plaintiff's or Defendant's estate shall be liable to the child(ren) to the extent that the required insurance was not maintained. Such obligation on the part of Plaintiff's or Defendant's estate shall be accorded the highest possible priority.

13. All provisions in paragraphs 3, 5, 6, 7, 8, 9, 10, 11, and 12 are subject to further order of the court.

14. Bank Savings, Checking, Credit Union Accounts and Securities (Stocks, Bonds, Mutual Funds, etc.)

[ ] 14A. There are none.

[ ] 14B. Each is awarded those titled in their name alone.

(Continues on next page.)

14. Bank Savings, Checking, Credit Union Accounts and Securities (continued)

[ ] 14C. Plaintiff is awarded:

[ ] 14D. Defendant is awarded:

15. Vehicles (Autos, Trucks, Motorcycles, Trailers, Campers, Boats, etc.)

[ ] 15A. There are none.

[ ] 15B. Each party is awarded the vehicles titled in their name alone.

[ ] 15C. Plaintiff is awarded:

[ ] 15D. Defendant is awarded:

[ ] 15E. Necessary transfer documents shall be signed no later than ten (10) days following the filing of this Divorce Decree. If either party fails to do so, the Director of Finance of the City and County of Honolulu is authorized and directed to transfer the ownership of the vehicle(s) if requested to do so.

16. Real Property

[ ] 16A. Neither party owns any interest of any kind in any real property.

[ ] 16B. The real property shall be divided as follows:

17. Life Insurance

[ ] 17A. There are none.

[ ] 17B. Each party is awarded the life insurance policy/policies now held on his/her life, together with any cash value therein and subject to any debt thereon.

[ ] 17C. The life insurance shall be divided as follows:

18. Retirement Accounts/Benefits:

[ ] 18A. There are none.

[ ] 18B. Each party shall keep their own.

[ ] 18C. The retirement accounts/benefits of the parties shall be divided as follows:

19. All Other Assets: (Personal Belongings, Furniture, Household Effects, Art, Stamps, Coins, Tools, Equipment, Jewelry, Accounts Receivable, Investment Assets, Business Assets, Cemetery Plots or Niches, Tax Refunds Due, etc.)

[ ] 19A. There are no other assets.

[ ] 19B. Each party is awarded the personal belongings and the household effects in his/her possession.

[ ] 19C. Plaintiff is awarded:

[ ] 19D. Defendant is awarded:

20. All Outstanding Debts

[ ] 20A. There are no joint debts.

[ ] 20B. Each party shall pay all of the credit card and other debt, if any, now in his/her name alone.

(Continued on next page.)

20. All Outstanding Debts (continued)

[ ] 20C. Plaintiff shall pay:

[ ] 20D. Defendant shall pay:

21. Name Change

[ ] 21A. Plaintiff shall resume the use of his/her

[ ] middle and last name used prior to the marriage [HRS § 574-5(2)(B)]

[ ] middle and last name used prior to the civil union [HRS § 574-5(2)(B)]

and shall be known hereafter as: (First, Middle, and Last Name)

_____

_____

21. Name Change (continued)

[ ] 21B. Defendant shall resume the use of his/her

[ ] middle and last name used prior to the marriage [HRS § 574-5(2)(B)]

[ ] middle and last name used prior to the civil union [HRS § 574-5(2)(B)]

and shall be known hereafter as: (First, Middle, and Last Name)

_____

_____

[ ] **22. Supplemental Order.** There is a supplemental order filed concurrently with this Divorce Decree.

[ ] **23. Other:**

[ ] **24. Failure of Party to Perform:** If either party fails to execute any document in compliance with this Decree, the other party may submit a motion to the Court, requesting that the Court appoint the Chief Clerk of the Court to execute said document on behalf of the non-compliant party. Said motion may be done without

further notice to the non-compliant party. Such execution by the Chief Clerk shall have the same effect as if executed by the non-compliant party.

25. The Automatic Restraining shall be vacated upon the entry of this Divorce Decree pursuant to Act 213 of the 2018 Legislative Session.

Date	Judge's Signature
Kapolei, Hawaiʻi	Print Judge's Name:

APPROVED AS TO FORM AND CONTENT:

X _____
Signature of Plaintiff

Date Plaintiff Signed Decree: _____

Social Security No.: XXX-XX-_____

Address: _____

_____

_____

Employer's Name and Address:

_____

_____

_____

_____

X _____
Signature of Defendant

Date Defendant Signed Decree: _____

Social Security No.: XXX-XX-_____

Address: _____

_____

_____

Employer's Name and Address:

_____

_____

_____

_____

APPROVED AS TO FORM:

X _____
Signature of Attorney for Plaintiff

Print Attorney's Name: _____

X _____
Signature of Attorney for Defendant

Print Attorney's Name: _____