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SUPERIOR COURT OF WASHINGTON
COUNTY OF SPOKANE

NO:

DECLARATION IN SUPPORT
OF REQUEST FOR POST-SECONDARY
EDUCATIONAL SUPPORT

(No Mandatory Form)

_____, declares as follows:

1. I am the Petitioner in the above entitled action. Based on the following facts and RCW 26.19.090, I ask the court to award post-secondary educational support for _____, a dependent child:

a. The child's date of birth is _____ and he/she is expected to graduate from _____ on _____.

b. The child's financial needs and/or prospects for scholarships or other financial aid are: _____

c. The expectations of the parties for the child's education when the parties were together were: _____

d. The child's prospects, desires, aptitudes, abilities or disabilities are: _____

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e. The nature of post-secondary education sought is: _____

f. The parents' level of education is: _____

g. The parents' standard of living, and current and future resources (generally) are:

h. The amount and type of support that would have been afforded if the parents had stayed together would have been: _____

2. In support of the above request, the following documentation is being provided to the Court:

- Proof of child's enrollment and academic good standing while actively pursuing a course of study in an accredited academic or vocational school (e.g. certified copy of transcript from authorized official).
- Other documentation (e.g. letter from child's academic counselor).

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

DATED at _____, Washington, this _____ day of _____, 200_____.

RCW 26.19.090

Standards for postsecondary educational support awards.

(1) The child support schedule shall be advisory and not mandatory for postsecondary educational support.

(2) When considering whether to order support for postsecondary educational expenses, the court shall determine whether the child is in fact dependent and is relying upon the parents for the reasonable necessities of life. The court shall exercise its discretion when determining whether and for how long to award postsecondary educational support based upon consideration of factors that include but are not limited to the following: Age of the child; the child's needs; the expectations of the parties for their children when the parents were together; the child's prospects, desires, aptitudes, abilities or disabilities; the nature of the postsecondary education sought; and the parents' level of education, standard of living, and current and future resources. Also to be considered are the amount and type of support that the child would have been afforded if the parents had stayed together.

(3) The child must enroll in an accredited academic or vocational school, must be actively pursuing a course of study commensurate with the child's vocational goals, and must be in good academic standing as defined by the institution. The court-ordered postsecondary educational support shall be automatically suspended during the period or periods the child fails to comply with these conditions.

(4) The child shall also make available all academic records and grades to both parents as a condition of receiving postsecondary educational support. Each parent shall have full and equal access to the postsecondary education records as provided in RCW 26.09.225.

(5) The court shall not order the payment of postsecondary educational expenses beyond the child's twenty-third birthday, except for exceptional circumstances, such as mental, physical, or emotional disabilities.

(6) The court shall direct that either or both parents' payments for postsecondary educational expenses be made directly to the educational institution if feasible. If direct payments are not feasible, then the court in its discretion may order that either or both parents' payments be made directly to the child if the child does not reside with either parent. If the child resides with one of the parents the court may direct that the parent making the support transfer payments make the payments to the child or to the parent who has been receiving the support transfer payments.

[1991 sp.s. c 28 § 7; 1990 1st ex.s. c 2 § 9.]

NOTES:

Severability—Effective date—Captions not law—1991 sp.s. c 28: See notes following RCW 26.09.100.

Effective dates—Severability—1990 1st ex.s. c 2: See notes following RCW 26.09.100.