



NYS Post-Divorce Maintenance and Child Support Online Calculator

This tool is not a substitute, but may assist in completing the Maintenance and Child Support Worksheets posted on the [Court's Divorce Resources](#) website. Neither the Worksheets nor this Calculator is meant to predict what the court will order as to maintenance or child support in your case. It has been thoroughly tested to assure accuracy with appropriate entry of data. The court system is not responsible for any calculation errors. Questions about this Calculator should be sent to NYMatCalc@nycourts.gov.

Important Notes:

**This is a newly revised Calculator with more options for Calculation of Maintenance Guidelines and Child Support (see Laws of 2015, Ch. 269 and 387)

*For use in computing:

- 1) **maintenance and child support combined** where the maintenance award is the guideline amount,
- 2) **guideline maintenance only**, or
- 3) **child support only** where there is a different maintenance award or a zero maintenance award.

*To start over with a blank calculator, click on the Enter different Plaintiff / Defendant button on the lower left of this form.

*You must enter codes and dollar amounts where required for calculator to work properly.

COUNTY OF	Albany
Plaintiff Name	Chen Xiang Xia
Defendant Name	Daniel May
Submitted by	Defendant

If you and your spouse already have an agreement about maintenance and/or child support, please submit the agreement(s) to the court. If there are no children of the marriage, you may skip the Child Support Calculation portion of this calculator.

To start over or enter different case information, please click here:

Enter different Plaintiff / Defendant

You must answer questions and enter dollar amounts where required for calculator to work properly.

PART A: ITEMIZATION OF INCOME AND DEDUCTIONS

I. Gross Income (Annual Figures Only)

1. Gross (total) income - REQUIRED (if no income, enter 0)

(as should have been or should be reported in most recent federal income tax return)

	PLAINTIFF	DEFENDANT
	\$34,125.00	\$108,000.00

2. Investment income (not already included in item 1)

Reduced by amount expended in connection with the investments

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3. Income or compensation from the following sources

(not already included in items 1 or 2)

a. deferred compensation

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b. worker's compensation

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c. disability benefits

	_____	_____
d. unemployment insurance benefits	_____	_____
e. social security benefits	_____	_____
f. veterans benefits	_____	_____
g. pensions and retirement benefits	_____	_____
h. fellowships and stipends	_____	_____
i. annuity payments	_____	_____
4. Former income or resources voluntarily reduced	_____	_____
5. Self-employment deductions added back to income (not already included in items 1 or 2)		
a. depreciation deductions in excess of straight line	_____	_____
b. entertainment and travel allowances if they reduce personal expenses	_____	_____
6. Other Income not already listed above	\$56,896.00	_____
<small>(including but not limited to: Income from non-income producing assets; employment "perks" and reimbursed expenses to the extent that they reduce personal expenses; fringe benefits as a result of employment; money, goods and services provided by friends and relatives)</small>		
7. Income from Income-producing property distributed or to be distributed pursuant to a final judgment of divorce	_____	_____
8. Total Gross Income (Add lines 1-7)	\$91,021.00	\$108,000.00

PART A: ITEMIZATION OF INCOME AND DEDUCTIONS (Continued)

II. Deductions (Annual Figures Only)	PLAINTIFF	DEFENDANT
9. Unreimbursed employee business expenses <small>(except to extent expenses reduce personal expenditures)</small>	_____	_____
10. Alimony or maintenance actually paid to non-party spouse pursuant to court order or written agreement	_____	_____
11. Child support actually paid pursuant to court order or written agreement for non-party child	_____	_____
12. Public assistance <small>Only applicable if this amount was included in Gross Income above.</small>	_____	_____
13. Supplemental social security income <small>Only applicable if this amount was included in Gross Income above.</small>	_____	_____
14. N.Y.C. or Yonkers taxes	_____	_____

15. Federal Insurance Contributions Act (FICA) Social Security taxes	_____	_____
16. Federal Insurance Contributions Act (FICA) Medicare taxes	_____	_____
17. Total Annual Deductions (Add lines 9-16)	\$0.00	\$0.00
III. Net Income		
18. NET ANNUAL INCOME	\$91,021.00	\$108,000.00
<small>(Subtract line 17 from line 8)</small>		

Maintenance Payor (party with higher Net Income) :

Maintenance Payee (party with lower Net Income) :

Do you want to calculate guideline maintenance award?

Note: The Child Support Standards Act (the Act) requires you to adjust the parties' incomes for maintenance paid or received before calculating Child Support. You can adjust using:

- 1) guideline maintenance
- 2) zero maintenance
- 3) a different maintenance award agree to with your spouse

Answer Yes (1) if:

- a) You want to calculate post-divorce guideline maintenance but not Child Support. **OR**
- b) You want to calculate post-divorce guideline maintenance and use the guideline maintenance amount calculated in Part B to adjust the parties' incomes when calculating Child Support in Part C.

Answer No (0) if:

- a) You want to calculate Child Support with a zero maintenance adjustment to the parties' incomes. **OR**
- b) You have a different maintenance amount that you would like to use to adjust the parties' incomes when calculating Child Support in Part C.
If you and your spouse already have an agreement about maintenance and/or child support, please submit the agreement(s) to the court.

If you answer No, you still have to answer questions 6 & 7 below.

PART B: CALCULATION OF POST-DIVORCE MAINTENANCE GUIDELINE AWARD

On Maintenance Payor income up to \$228,000. For higher income, the court must utilize the [15 Factors for Post-Divorce Maintenance](#).

I. Basic Calculation

STEP A:

1. Maintenance Payor Income	Defendant	\$108,000.00
2. Maintenance Payee Income	Plaintiff	\$91,021.00

STEP B(1): Calculation 1 (20% of Maintenance Payor's income minus 25% of Maintenance Payee's)

3B1. 20% of Maintenance Payor's Income		\$21,600.00
4B1. 25% of Maintenance Payee's Income	-	\$22,755.25
5B1. Result 1		\$-1,155.25

STEP B(2): Calculation 2 (30% of Maintenance Payor's income minus 20% of Maintenance Payee's)

3B2. 30% of Maintenance Payor's Income		\$32,400.00
4B2. 20% of Maintenance Payee's Income	-	\$18,204.20
5B2. Result 2		\$14,195.80

Please select Yes or No for Lines 6 & 7. If there are no children, answer No to both questions.

6. STEP C: Is Child Support going to be paid for children of the marriage? No

7. STEP D: Is the Maintenance Payor the Non-Custodial Parent? No

STEP B: Result 1 will apply if the answer to both questions is Yes; Result 2 will apply if the answer to either question is No.

8. Combined Income		\$199,021.00
9. 40% of Combined Income		\$79,608.40
10. Subtract Payee's Income - Result 3		\$-11,412.60

11. Guideline Amount (Lesser of Step B or E) **\$0.00**
If less than \$0, then the guideline amount is \$0.

II. Low Income Adjustment

STEP F. Does the low income adjustment apply?

12. Maintenance Payor's income		
13. Calculated Guideline Amount (Line 11)	-	
14. Difference between Maintenance Payor's Income and Guideline Amount		

****Is Line 14 is less than the [Self-Support Reserve](#) of \$21,128?**

STEP G: Amount of award after the low income adjustment

15. Maintenance Payor's income		
16. Self-Support Reserve, if applicable		
17. Difference between Payor's income and Self-Support Reserve		

18. Amount owed after low income adjustment

Edit Section B

III. Award

Defendant pays the Plaintiff

19. Annual Guideline Award Amount	\$0.00
19a. Monthly	\$0.00
19b. Semi-Monthly	\$0.00
19c. Bi-weekly	\$0.00
19d. Weekly	\$0.00

*If the court finds the award amount to be unjust and inappropriate, the court can order the Maintenance Payor to pay an adjusted amount. Additionally, if the Maintenance Payor's income exceeds \$228,000, the court may award an additional amount. The determination of these adjusted and/or additional amounts are based on the court's consideration of [15 Factors for Post- Divorce Maintenance](#).

20. [Advisory Schedule for Duration of Award](#)

The court **must** determine how long the maintenance award will be paid using the [15 Factors for Post-Divorce Maintenance](#), and the court **may** also consider the [Advisory Schedule for Duration of Award](#) setting forth percentages of the length of the marriage for which maintenance may be payable.

Enter different Plaintiff / Defendant

Close

Eff. 3/1/24