PETITIONER: RESPONDENT:	CASE NUMBER:

SPOUSAL OR DOMESTIC PARTNER SUPPORT FACTORS UNDER FAMILY CODE SECTION 4320—ATTACHMENT

TO ☐ ***Findings and Order After Hearing*** **(form FL-340)**
☐ ***Restraining Order After Hearing (CLETS-OAH)*** **(form DV-130)**
☐ **Parties' Stipulation (Written Agreement)** *(dated):*
☐ ***Judgment*** **(form FL-180)**
☐ **Other** *(specify):*

SECTION 1: ☐ **FINDINGS** ☐ **STIPULATIONS** **ABOUT BOTH PARTIES**

1. Petitioner is the ☐ support payee (party asking for support) ☐ support payor (party being asked to pay support).
2. Respondent is the ☐ support payee (party asking for support) ☐ support payor (party being asked to pay support).
3. **Standard of living of the marriage or domestic partnership** (Family Code section 4320(a)) ☐ See Attachment 3
   The standard of living established during the marriage or domestic partnership was *(describe):*

4. **Length of marriage or domestic partnership** (Family Code section 4320(f))
   a. (1) Date of marriage:
      (2) Date of separation:
      (3) Time from date of marriage to date of separation:..... years months
   b. (1) Date domestic partnership was registered:
      (2) Date of separation:
      (3) Time from date of registration of the domestic partnership to date of separation: years months
   c. If applicable, total combined years and months for the marriage (4a(3)) and the domestic partnership (4b(3))..... years months

5. **Age and health of the parties** (Family Code section 4320(h))
   a. The age of the party asking for support is:
   b. The age of the party being asked to pay support is:
   c. The health condition of the party asking for support is: *(describe):* ☐ See Attachment 5c

   d. The health condition of the party being asked to pay support is *(describe):* ☐ See Attachment 5d

Form Approved for Optional Use
Judicial Council of California
FL-349 [New January 1, 2021]

Family Code, §§ 270, 2030, 2032, 4320, 6344, 7640
www.courts.ca.gov

Courtesy of FastDivorce.com | No legal advice.

PETITIONER: RESPONDENT:	CASE NUMBER:

6. **Documented history of domestic violence** (Family Code section 4320(i)) ☐ See Attachment 6

a. There ☐ is ☐ is not documented evidence of a history of domestic violence *(specify):*

(1) ☐ between the parties.

(2) ☐ perpetrated by ☐ petitioner ☐ respondent against *(specify)* ☐ petitioner ☐ respondent ☐ either party's child.

(3) ☐ perpetrated by ☐ petitioner ☐ respondent against *(specify)* ☐ petitioner ☐ respondent ☐ either party's child.

b. ☐ The court received the following documented evidence of domestic violence in this case:

(1) ☐ A plea of nolo contendere ("no contest").

(2) ☐ Emotional distress caused by domestic violence perpetrated against the party asking for support by the party being being asked to pay support.

(3) ☐ Any history of violence against the party asking for support by the party being asked to pay support.

(4) ☐ A *Restraining Order After Hearing* (form DV-130).

(5) ☐ A finding by a court as part of a case involving divorce, separation, or a child custody proceeding, or other proceeding in family court in which the court has found that the spouse or domestic partner has committed domestic violence.

(6) ☐ Other *(specify):*

7. **Criminal conviction of the party asking for support** (Family Code section 4320(m)) ☐ See Attachment 7

a. ☐ This item does not apply to the party asking for support.

b. ☐ **Felony conviction of the party asking for support**

The party asking for support is prohibited by law from receiving support from the party being asked to pay support (including medical, life, or other insurance benefits or payments) under Family Code section 4324.5 because

(1) the party asking for support was convicted of a violent sexual felony or domestic violence felony against the party being asked to pay support within five years after the conviction (and any time served in custody, on probation, or on parole); and

(2) the petition for divorce was filed within five years after the spouse's or domestic partner's conviction (and any time served in custody, on probation, or on parole).

c. ☐ **Misdemeanor conviction of the party asking for support**

(1) There is a rebuttable presumption that the party asking for support is prohibited from receiving support from the party being asked to pay support under Family Code section 4325 because

(A) the party asking for support was either convicted of a domestic violence misdemeanor against the party being asked to pay support in this case or convicted of a misdemeanor against that party which resulted in a term of probation under Penal Code section 1203.097*)*; and

(B) the conviction was entered by the court within five years before the petition for divorce was filed (or the conviction was entered at any time during the divorce case).

(2) Based on a preponderance of the evidence, the party asking for support ☐ has ☐ has not rebutted the presumption in 7c(1), as follows:

Courtesy of FastDivorce.com | No legal advice.

PETITIONER: RESPONDENT:	CASE NUMBER:

SECTION 2: ☐ **FINDINGS** ☐ **STIPULATIONS** **ABOUT THE PARTY ASKING FOR SUPPORT**

8. **Earning capacity** (Family Code section 4320(a)(1)

a. The marketable skills (training, job skills, and work history) of the party asking for support are *(describe):* ☐ See Attachment 8a

b. The current job market for the job skills of the party asking for support is *(specify):* ☐ See Attachment 8b

c. The time and expenses required for the party asking for support to acquire the appropriate education and training to develop the skills for the job market described in 8b are *(specify):* ☐ See Attachment 8c

d. The possible need for retraining or education to acquire other, more marketable skills or employment *(specify):* ☐ See Attachment 8d

e. The extent to which the party asking for support is able to earn enough money to maintain the standard of living established during the marriage or domestic partnership is *(specify):* ☐ See Attachment 8e

Courtesy of FastDivorce.com | No legal advice.

PETITIONER: RESPONDENT:	CASE NUMBER:

9. **Earning capacity** (Family Code section 4320(a)(2)) ☐ See Attachment 9

   a. The party asking for support ☐ has ☐ has not had periods of unemployment because of the time needed to attend to domestic duties. *(Complete 9b if there were periods of unemployment.)*

   b. Specify the extent to which the present or future earning capacity of the party asking for support is impaired by periods of unemployment to devote time to domestic duties during the marriage or domestic partnership.

10. **Contributions to the education and training of the party being asked to pay support** ☐ See Attachment 10

   a. The party asking for support ☐ did ☐ did not contribute to the education, training, career position, or license of the other party. *(If the party asking for support did contribute, complete item 10b.)*

   b. Specify the extent to which the party asking for support contributed to the education, training, career position, or license of the party being asked to pay support.

11. **Care for children** (Family Code section 4320(g)) ☐ See Attachment 11

   a. The party asking for support ☐ has ☐ has not had periods of unemployment to care for the children of the marriage or domestic partnership. *(Complete 11b if there were periods of unemployment.)*

   b. The party asking for support ☐ is ☐ is not able to be gainfully employed without unduly interfering with the interests of the children in the care of the party asking for support *(specify):*

12. **Needs of the party asking for support** (Family Code section 4320(d)) ☐ See Attachment 12
   Specify the needs of the party asking for support based on the standard of living established during the marriage or domestic partnership, as described in item 3.

13. **Assets and debts** (Family Code section 4320(e)) ☐ See Attachment 13

   a. The assets, including separate property, of the party asking for support are *(specify):*

Courtesy of FastDivorce.com | No legal advice.

PETITIONER: RESPONDENT:	CASE NUMBER:

b. The debts, including separate property, of the party asking for support are *(specify):*

14. **Tax consequences** (Family Code section 4320(j)) ☐ See Attachment 14
The immediate and specific tax consequences for the party asking for support are (specify):

15. **Goal to become self-supporting** (Family Code section 4320(*l*)) ☐ See Attachment 15
In considering the goal that the party asking for support will be self-supporting in a reasonable period of time, the court finds, or the parties stipulate that

a. this ☐ is ☐ is not a marriage or domestic partnership of long duration (about 10 years or more).

b. the party asking for support ☐ is ☐ is not currently self-supporting.

c. ☐ advisement of the duty to become self-supporting:

(1) The party asking for support is advised to make good-faith efforts to become self-supporting in a reasonable period of time.

(2) Failure to make good-faith efforts to become self-supporting can be considered a change in circumstances that could result in a reduction in the amount of spousal or domestic partner support.

(3) The plan for the party to become self-supporting, including the expectation of what is a "reasonable period of time to become self-supporting" is *(specify):*

d. Other *(specify):*

Courtesy of FastDivorce.com | No legal advice.

PETITIONER: RESPONDENT:	CASE NUMBER:

SECTION 3: ☐ **FINDINGS** ☐ **STIPULATIONS** **ABOUT THE PARTY BEING ASKED TO PAY SUPPORT**

16. **Ability to pay support / earning capacity** (Family Code sections 4320(c)) ☐ See Attachment 16

a. The earned income of the party being asked to pay support is *(specify):* ☐ unknown

b. The unearned income of the party being asked to pay support is *(specify):* ☐ unknown

c. This party ☐ does ☐ does not have the ability to earn enough money to maintain the standard of living described in item 3 for both spouses or domestic partners. *(If not, explain why below.)*

d. Based on the above responses, this party ☐ is ☐ is not able to pay spousal or domestic partner support.

17. **Needs of the party being asked to pay support** (Family Code section 4320(d)) ☐ See Attachment 17

Specify the needs of the party being asked to pay support based on the standard of living established during the marriage or domestic partnership, as described in item 3.

18. **Assets and debts** (Family Code section 4320(e)) ☐ See Attachment 18

a. The assets, including separate property, of the party being asked to pay support are *(specify):*

b. The debts, including separate property, of the party being asked to pay support are *(specify):*

19. **Tax consequences** (Family Code section 4320(j)) ☐ See Attachment 19

The immediate and specific tax consequences for the party being asked to pay support are *(specify):*

Courtesy of FastDivorce.com | No legal advice.

PETITIONER: RESPONDENT:	CASE NUMBER:

SECTION 4: ☐ **FINDINGS** ☐ **STIPULATIONS** **ABOUT OTHER FACTORS**

20. **Balance of hardships** (Family Code section 4320(k)) ☐ See Attachment 20
Describe below any special financial difficulties to the party being asked to pay support if ordered to pay support compared to the hardship to the party who is asking for support.

21. Indicate other factors that the court, or the parties, determined to be just and equitable to consider in making orders about spousal or domestic partner (Family Code section 4320(n)): ☐ See Attachment 21

Number of pages attached: _____

Courtesy of FastDivorce.com | No legal advice.

For your protection and privacy, please press the Clear This Form button after you have printed the form.

Print this form Save this form Clear this form

Fast Divorce®

Information Only — Do Not File

This is page 8 of your download, not part of the court form. Exclude this page when filing.

FL-349

Spousal or Domestic Partner Support Factors Under Family Code Section 4320—Attachment

Official revision: January 1, 2021 | Library source checked: September 6, 2026

Forms may change after the check date. Before using this resource, check the official source for the latest version and your court for local requirements.

Check the latest FL-349 on the Judicial Council website

A free resource, with no obligation

Fast Divorce provides this resource as a courtesy. No purchase is required. Downloading it does not mean you have hired Fast Divorce, and it does not create an attorney-client relationship. This sheet is not part of the official form and is not endorsed by the Judicial Council or any court.

You choose whether and how to use this official resource. You complete any court forms on your own. This download does not include form selection, preparation, filing, or legal advice from Fast Divorce. Read the court's instructions and check its current form and local requirements before filing. You self-represent.

Return to Fast Divorce

Scan or click for optional information about SuperFast Divorce® and Complete Divorce™.

FastDivorce.com - optional service information

Our tracked links record visits and device information. Hovercode may ask to share your device location with Fast Divorce for geographic analytics. Location sharing is optional; you can decline and still access the same free resource. These analytics record link interactions; they do not confirm a completed download.

I am not an attorney. I can only provide self help services at your specific direction.

California Legal Document Assistant | Not a law firm | No legal advice

Fast Divorce
20944 Sherman Way, Suite 101, Canoga Park, CA 91303
Los Angeles County LDA Registration No. 2024240911 | Expires November 16, 2028

(818) 610-3392 hello@fastdivorce.com Privacy policy