

## HOUSE AMENDMENTS TO HOUSE BILL 2272

By COMMITTEE ON JUDICIARY

February 17

- 1 On page 1 of the printed bill, line 3, after “25.325,” insert “25.333,”.
- 2 On page 4, line 10, after the second “support” insert “or provide health care coverage”.
- 3 In line 11, after “party’s” delete the rest of the line and line 12 and insert “income is equal to  
4 or less than the Oregon minimum wage for full-time employment.”.
- 5 On page 12, after line 1, insert:
- 6 **“SECTION 10.** ORS 25.333 is amended to read:
- 7 “25.333. (1) When the enforcing agency issues a medical support notice under ORS 25.325, the  
8 enforcing agency shall notify the parties by regular mail to the last known addresses of the parties:
- 9 “(a) That the notice has been sent to the providing party’s employer; and  
10 “(b) Of the providing party’s rights and duties under the notice.
- 11 “(2) A providing party may contest a medical support notice within 14 days after the date the  
12 premium is first withheld pursuant to the notice or, if the health benefit plan is provided at no cost  
13 to the providing party, the date the first premium is paid by the employer.
- 14 “(3) The only basis for contesting a medical support notice is a mistake of fact. A ‘mistake of  
15 fact’ means any of the following:
- 16 “(a) No order to provide health care coverage under a health benefit plan has been issued in  
17 regard to the providing party’s child;
- 18 “(b) The amount to be withheld for premiums is greater than is permissible under ORS 25.331;  
19 [or]
- 20 “(c) The alleged providing party is not the party from whom health care coverage is required;  
21 **or**
- 22 **“(d) The providing party’s income is equal to or less than Oregon minimum wage for  
23 full-time employment.**
- 24 “(4) The providing party may contest the medical support notice by requesting an administrative  
25 review. After receiving a request for review and within 45 days after the date the premium is first  
26 withheld pursuant to the medical support notice, the enforcing agency shall determine, based on an  
27 evaluation of the facts, whether the withholding for premiums may continue. The enforcing agency  
28 shall inform the parties of the determination in writing and include information regarding the right  
29 to appeal the determination.
- 30 “(5) Any appeal of the enforcing agency’s determination under subsection (4) of this section is  
31 to the circuit court for a hearing under ORS 183.484.
- 32 “(6) The initiation of proceedings to contest a medical support notice or an appeal of the en-  
33 forcing agency’s determination under this section does not stay the withholding of premiums.”.
- 34 In line 2, delete “10” and insert “11” and delete “11” and insert “12”.
- 35 In line 4, delete “11” and insert “12”.

