

# Supreme Court of Florida

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No. SC06-344

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**IN RE: AMENDMENTS TO THE FLORIDA FAMILY LAW RULES OF  
PROCEDURE (OUT OF CYCLE).**

[September 28, 2006]  
**CORRECTED OPINION**

PER CURIAM.

The Family Law Rules Committee of The Florida Bar (committee) has filed an out of cycle report proposing amendments to family law forms 12.902(b) and (c) (Family Law Financial Affidavits), and 12.902(i) (Affidavit of Corroborating Witness). We have jurisdiction. See art. V, § 2(a), Fla. Const. The proposed amendments were published for comment in the March 1, 2006, edition of The Florida Bar News. No comments were received.

Upon consideration, we adopt the amendments proposed by the committee<sup>1</sup> with one modification. The committee recommends that form 12.902(i) (Affidavit of Corroborating Witness) be amended in order to reflect that the affiant has

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1. Other minor editorial changes, in addition to the amendments proposed by the committee, have also been made to the subject forms.

knowledge that a petitioner for dissolution of marriage has resided in Florida for at least six months immediately prior to the filing of the petition for dissolution of marriage, rather than, as it now states, six months prior to the date of the affidavit. However, we recognize that an affiant may not personally have knowledge of the date a petition for dissolution of marriage is filed, and we modify the committee's proposal accordingly.

Family law forms 12.902(b) and (c) (Family Law Financial Affidavits), and 12.902(i) (Affidavit of Corroborating Witness) are hereby amended as reflected in the appendix to this opinion, fully engrossed. The amendments shall become effective immediately. The forms discussed herein may be accessed and downloaded from the Florida State Courts website at [www.flcourts.org](http://www.flcourts.org).

It is so ordered.

LEWIS, C.J., and WELLS, ANSTEAD, PARIENTE, QUINCE, CANTERO, and BELL, JJ., concur.

THE FILING OF A MOTION FOR REHEARING SHALL NOT ALTER THE EFFECTIVE DATE OF THESE AMENDMENTS.

Original Proceeding – Florida Family Law Rules of Procedure

John Fraser Himes, Chair, Family Law Rules Committee, Tampa, Florida,  
Honorable John M. Alexander, Past-Chair, St. Augustine, Florida, and John F.  
Harkness, Jr., Executive Director, the Florida Bar, Tallahassee, Florida,

for Petitioner

## APPENDIX

### INSTRUCTIONS FOR FLORIDA FAMILY LAW RULES OF PROCEDURE FORM 12.902(b), FAMILY LAW FINANCIAL AFFIDAVIT (SHORT FORM)

#### When should this form be used?

This form should be used when you are involved in a family law case which requires a **financial affidavit** and your individual gross income is **UNDER \$50,000 per year**.

This form should be typed or printed in black ink. After completing this form, you should sign the form before a **notary public** or **deputy clerk**. You should **file** the original with the **clerk of the circuit court** in the county where the **petition** was filed and keep a copy for your records.

#### What should I do next?

A copy of this form must be mailed or hand delivered to the other **party** in your case, if it is not served on him or her with your initial papers. This must be accomplished within 45 days of service of the petition.

#### Where can I look for more information?

Before proceeding, you should read “**General Information for Self-Represented Litigants**” found at the beginning of these forms. The words that are in “**bold underline**” in these instructions are defined there. For further information, see rule 12.285, Florida Family Law Rules of Procedure.

#### Special notes...

If this is a domestic violence case and you want to keep your address confidential for safety reasons, do not enter the address, telephone, and fax information at the bottom of this form. Instead, file **Petitioner’s Request for Confidential Filing of Address**, Florida Supreme Court Approved Family Law Form 12.980(h).

The affidavit must be completed using **monthly** income and expense amounts. If you are paid or your bills are due on a schedule which is not monthly, you must convert those amounts. Hints are provided below for making these conversions.

<b>Hourly</b> - If you are paid by the hour, you may convert your income to monthly as follows:				
Hourly amount	x	Hours worked per week	=	Weekly amount
Weekly amount	x	52 Weeks per year	=	Yearly amount
Yearly amount	÷	12 Months per year	=	<b>Monthly Amount</b>
<b>Daily</b> - If you are paid by the day, you may convert your income to monthly as follows:				
Daily amount	x	Days worked per week	=	Weekly amount
Weekly amount	x	52 Weeks per year	=	Yearly amount
Yearly amount	÷	12 Months per year	=	<b>Monthly Amount</b>
<b>Weekly</b> - If you are paid by the week, you may convert your income to monthly as follows:				
Weekly amount	x	52 Weeks per year	=	Yearly amount
Yearly amount	÷	12 Months per year	=	<b>Monthly Amount</b>
<b>Bi-weekly</b> - If you are paid every two weeks, you may convert your income to monthly as follows:				
Bi-weekly amount	x	26	=	Yearly amount
Yearly amount	÷	12 Months per year	=	<b>Monthly Amount</b>
<b>Semi-monthly</b> - If you are paid twice per month, you may convert your income to monthly as follows:				
Semi-monthly amount	x	2	=	<b>Monthly Amount</b>

Expenses may be converted in the same manner.

Remember, a person who is NOT an attorney is called a nonlawyer. If a nonlawyer helps you fill out these forms, that person must give you a copy of a **Disclosure from Nonlawyer**, Florida Family Law Rules of Procedure Form 12.900(a), before he or she helps you. A nonlawyer helping you fill out these forms also **must** put his or her name, address, and telephone number on the bottom of the last page of every form he or she helps you complete.

IN THE CIRCUIT COURT OF THE \_\_\_\_\_ JUDICIAL CIRCUIT,  
IN AND FOR \_\_\_\_\_ COUNTY, FLORIDA

Case No.: \_\_\_\_\_

Division: \_\_\_\_\_

\_\_\_\_\_,  
Petitioner,

and

\_\_\_\_\_,  
Respondent.

**FAMILY LAW FINANCIAL AFFIDAVIT (SHORT FORM)**

(Under \$50,000 Individual Gross Annual Income)

I, {full legal name} \_\_\_\_\_, being sworn, certify that the following information is true:

My Occupation: \_\_\_\_\_ Employed by: \_\_\_\_\_

Business Address: \_\_\_\_\_

Pay rate: \$ \_\_\_\_\_ ( ) every week ( ) every other week ( ) twice a month ( ) monthly ( ) other: \_\_\_\_\_

Check here if unemployed and explain on a separate sheet your efforts to find employment.

**SECTION I. PRESENT MONTHLY GROSS INCOME:**

**All amounts must be MONTHLY.** See the instructions with this form to figure out money amounts for anything that is NOT paid monthly. Attach more paper, if needed. Items included under "other" should be listed separately with separate dollar amounts.

- |  |               |             |
|--|---------------|-------------|
| 1. Monthly gross salary or wages   |               | 1. \$ _____ |
| 2. Monthly bonuses, commissions, allowances, overtime, tips, and similar payments  |               | 2. _____    |
| 3. Monthly business income from sources such as self-employment, partnerships, close corporations, and/or independent contracts (gross receipts minus ordinary and necessary expenses required to produce income) ( <input type="checkbox"/> Attach sheet itemizing such income and expenses.) |               | _____       |
| 4. Monthly disability benefits/SSI   |               | 3. _____    |
| 5. Monthly Workers' Compensation   |               | 4. _____    |
| 6. Monthly Unemployment Compensation   |               | 5. _____    |
| 7. Monthly pension, retirement, or annuity payments  |               | 6. _____    |
| 8. Monthly Social Security benefits  |               | 7. _____    |
| 9. Monthly alimony actually received   |               | 8. _____    |
| 9a. From this case: \$ _____   |               |             |
| 9b. From other case(s): _____  | Add 9a and 9b | 9. _____    |
| 10. Monthly interest and dividends   |               | 10. _____   |
| 11. Monthly rental income (gross receipts minus ordinary and necessary expenses required to produce income) ( <input type="checkbox"/> Attach sheet itemizing such income and expense items.)  |               | 11. _____   |
| 12. Monthly income from royalties, trusts, or estates  |               | 12. _____   |
| 13. Monthly reimbursed expenses and in-kind payments to the extent that they reduce personal living expenses   |               | 13. _____   |
| 14. Monthly gains derived from dealing in property (not including nonrecurring gains)  |               | 14. _____   |
| 15. Any other income of a recurring nature (list source) _____   |               | 15. _____   |
| 16. _____  |               | 16. _____   |

**17. PRESENT MONTHLY GROSS INCOME (Add lines 1-16) TOTAL: 17. \$ \_\_\_\_\_**

**PRESENT MONTHLY DEDUCTIONS:**

- 18. Monthly federal, state, and local income tax (corrected for filing status and allowable dependents and income tax liabilities)
  - a. Filing Status \_\_\_\_\_
  - b. Number of dependents claimed \_\_\_\_\_ 18. \$ \_\_\_\_\_
- 19. Monthly FICA or self-employment taxes 19. \_\_\_\_\_
- 20. Monthly Medicare payments 20. \_\_\_\_\_
- 21. Monthly mandatory union dues 21. \_\_\_\_\_
- 22. Monthly mandatory retirement payments 22. \_\_\_\_\_
- 23. Monthly health insurance payments (including dental insurance), excluding portion paid for any minor children of this relationship 23. \_\_\_\_\_
- 24. Monthly court-ordered child support actually paid for children from another relationship 24. \_\_\_\_\_
- 25. Monthly court-ordered alimony actually paid
  - 25a. from this case: \$ \_\_\_\_\_
  - 25b. from other case(s): \_\_\_\_\_ Add 25a and 25b 25. \_\_\_\_\_

**26. TOTAL DEDUCTIONS ALLOWABLE UNDER SECTION 61.30, FLORIDA STATUTES (Add lines 18 through 25) TOTAL: 26. \$ \_\_\_\_\_**

**PRESENT NET MONTHLY INCOME (Subtract line 26 from line 17) 27. \$ \_\_\_\_\_**

**SECTION II. AVERAGE MONTHLY EXPENSES**

**A. HOUSEHOLD:**

- Mortgage or rent \$ \_\_\_\_\_
- Property taxes \$ \_\_\_\_\_
- Utilities \$ \_\_\_\_\_
- Telephone \$ \_\_\_\_\_
- Food \$ \_\_\_\_\_
- Meals outside home \$ \_\_\_\_\_
- Maintenance/Repairs \$ \_\_\_\_\_
- Other: \_\_\_\_\_ \$ \_\_\_\_\_

**B. AUTOMOBILE**

- Gasoline \$ \_\_\_\_\_
- Repairs \$ \_\_\_\_\_
- Insurance \$ \_\_\_\_\_

**C. CHILD(REN)'S EXPENSES**

- Day care \$ \_\_\_\_\_
- Lunch money \$ \_\_\_\_\_
- Clothing \$ \_\_\_\_\_
- Grooming \$ \_\_\_\_\_
- Gifts for holidays \$ \_\_\_\_\_
- Medical/Dental (uninsured) \$ \_\_\_\_\_
- Other: \_\_\_\_\_ \$ \_\_\_\_\_

**D. INSURANCE**

- Medical/Dental \$ \_\_\_\_\_
- Child(ren)'s medical/dental \$ \_\_\_\_\_
- Life \$ \_\_\_\_\_
- Other: \_\_\_\_\_ \$ \_\_\_\_\_

**E. OTHER EXPENSES NOT LISTED ABOVE**

- Clothing \$ \_\_\_\_\_
- Medical/Dental (uninsured) \$ \_\_\_\_\_
- Grooming \$ \_\_\_\_\_
- Entertainment \$ \_\_\_\_\_
- Gifts \$ \_\_\_\_\_
- Religious organizations \$ \_\_\_\_\_
- Miscellaneous \$ \_\_\_\_\_
- Other: \_\_\_\_\_ \$ \_\_\_\_\_
- \_\_\_\_\_ \$ \_\_\_\_\_
- \_\_\_\_\_ \$ \_\_\_\_\_
- \_\_\_\_\_ \$ \_\_\_\_\_
- \_\_\_\_\_ \$ \_\_\_\_\_
- \_\_\_\_\_ \$ \_\_\_\_\_

**F. PAYMENTS TO CREDITORS**

CREDITOR:	MONTHLY PAYMENT
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____

**28. TOTAL MONTHLY EXPENSES (add ALL monthly amounts in A through F above) 28. \$ \_\_\_\_\_**

**SUMMARY**

**29. TOTAL PRESENT MONTHLY NET INCOME**

(from line 27 of SECTION I. INCOME)

**29. \$ \_\_\_\_\_**

**30. TOTAL MONTHLY EXPENSES** (from line 28 above)

**30. \$ \_\_\_\_\_**

**31. SURPLUS** (If line 29 is more than line 30, subtract line 30 from line 29.

This is the amount of your surplus. Enter that amount here.)

**31. \$ \_\_\_\_\_**

**32. (DEFICIT)** (If line 30 is more than line 29, subtract line 29 from line 30.

This is the amount of your deficit. Enter that amount here.)

**32. (\$ \_\_\_\_\_)**

**SECTION III. ASSETS AND LIABILITIES**

Use the nonmarital column only if this is a petition for dissolution of marriage and you believe an item is “nonmarital,” meaning it belongs to only one of you and should not be divided. You should indicate to whom you believe the item(s) or debt belongs. (Typically, you will only use this column if property/debt was owned/owed by one spouse before the marriage. See the “General Information for Self-Represented Litigants” found at the beginning of these forms and section 61.075(1), Florida Statutes, for definitions of “marital” and “nonmarital” assets and liabilities.)

**A. ASSETS:**

DESCRIPTION OF ITEM(S). List a description of each separate item owned by you (and/or your spouse, if this is a petition for dissolution of marriage). DO NOT LIST ACCOUNT NUMBERS. √ the box next to any asset(s) which you are requesting the judge award to you.	Current Fair Market Value	Nonmarital (√ correct column)	
		husband	wife
<input type="checkbox"/> Cash (on hand)	\$		
<input type="checkbox"/> Cash (in banks or credit unions)			
<input type="checkbox"/> Stocks, Bonds, Notes			
<input type="checkbox"/> Real estate: (Home)			
<input type="checkbox"/> (Other)			
<input type="checkbox"/> Automobiles			
<input type="checkbox"/> Other personal property			
<input type="checkbox"/> Retirement plans (Profit Sharing, Pension, IRA, 401(k)s, etc.)			
<input type="checkbox"/> Other			
<input type="checkbox"/>			
<input type="checkbox"/> √ here if additional pages are attached.			
<b>Total Assets</b> (add next column)	<b>\$ _____</b>		

**B. LIABILITIES:**

DESCRIPTION OF ITEM(S). List a description of each separate debt owed by you (and/or your spouse, if this is a petition for dissolution of marriage). DO NOT LIST ACCOUNT NUMBERS. ✓ the box next to any debt(s) for which you believe you should be responsible.	Current Amount Owed	Nonmarital (✓ correct column)	
		husband	wife
<input type="checkbox"/> Mortgages on real estate: First mortgage on home	\$		
<input type="checkbox"/> Second mortgage on home			
<input type="checkbox"/> Other mortgages			
<input type="checkbox"/>			
<input type="checkbox"/> Auto loans			
<input type="checkbox"/>			
<input type="checkbox"/> Charge/credit card accounts			
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/> Other			
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/> ✓ here if additional pages are attached.			
<b>Total Debts</b> (add next column)	<b>\$</b> _____		

**C. CONTINGENT ASSETS AND LIABILITIES:**

INSTRUCTIONS: If you have any **POSSIBLE assets** (income potential, accrued vacation or sick leave, bonus, inheritance, etc.) or **POSSIBLE liabilities** (possible lawsuits, future unpaid taxes, contingent tax liabilities, debts assumed by another), you must list them here.

Contingent Assets ✓ the box next to any contingent asset(s) which you are requesting the judge award to you.	Possible Value	Nonmarital (✓ correct column)	
		husband	wife
<input type="checkbox"/>	\$		
<input type="checkbox"/>			
<b>Total Contingent Assets</b>	<b>\$</b> _____		

Contingent Liabilities ✓ the box next to any contingent debt(s) for which you believe you should be responsible.	Possible Amount Owed	Nonmarital (✓ correct column)	
		husband	wife
<input type="checkbox"/>	\$		
<input type="checkbox"/>			
<b>Total Contingent Liabilities</b>	<b>\$</b> _____		

**SECTION IV. CHILD SUPPORT GUIDELINES WORKSHEET**

(Florida Family Law Rules of Procedure Form 12.902(e), Child Support Guidelines Worksheet, MUST be filed with the court at or prior to a hearing to establish or modify child support. This requirement cannot be waived by the parties.)

[  one only]

\_\_\_ **A Child Support Guidelines Worksheet IS or WILL BE filed in this case.** This case involves the establishment or modification of child support.

\_\_\_ **A Child Support Guidelines Worksheet IS NOT being filed in this case.** The establishment or modification of child support is not an issue in this case.

I certify that a copy of this document was [  one only] ( ) mailed ( ) faxed and mailed ( ) hand delivered to the person(s) listed below on {date} \_\_\_\_\_.

**Other party or his/her attorney:**

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Fax Number: \_\_\_\_\_

**I understand that I am swearing or affirming under oath to the truthfulness of the claims made in this affidavit and that the punishment for knowingly making a false statement includes fines and/or imprisonment.**

Dated: \_\_\_\_\_

\_\_\_\_\_  
Signature of Party

Printed Name: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Fax Number: \_\_\_\_\_

STATE OF FLORIDA  
COUNTY OF \_\_\_\_\_

Sworn to or affirmed and signed before me on \_\_\_\_\_ by \_\_\_\_\_.

\_\_\_\_\_  
NOTARY PUBLIC or DEPUTY CLERK

\_\_\_\_\_  
[Print, type, or stamp commissioned name of notary or deputy clerk.]

- \_\_\_ Personally known
- \_\_\_ Produced identification
- \_\_\_ Type of identification produced \_\_\_\_\_

**IF A NONLAWYER HELPED YOU FILL OUT THIS FORM, HE/SHE MUST FILL IN THE BLANKS BELOW:** [fill in all blanks]

I, {full legal name and trade name of nonlawyer} \_\_\_\_\_,  
a nonlawyer, located at {street} \_\_\_\_\_, {city} \_\_\_\_\_,  
{state} \_\_\_\_\_, {phone} \_\_\_\_\_, helped {name} \_\_\_\_\_  
who is the [  one only] \_\_\_ petitioner or \_\_\_ respondent, fill out this form.

INSTRUCTIONS FOR FLORIDA FAMILY LAW RULE OF PROCEDURE FORM 12.902(c),  
FAMILY LAW FINANCIAL AFFIDAVIT

**When should this form be used?**

This form should be used when you are involved in a family law case which requires a **financial affidavit** and your individual gross income is \$50,000 OR MORE per year.

This form should be typed or printed in black ink. After completing this form, you should sign the form before a **notary public** or **deputy clerk**. You should then **file** the original with the **clerk of the circuit court** in the county where the **petition** was filed and keep a copy for your records.

**What should I do next?**

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**Where can I look for more information?**

**Before proceeding, you should read “General Information for Self-Represented Litigants” found at the beginning of these forms.** The words that are in “**bold underline**” in these instructions are defined there. For further information, see rule 12.285, Florida Family Law Rules of Procedure.

**Special notes...**

If this is a domestic violence case and you want to keep your address confidential for safety reasons, do not enter the address, telephone, and fax information at the bottom of this form. Instead, file **Petitioner’s Request for Confidential Filing of Address**, Florida Supreme Court Approved Family Law Form 12.980(h).

The affidavit must be completed using **monthly** income and expense amounts. If you are paid or your bills are due on a schedule which is not monthly, you must convert those amounts. Hints are provided below for making these conversions.

<b>Hourly</b> - If you are paid by the hour, you may convert your income to monthly as follows:				
Hourly amount	x	Hours worked per week	=	Weekly amount
Weekly amount	x	52 Weeks per year	=	Yearly amount
Yearly amount	÷	12 Months per year	=	<b>Monthly Amount</b>
<b>Daily</b> - If you are paid by the day, you may convert your income to monthly as follows:				
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<b>Weekly</b> - If you are paid by the week, you may convert your income to monthly as follows:				
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<b>Bi-weekly</b> - If you are paid every two weeks, you may convert your income to monthly as follows:				
Bi-weekly amount	x	26	=	Yearly amount
Yearly amount	÷	12 Months per year	=	<b>Monthly Amount</b>
<b>Semi-monthly</b> - If you are paid twice per month, you may convert your income to monthly as follows:				
Semi-monthly amount	x	2	=	<b>Monthly Amount</b>

Expenses may be converted in the same manner.

Remember, a person who is NOT an attorney is called a nonlawyer. If a nonlawyer helps you fill out these forms, that person must give you a copy of a **Disclosure from Nonlawyer**, Florida Family Law Rules of Procedure Form 12.900(a), before he or she helps you. A nonlawyer helping you fill out these forms also **must** put his or her name, address, and telephone number on the bottom of the last page of every form he or she helps you complete.

IN THE CIRCUIT COURT OF THE \_\_\_\_\_ JUDICIAL CIRCUIT,  
IN AND FOR \_\_\_\_\_ COUNTY, FLORIDA

Case No.: \_\_\_\_\_

Division: \_\_\_\_\_

\_\_\_\_\_  
Petitioner,

and

\_\_\_\_\_  
Respondent.

**FAMILY LAW FINANCIAL AFFIDAVIT**

(\$50,000 or more Individual Gross Annual Income)

I, *{full legal name}* \_\_\_\_\_, being  
sworn, certify that the following information is true:

**SECTION I. INCOME**

1. Date of Birth: \_\_\_\_\_

2. My occupation is: \_\_\_\_\_

3. I am currently

[  all that apply]

a. Unemployed

Describe your efforts to find employment, how soon you expect to be employed, and the pay you expect to receive: \_\_\_\_\_

b. Employed by: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip code: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Pay rate: \$ \_\_\_\_\_ ( ) every week ( ) every other week ( ) twice a month

( ) monthly ( ) other: \_\_\_\_\_

If you are expecting to become unemployed or change jobs soon, describe the change you expect and why and how it will affect your income: \_\_\_\_\_

Check here if you currently have more than one job. List the information above for the second job(s) on a separate sheet and attach it to this affidavit.

c. Retired. Date of retirement: \_\_\_\_\_

Employer from whom retired: \_\_\_\_\_



**PRESENT MONTHLY DEDUCTIONS:**

All amounts must be MONTHLY. See the instructions with this form to figure out money amounts for anything that is NOT paid monthly.

- 18. Monthly federal, state, and local income tax (corrected for filing status and allowable dependents and income tax liabilities)
  - a. Filing Status \_\_\_\_\_
  - b. Number of dependents claimed \_\_\_\_\_
- 18. \$ \_\_\_\_\_
- 19. Monthly FICA or self-employment taxes \_\_\_\_\_
- 20. Monthly Medicare payments \_\_\_\_\_
- 21. Monthly mandatory union dues \_\_\_\_\_
- 22. Monthly mandatory retirement payments \_\_\_\_\_
- 23. Monthly health insurance payments (including dental insurance), excluding portion paid for any minor children of this relationship \_\_\_\_\_
- 24. Monthly court-ordered child support actually paid for children from another relationship \_\_\_\_\_
- 25. Monthly court-ordered alimony actually paid
  - 25a. from this case: \$ \_\_\_\_\_
  - 25b. from other case(s): \_\_\_\_\_ Add 25a and 25b
- 25. \_\_\_\_\_

**26. TOTAL DEDUCTIONS ALLOWABLE UNDER SECTION 61.30, FLORIDA STATUTES** (Add lines 18 through 25) **TOTAL: 26. \$ \_\_\_\_\_**

**27. PRESENT NET MONTHLY INCOME** (Subtract line 26 from line 17) **27. \$ \_\_\_\_\_**

**SECTION II. AVERAGE MONTHLY EXPENSES**

**Proposed/Estimated Expenses.** If this is a dissolution of marriage case **and** your expenses as listed below do not reflect what you actually pay currently, you should write “estimate” next to each amount that is estimated.

**HOUSEHOLD:**

- 1. Monthly mortgage or rent payments 1. \$ \_\_\_\_\_
- 2. Monthly property taxes (if not included in mortgage) 2. \_\_\_\_\_
- 3. Monthly insurance on residence (if not included in mortgage) 3. \_\_\_\_\_
- 4. Monthly condominium maintenance fees and homeowner’s association fees 4. \_\_\_\_\_
- 5. Monthly electricity 5. \_\_\_\_\_
- 6. Monthly water, garbage, and sewer 6. \_\_\_\_\_
- 7. Monthly telephone 7. \_\_\_\_\_
- 8. Monthly fuel oil or natural gas 8. \_\_\_\_\_
- 9. Monthly repairs and maintenance 9. \_\_\_\_\_
- 10. Monthly lawn care 10. \_\_\_\_\_
- 11. Monthly pool maintenance 11. \_\_\_\_\_
- 12. Monthly pest control 12. \_\_\_\_\_
- 13. Monthly misc. household 13. \_\_\_\_\_
- 14. Monthly food and home supplies 14. \_\_\_\_\_
- 15. Monthly meals outside home 15. \_\_\_\_\_
- 16. Monthly cable t.v. 16. \_\_\_\_\_
- 17. Monthly alarm service contract 17. \_\_\_\_\_
- 18. Monthly service contracts on appliances 18. \_\_\_\_\_

- 19. Monthly maid service 19. \_\_\_\_\_
- Other:
- 20. \_\_\_\_\_ 20. \_\_\_\_\_
- 21. \_\_\_\_\_ 21. \_\_\_\_\_
- 22. \_\_\_\_\_ 22. \_\_\_\_\_
- 23. \_\_\_\_\_ 23. \_\_\_\_\_
- 24. \_\_\_\_\_ 24. \_\_\_\_\_

**25. SUBTOTAL (add lines 1 through 24) 25. \$ \_\_\_\_\_**

**AUTOMOBILE:**

- 26. Monthly gasoline and oil 26. \$ \_\_\_\_\_
- 27. Monthly repairs 27. \_\_\_\_\_
- 28. Monthly auto tags and emission testing 28. \_\_\_\_\_
- 29. Monthly insurance 29. \_\_\_\_\_
- 30. Monthly payments (lease or financing) 30. \_\_\_\_\_
- 31. Monthly rental/replacements 31. \_\_\_\_\_
- 32. Monthly alternative transportation (bus, rail, car pool, etc.) 32. \_\_\_\_\_
- 33. Monthly tolls and parking 33. \_\_\_\_\_
- 34. Other: \_\_\_\_\_ 34. \_\_\_\_\_

**35. SUBTOTAL (add lines 26 through 34) 35. \$ \_\_\_\_\_**

**MONTHLY EXPENSES FOR CHILDREN COMMON TO BOTH PARTIES:**

- 36. Monthly nursery, babysitting, or day care 36. \$ \_\_\_\_\_
- 37. Monthly school tuition 37. \_\_\_\_\_
- 38. Monthly school supplies, books, and fees 38. \_\_\_\_\_
- 39. Monthly after school activities 39. \_\_\_\_\_
- 40. Monthly lunch money 40. \_\_\_\_\_
- 41. Monthly private lessons or tutoring 41. \_\_\_\_\_
- 42. Monthly allowances 42. \_\_\_\_\_
- 43. Monthly clothing and uniforms 43. \_\_\_\_\_
- 44. Monthly entertainment (movies, parties, etc.) 44. \_\_\_\_\_
- 45. Monthly health insurance 45. \_\_\_\_\_
- 46. Monthly medical, dental, prescriptions (nonreimbursed only) 46. \_\_\_\_\_
- 47. Monthly psychiatric/psychological/counselor 47. \_\_\_\_\_
- 48. Monthly orthodontic 48. \_\_\_\_\_
- 49. Monthly vitamins 49. \_\_\_\_\_
- 50. Monthly beauty parlor/barber shop 50. \_\_\_\_\_
- 51. Monthly nonprescription medication 51. \_\_\_\_\_
- 52. Monthly cosmetics, toiletries, and sundries 52. \_\_\_\_\_
- 53. Monthly gifts from child(ren) to others (other children, relatives, teachers, etc.) 53. \_\_\_\_\_
- 54. Monthly camp or summer activities 54. \_\_\_\_\_
- 55. Monthly clubs (Boy/Girl Scouts, etc.) 55. \_\_\_\_\_
- 56. Monthly access expenses (for nonresidential parent) 56. \_\_\_\_\_
- 57. Monthly miscellaneous 57. \_\_\_\_\_

**58. SUBTOTAL (add lines 36 through 57) 58. \$ \_\_\_\_\_**

**MONTHLY EXPENSES FOR CHILD(REN) FROM ANOTHER RELATIONSHIP:** (other than court-ordered child support)

59. \_\_\_\_\_ 59. \$ \_\_\_\_\_  
60. \_\_\_\_\_ 60. \_\_\_\_\_  
61. \_\_\_\_\_ 61. \_\_\_\_\_  
62. \_\_\_\_\_ 62. \_\_\_\_\_  
**63. SUBTOTAL** (add lines 59 through 62) **63. \$** \_\_\_\_\_

**MONTHLY INSURANCE:**

64. Health insurance, excluding portion paid for any minor child(ren) of this relationship 64. \$ \_\_\_\_\_  
65. Life insurance 65. \_\_\_\_\_  
66. Dental insurance 66. \_\_\_\_\_  
Other:  
67. \_\_\_\_\_ 67. \_\_\_\_\_  
68. \_\_\_\_\_ 68. \_\_\_\_\_  
**69. SUBTOTAL** (add lines 64 through 68) **69. \$** \_\_\_\_\_

**OTHER MONTHLY EXPENSES NOT LISTED ABOVE:**

70. Monthly dry cleaning and laundry 70. \$ \_\_\_\_\_  
71. Monthly clothing 71. \_\_\_\_\_  
72. Monthly medical, dental, and prescription (unreimbursed only) 72. \_\_\_\_\_  
73. Monthly psychiatric, psychological, or counselor (unreimbursed only) 73. \_\_\_\_\_  
74. Monthly non-prescription medications, cosmetics, toiletries, and sundries 74. \_\_\_\_\_  
75. Monthly grooming 75. \_\_\_\_\_  
76. Monthly gifts 76. \_\_\_\_\_  
77. Monthly pet expenses 77. \_\_\_\_\_  
78. Monthly club dues and membership 78. \_\_\_\_\_  
79. Monthly sports and hobbies 79. \_\_\_\_\_  
80. Monthly entertainment 80. \_\_\_\_\_  
81. Monthly periodicals/books/tapes/CDs 81. \_\_\_\_\_  
82. Monthly vacations 82. \_\_\_\_\_  
83. Monthly religious organizations 83. \_\_\_\_\_  
84. Monthly bank charges/credit card fees 84. \_\_\_\_\_  
85. Monthly education expenses 85. \_\_\_\_\_  
Other: (include any usual and customary expenses not otherwise mentioned in the items listed above)  
86. \_\_\_\_\_ 86. \_\_\_\_\_  
87. \_\_\_\_\_ 87. \_\_\_\_\_  
88. \_\_\_\_\_ 88. \_\_\_\_\_  
89. \_\_\_\_\_ 89. \_\_\_\_\_  
**90. SUBTOTAL** (add lines 70 through 89) **90. \$** \_\_\_\_\_

**MONTHLY PAYMENTS TO CREDITORS:** (only when payments are currently made by you on outstanding balances)

NAME OF CREDITOR(s):

91.	_____	91.	\$ _____
92.	_____	92.	_____
93.	_____	93.	_____
94.	_____	94.	_____
95.	_____	95.	_____
96.	_____	96.	_____
97.	_____	97.	_____
98.	_____	98.	_____
99.	_____	99.	_____
100.	_____	100.	_____
101.	_____	101.	_____
102.	_____	102.	_____
103.	_____	103.	_____

**104.** **SUBTOTAL** (add lines 91 through 103) **104.** \$ \_\_\_\_\_

**105. TOTAL MONTHLY EXPENSES:**  
(add lines 25, 35, 58, 63, 69, 90, and 104 of Section II, Expenses) **105.** \$ \_\_\_\_\_

**SUMMARY**

**106. TOTAL PRESENT MONTHLY NET INCOME**  
(from line 27 of SECTION I. INCOME) **106.** \$ \_\_\_\_\_

**107. TOTAL MONTHLY EXPENSES** (from line 105 above) **107.** \$ \_\_\_\_\_

**108. SURPLUS** (If line 106 is more than line 107, subtract line 107 from line 106. This is the amount of your surplus. Enter that amount here.) **108.** \$ \_\_\_\_\_

**109. (DEFICIT)** (If line 107 is more than line 106, subtract line 106 from line 107. This is the amount of your deficit. Enter that amount here.) **109.** (\$ \_\_\_\_\_)

**SECTION III. ASSETS AND LIABILITIES**

**A. ASSETS (This is where you list what you OWN.)**

**INSTRUCTIONS:**

**STEP 1:** In column A, list a description of each separate item owned by you (and/or your spouse, if this is a petition for dissolution of marriage). Blank spaces are provided if you need to list more than one of an item.

**STEP 2:** If this is a petition for dissolution of marriage, check the box in Column A next to any item that you are requesting the judge award to you.

**STEP 3:** In column B, write what you believe to be the current fair market value of all items listed.

**STEP 4:** Use column C only if this is a petition for dissolution of marriage and you believe an item is “nonmarital,” meaning it belongs to only one of you and should not be divided. You should indicate to whom you believe the item belongs. (Typically, you will only use Column C if property was owned by one spouse before the marriage. See the “General Information for Self-Represented Litigants” found at the beginning of these forms and section 61.075(1), Florida Statutes, for definitions of “marital” and “nonmarital” assets and liabilities.)

<b>A</b> <b>ASSETS: DESCRIPTION OF ITEM(S)</b> <b>DO NOT LIST ACCOUNT NUMBERS.</b> <input checked="" type="checkbox"/> the box next to any asset(s) which you are requesting the judge award to you.	<b>B</b> <b>Current Fair</b> <b>Market Value</b>	<b>C</b> <b>Nonmarital</b> <b>(<input checked="" type="checkbox"/> correct column)</b>	
		husband	wife
<input type="checkbox"/> Cash (on hand)	\$		
<input type="checkbox"/> Cash (in banks or credit unions)			
<input type="checkbox"/>			
<input type="checkbox"/> Stocks/Bonds			
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/> Notes (money owed to you in writing)			
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/> Money owed to you (not evidenced by a note)			
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/> Real estate: (Home)			
<input type="checkbox"/> (Other)			
<input type="checkbox"/>			
<input type="checkbox"/> Business interests			
<input type="checkbox"/>			
<input type="checkbox"/> Automobiles			
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/> Boats			
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/> Other vehicles			
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/> Retirement plans (Profit Sharing, Pension, IRA, 401(k)s, etc.)			



**STEP 4:** Use column C only if this is a petition for dissolution of marriage and you believe an item is “nonmarital,” meaning the debt belongs to only one of you and should not be divided. You should indicate to whom you believe the debt belongs. (Typically, you will only use Column C if the debt was owed by one spouse before the marriage. See the “General Information for Self-Represented Litigants” found at the beginning of these forms and section 61.075(1), Florida Statutes, for definitions of “marital” and “nonmarital” assets and liabilities.)

<b>A</b> <b>LIABILITIES: DESCRIPTION OF ITEM(S)</b> <b>DO NOT LIST ACCOUNT NUMBERS.</b> ✓ the box next to any debt(s) for which you believe you should be responsible.	<b>B</b> <b>Current</b> <b>Amount Owed</b>	<b>C</b> <b>Nonmarital</b> <b>(✓ correct column)</b>	
		husband	wife
<input type="checkbox"/> Mortgages on real estate: First mortgage on home	\$		
<input type="checkbox"/> Second mortgage on home			
<input type="checkbox"/> Other mortgages			
<input type="checkbox"/>			
<input type="checkbox"/> Charge/credit card accounts			
<input type="checkbox"/>			
<input type="checkbox"/> Auto loan			
<input type="checkbox"/> Auto loan			
<input type="checkbox"/> Bank/Credit Union loans			
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/> Money you owe (not evidenced by a note)			
<input type="checkbox"/>			
<input type="checkbox"/> Judgments			
<input type="checkbox"/>			
<input type="checkbox"/> Other			
<input type="checkbox"/>			
<b>Total Debts (add column B)</b>	<b>\$</b> _____		

**C. NET WORTH (excluding contingent assets and liabilities)**

**Total Assets** (enter total of Column B in Asset Table; Section A) \$ \_\_\_\_\_

**Total Liabilities** (enter total of Column B in Liabilities Table; Section B) \$ \_\_\_\_\_

**TOTAL NET WORTH (Total Assets minus Total Liabilities)**  
(excluding contingent assets and liabilities) \$ \_\_\_\_\_

**D. CONTINGENT ASSETS AND LIABILITIES**

INSTRUCTIONS:

If you have any **POSSIBLE assets** (income potential, accrued vacation or sick leave, bonus, inheritance, etc.) or **POSSIBLE liabilities** (possible lawsuits, future unpaid taxes, contingent tax liabilities, debts assumed by another), you must list them here.

A Contingent Assets  √ the box next to any contingent asset(s) which you are requesting the judge award to you.	B Possible Value	C Nonmarital (√ correct column)	
		husband	wife
<input type="checkbox"/>	\$ _____		
<input type="checkbox"/>			
<b>Total Contingent Assets</b>	\$ _____		

A Contingent Liabilities  √ the box next to any contingent debt(s) for which you believe you should be responsible.	B Possible Amount Owed	C Nonmarital (√ correct column)	
		husband	wife
<input type="checkbox"/>	\$ _____		
<input type="checkbox"/>			
<b>Total Contingent Liabilities</b>	\$ _____		

**E. CHILD SUPPORT GUIDELINES WORKSHEET.** Florida Family Law Rules of Procedure Form 12.902(e), Child Support Guidelines Worksheet, MUST be filed with the court at or prior to a hearing to establish or modify child support. This requirement cannot be waived by the parties.

[  one only]

**A Child Support Guidelines Worksheet IS or WILL BE filed in this case.** This case involves the establishment or modification of child support.

**A Child Support Guidelines Worksheet IS NOT being filed in this case.** The establishment or modification of child support is not an issue in this case.

**I certify that a copy of this financial affidavit was:** (  ) mailed, (  ) faxed and mailed, or (  ) hand delivered to the person(s) listed below on *{date}* \_\_\_\_\_.

**Other party or his/her attorney:**

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Fax Number: \_\_\_\_\_

**I understand that I am swearing or affirming under oath to the truthfulness of the claims made in this affidavit and that the punishment for knowingly making a false statement includes fines and/or imprisonment.**

Dated: \_\_\_\_\_

\_\_\_\_\_  
Signature of Party

Printed Name: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Fax Number: \_\_\_\_\_

STATE OF FLORIDA  
COUNTY OF \_\_\_\_\_

Sworn to or affirmed and signed before me on \_\_\_\_\_ by \_\_\_\_\_.

\_\_\_\_\_  
NOTARY PUBLIC or DEPUTY CLERK

\_\_\_\_\_  
[Print, type, or stamp commissioned name of notary or deputy clerk.]

Personally known

Produced identification

Type of identification produced \_\_\_\_\_

**IF A NONLAWYER HELPED YOU FILL OUT THIS FORM, HE/SHE MUST FILL IN THE BLANKS BELOW:** [fill in all blanks]

I, *{full legal name and trade name of nonlawyer}* \_\_\_\_\_,

a nonlawyer, located at *{street}* \_\_\_\_\_, *{city}* \_\_\_\_\_,

*{state}* \_\_\_\_\_, *{phone}* \_\_\_\_\_, helped *{name}* \_\_\_\_\_,

who is the [ one only] \_\_\_ petitioner or \_\_\_ respondent, fill out this form.

INSTRUCTIONS FOR FLORIDA SUPREME COURT APPROVED FAMILY LAW FORM 12.902(i),  
AFFIDAVIT OF CORROBORATING WITNESS

**When should this form be used?**

This form may be used to prove residency in a **dissolution of marriage** proceeding. To get a divorce in Florida, either the husband or the wife must have lived in Florida for at least 6 months before filing the petition. Residency may be proved by a valid Florida's driver's license, Florida identification card, or voter's registration card (issue date of document must be at least 6 months before the date the case is actually filed with the clerk of the circuit court), or the testimony or **affidavit** of someone other than you or your spouse. This form is used to prove residency by affidavit. The person signing this form must know that you have lived in the State of Florida for at least 6 months before the date you filed your **petition** for dissolution of marriage.

This form should be typed or printed in black ink, and signed in the presence of a **notary public** or **deputy clerk**. After completing this form, you should **file** the original with the **clerk of the circuit court** in the county where the petition was filed and keep a copy for you records.

**What should I do next?**

A copy of this form must be mailed or hand delivered to the other party in your case, if it is not **served** on him or her with your initial papers.

**Where can I look for more information?**

**Before proceeding, you should read "General Information for Self-Represented Litigants" found at the beginning of these forms.** The words that are in "**bold underline**" in these instructions are defined there. For further information, see section 61.021, Florida Statutes or section 61.052(2), Florida Statutes.

**Special notes...**

Remember, a person who is NOT an attorney is called a nonlawyer. If a nonlawyer helps you fill out these forms, that person must give you a copy of a **Disclosure from Nonlawyer**, Florida Family Law Rules of Procedure Form 12.900(a), before he or she helps you. A nonlawyer helping you fill out these forms also **must** put his or her name, address, and telephone number on the bottom of the last page of every form he or she helps you complete.

IN THE CIRCUIT COURT OF THE \_\_\_\_\_ JUDICIAL CIRCUIT,  
IN AND FOR \_\_\_\_\_ COUNTY, FLORIDA

Case No.: \_\_\_\_\_

Division: \_\_\_\_\_

\_\_\_\_\_  
Petitioner,  
and

\_\_\_\_\_  
Respondent.

**AFFIDAVIT OF CORROBORATING WITNESS**

I, {full legal name} \_\_\_\_\_, being sworn, certify that the following statements are true: I have known {name} \_\_\_\_\_ since {approximate date} \_\_\_\_\_; to the best of my understanding the petition in this action was filed on {date} \_\_\_\_\_; and I know of my own personal knowledge that this person has resided in the State of Florida for at least 6 months immediately before {date} \_\_\_\_\_.

**I understand that I am swearing or affirming under oath to the truthfulness of the claims made in this affidavit and that the punishment for knowingly making a false statement includes fines and/or imprisonment.**

Dated: \_\_\_\_\_

\_\_\_\_\_  
Signature of Corroborating Witness  
Printed Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City, State, Zip: \_\_\_\_\_  
Telephone Number: \_\_\_\_\_

STATE OF FLORIDA  
COUNTY OF \_\_\_\_\_

Sworn to or affirmed and signed before me on \_\_\_\_\_ by \_\_\_\_\_.

\_\_\_\_\_  
NOTARY PUBLIC or DEPUTY CLERK

\_\_\_\_\_  
[Print, type, or stamp commissioned name of notary or clerk.]

\_\_\_\_\_  
Personally known  
\_\_\_\_\_  
Produced identification  
Type of identification produced \_\_\_\_\_

**IF A NONLAWYER HELPED YOU FILL OUT THIS FORM, HE/SHE MUST FILL IN THE BLANKS BELOW:[fill in all blanks]**

I, {full legal name and trade name of nonlawyer} \_\_\_\_\_,  
a nonlawyer, located at {street} \_\_\_\_\_, {city} \_\_\_\_\_,  
{state} \_\_\_\_\_, {phone} \_\_\_\_\_, helped {name} \_\_\_\_\_,  
who is the affiant, fill out this form.