

UNITED STATES BANKRUPTCY COURT

DISTRICT OF HAWAII

In re:

PROCEDURES IN CHAPTER 13 CASES.

Administrative Order

Dated: June 7, 2007

**ORDER REQUIRING FILING OF DECLARATION
REGARDING DOMESTIC SUPPORT OBLIGATIONS**

Whereas, the court may not grant a discharge under 11 U.S.C. § 1328(a) to a debtor who is required by a judicial or administrative order, or by statute, to pay a domestic support obligation, until the debtor certifies that the debtor has paid all amounts payable under such order or such statute due on or before the date of the certification,

NOW, THEREFORE, IT IS HEREBY ORDERED that a debtor seeking a discharge under 11 U.S.C. § 1328(a) must complete and file with the court a declaration substantially similar to the form attached hereto. The period covered by the declaration shall include the date of completion of all payments made under the plan.



/s/ Robert J. Faris

United States Bankruptcy Judge

Dated: 06/07/2007

UNITED STATES BANKRUPTCY COURT – DISTRICT OF HAWAII

<i>Debtor:</i>	<i>Social Security No.:</i> XXX-XX-	
<i>Joint Debtor: (if any)</i>	<i>Social Security No.:</i> XXX-XX-	
<i>Address:</i>		Case No.: Chapter 13

DEBTOR’S DECLARATION REGARDING DOMESTIC SUPPORT OBLIGATIONS

[See instructions below]

I certify:

- During the pendency of this bankruptcy case, I have not been required to pay a domestic support obligation by any order of a court or administrative agency or by any statute.
- During the pendency of this bankruptcy case, I have paid all domestic support obligations that have become due under any order of a court or administrative agency or by any statute.

I declare under penalty of perjury that the above statement is true and correct to the best of my knowledge, information, and belief.

Dated:	/s/ _____ Debtor	Print Name:
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Instructions: A debtor must be current on any domestic support obligations (such as alimony and child support - see complete definition below) in order to receive a discharge under chapter 13. Debtor and any joint debtor must complete, sign, and file this form with the court before the court will issue a discharge under 11 U.S.C. § 1328. Each debtor must file this declaration. If this is a joint case, make an additional copy for the joint debtor. File the completed form at the address below.

United States Bankruptcy Court
District of Hawaii
1132 Bishop Street, Suite 250L
Honolulu, HI 96813.

The term “domestic support obligation” means a debt that accrues before, on, or after the date of the order for relief in a case under this title, including interest that accrues on that debt as provided under applicable nonbankruptcy law notwithstanding any other provision of this title, that is--

- (A) owed to or recoverable by--
 - (i) a spouse, former spouse, or child of the debtor or such child's parent, legal guardian, or responsible relative; or
 - (ii) a governmental unit;
- (B) in the nature of alimony, maintenance, or support (including assistance provided by a governmental unit) of such spouse, former spouse, or child of the debtor or such child's parent, without regard to whether such debt is expressly so designated;
- (C) established or subject to establishment before, on, or after the date of the order for relief in a case under this title, by reason of applicable provisions of--
 - (i) a separation agreement, divorce decree, or property settlement agreement;
 - (ii) an order of a court of record; or
 - (iii) a determination made in accordance with applicable nonbankruptcy law by a governmental unit; and
- (D) not assigned to a nongovernmental entity, unless that obligation is assigned voluntarily by the spouse, former spouse, child of the debtor, or such child's parent, legal guardian, or responsible relative for the purpose of collecting the debt.

11 U.S.C. § 101(14A).