

MAINE JUDICIAL BRANCH

Plaintiff/Petitioner

DISTRICT COURT

Location (Town): _____

V.

Docket No.: _____

Defendant/Respondent

PLEASE NOTE:

- Look at the order you are requesting to register to determine whether you are the plaintiff/petitioner or defendant/respondent. You will be the same party in Maine for purposes of registering your order.
- If your order also has child custody provisions that you want to enforce or modify, please make sure to also complete FM-283, *Affidavit and Request to Register a Foreign Child Custody Order Under UCCJA*.

**AFFIDAVIT AND REQUEST TO REGISTER A FOREIGN SUPPORT ORDER
UNDER THE UNIFORM INTERSTATE FAMILY SUPPORT ACT (UIFSA)**

19-A M.R.S. §§ 2801-3401

I am the plaintiff/petitioner defendant/respondent in a case from (*name the state or foreign country*):

PLEASE NOTE: If you wish to keep your address confidential, you may complete an Affidavit for Confidential Address (FM-057) and write "confidential" in the space for your address provided below. This form is available at the clerk's office or at www.courts.maine.gov.

Address of plaintiff/petitioner:

Mailing Address: _____

Physical Address: _____
(if different) _____

Address of defendant/respondent:

Mailing Address: _____

Physical Address: _____
(if different) _____

I. ATTACHMENT OF FOREIGN SUPPORT ORDER (*please check the box to certify you have attached the required documents*):

Two copies, including one certified copy, of the foreign support order to be registered, including any modification of the order (as well as an English translation by a certified translator if the foreign order was issued in a language other than English). I certify that the attached foreign support order is in full force and effect in that state/country and, to the best of my knowledge and belief, the order has not been modified, vacated, or stayed. I further certify that the court that issued the attached order had jurisdiction to do so.

ADA Notice: The Maine Judicial Branch complies with the Americans with Disabilities Act (ADA). If you need a reasonable accommodation, contact the Court Access Coordinator, accessibility@courts.maine.gov, or a court clerk.

Language Services: For language assistance and interpreters, contact a court clerk or interpreters@courts.maine.gov.

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II. ADDITIONAL REQUIREMENTS IF REGISTRATION IS FOR SUPPORT ORDER OF A HAGUE CONVENTION FOREIGN COUNTRY

PLEASE NOTE: To find out if the issuing country is a member of the Hague Convention on the International Recovery of Child Support and Other Forms of Family Maintenance (Hague Convention), please use the following link: <https://www.hcch.net/en/instruments/conventions/status-table/?cid=131>.

The order I am requesting be registered in the State of Maine:

- A. Was **NOT** issued by a Hague Convention foreign country; or
- B. Was issued by a Hague Convention foreign country. The non-registering party resides does not reside in the United States.

1. *If the order was issued by a Hague Convention foreign country, please check each box to certify you have attached the following required documents:*

- A complete text of the support order, or an abstract or extract of the support order drawn up by the issuing foreign tribunal, which may be in the form recommended by the Hague Convention on Private International Law;
- A record stating that the support order is enforceable in the issuing country;
- If the respondent did not appear and was not represented in the proceedings in the issuing country, a record attesting, as appropriate, either that the respondent had proper notice of the proceedings and an opportunity to be heard, or that the respondent had proper notice of the support order and an opportunity to challenge or appeal it on fact or law before a tribunal;
- A record showing the amount of arrears, if any, and the date the amount was calculated;
- A record showing a requirement for automatic adjustment of the amount of support, if any, and the information necessary to make the appropriate calculations; and
- If necessary, a record showing the extent to which the applicant received free legal assistance in the issuing country.

III. ARREARAGES.

The obligor (person who is obligated to pay support) has arrearages (unpaid support) in the amount of: \$_____.

IV. INFORMATION REGARDING OBLIGOR (PERSON WHO IS OBLIGATED TO PAY SUPPORT)

- A. Social Security Number: I know the obligor's social security number. **Complete and attach the UIFSA Social Security Number Confidential Disclosure Form (FM-285); or**
 I do not know the obligor's social security number.

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B. Employer Name: _____

C. Employer Address: _____

D. Any other source of income: _____

E. Obligor’s property (provide a description and location of the obligor’s property in Maine, except property exempt from seizure from creditors):

Property description

Location of property

V. PURPOSE OF REGISTRATION.

I request that the order be registered in the State of Maine under the Uniform Interstate Family Support Act (UIFSA) for the purposes of:

A. Registration only

B. Enforcement

of child support (If this is the only box you check as the purpose of registration, the court will forward this request to the Department of Health and Human Services, Division of Support Enforcement & Recovery (DSER) for enforcement services. If this is not the only box you check as the purpose of registration, complete and serve form FM-070, Motion to Enforce.)

of spousal support (complete and serve form FM-068, Motion for Contempt)

C. Contempt (complete and serve form FM-068, Motion for Contempt)

D. Modification (modification is an option for child support **only**; modification of foreign spousal support order is **not** an option under UIFSA) (complete and serve form FM-062, Motion Modify). **If you checked this option, please complete section VI below.**

VI. AUTHORITY TO MODIFY FOREIGN CHILD SUPPORT ORDER (Complete this section only if you selected “Modification” as the purpose of registration above).

Maine has authority to modify the foreign child support order as indicated below (select the reason(s) below that apply).

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A. **CHILD SUPPORT ORDER OF ANOTHER STATE:**

1. **All Parties Reside in Maine.** All of the parties who are individuals reside in Maine and the child(ren) do not reside in the state that issued the child support order (*see* 19-A M.R.S. § 3255(1)); **or**
2. **Not All Parties Reside in Maine.** (*You must select one of the following.*)
 - a. 1) Neither the child(ren), nor the obligee (the person to whom support is paid) who is an individual, nor the obligor resides in the state that issued the child support order (*see* 19-A M.R.S. § 3253(1)(A)); 2) a petitioner who is a nonresident of Maine is seeking modification of the child support order; and 3) the respondent is subject to the personal jurisdiction of the Maine court; **or**
 - b. All of the parties who are individuals have filed consents in the court that issued the child support order for a Maine court to modify the child support order and to assume continuing, exclusive jurisdiction (*see* 19-A M.R.S. § 3253(1)(B)), **and either**:
 - i. Maine is the residence of the child(ren); **or**
 - ii. A party who is an individual is subject to the personal jurisdiction of the Maine court.

→ **REQUIRED:** I certify that I have attached copies of all the consents filed by the parties in the court that issued the child support order (as well as an English translation by a certified translator if completed in a language other than English).

B. **CHILD SUPPORT ORDER OF A FOREIGN COUNTRY:**

PLEASE NOTE: The procedure to modify a child support order issued by a foreign country depends on whether the country that issued the child support order is a member of the Hague Convention. To find out if the issuing country is a Hague Convention member, please use the following link: <https://www.hcch.net/en/instruments/conventions/status-table/?cid=131>.

1. **Child Support Order was issued by a foreign country that is NOT a member of the Hague Convention (*see* 19-A M.R.S. § 3261).** The foreign country that issued the child support order refuses to exercise its jurisdiction to modify the child support order pursuant to its laws. (*Please note: if this option is selected, parties do not need to file the consents in the issuing tribunal and the party seeking modification does not need to be a resident of this state or of the foreign country.*); **or**
2. **Child Support Order was issued by a foreign country that IS a member of the Hague Convention (*see* 19-A M.R.S. § 3321).**
 - a. The obligee is not currently a resident of the foreign country that issued the child support order; **or**
 - b. The obligee is a resident of the foreign country that issued the child support order **and**

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- i. The obligee submits to the jurisdiction of Maine pursuant to 19-A M.R.S. § 3312(1)(A); or
- ii. The foreign tribunal lacks or refuses to exercise jurisdiction to modify its support order to issue a new support order.

I swear under penalty of perjury that the above statements are true and correct. I understand that these statements are made for use as evidence in court and that I am subject to prosecution for perjury punishable by up to 5 years in prison and a fine of up to \$5,000 if I give false information to the court.

Date (mm/dd/yyyy): _____



Signature of:

- plaintiff/petitioner defendant/respondent
- Assistant Attorney General, DHHS

Attorney: _____

Name: _____

Address: _____

Address is confidential (if so, leave blank below)

Address: _____

Telephone: _____

Telephone: _____

Email: _____

Email: _____

STATE OF MAINE

_____ County

Personally appeared the above-named, _____, and made oath that the foregoing statements are true under penalty of perjury.

Date (mm/dd/yyyy): _____



- Attorney at Law Notary Public Clerk

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