

STATEMENT OF OBLIGOR'S RIGHTS AND PROCEDURES REGARDING A NATIONAL MEDICAL SUPPORT NOTICE (NMSN) OR HEALTH INSURANCE ASSIGNMENT ORDER

DCSS 0361 (09/02/05)

The following Family Code (FC) sections inform you how and when to notify the county court that has your child support order if you want to exercise your right to contest or end a NMSN or other health insurance assignment order.

Under FC section 3765, you have the right to contest a NMSN or other health insurance assignment order if:

- No order to maintain health insurance has been issued;
- The amount to be withheld for premiums is more than the law allows, or is more than the court ordered amount;
- The cost of the increased health insurance premium is unreasonable;
- You are not the person who is ordered to provide health insurance;
- The child(ren) is, or will otherwise be, provided with health insurance coverage; or
- The employer's choice of coverage is not appropriate.

Under FC section 3770, you have the right to ask the court to end a NMSN or other health insurance assignment order if:

- A new order has been entered that is inconsistent with the existing NMSN or health insurance assignment order;
- Your employer has discontinued health insurance coverage once available to you;
- You believe that there is good cause to terminate the NMSN or health insurance assignment order; or
- The child(ren) for which you are ordered to provide health insurance have died or emancipated.

Under FC section 3762, "good cause" is limited to any one of the conditions listed above or a finding by the court that enforcement of the NMSN or health insurance assignment order would cause extraordinary hardship to you.

If any of the above applies to you, you must file the necessary paperwork with the county court if you want to contest or end the order. The court will provide you with a date to appear. You will be required to attend the hearing and show proof of the reason enforcement should stop. Based on the information provided to the court, the court may end the NMSN or other health insurance assignment order and/or make any other order it finds appropriate. The reasons you provide to the court may also create a change in circumstance which could result in a modification of your child support order.