

House Bill 2273

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Attorney General Hardy Myers for Department of Justice)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Modifies law relating to suspension of licenses, certificates, permits and registrations of person who is obligor under child support order or judgment and who is in arrears in payments. Allows suspension when judgment or order requires lump sum amount, not just when judgment or order provides for monthly child support.

A BILL FOR AN ACT

1
2 Relating to enforcement of child support obligation by suspension of privileges; creating new pro-
3 visions; and amending ORS 25.750.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 25.750 is amended to read:

6 25.750. (1) All licenses, certificates, permits or registrations that a person is required by state
7 law to possess in order to engage in an occupation or profession or to use a particular occupational
8 or professional title, all annual licenses issued to individuals by the Oregon Liquor Control Com-
9 mission, all driver licenses or permits issued by the Department of Transportation and recreational
10 hunting and fishing licenses, as defined by rule of the Department of Justice, are subject to sus-
11 pension by the respective issuing entities upon certification to the issuing entity by the administra-
12 tor that a child support case record is being maintained by the Department of Justice, that the case
13 is being enforced by the administrator under the provisions of ORS 25.080 and that one or both of
14 the following conditions apply:

15 (a) That the party holding the license, certificate, permit or registration is [*under order or*
16 *judgment to pay monthly child support and is in arrears, with respect to any such judgment or order*
17 *requiring the payment of child support*] **in arrears under any child support judgment or order**, in
18 an amount equal to **the greater of** three months of support or \$2,500, [*whichever occurs later,*] and:

19 (A) Has not entered into an agreement with the administrator with respect to the child support
20 obligation; or

21 (B) Is not in compliance with an agreement entered into with the administrator; or

22 (b) That the party holding the license, certificate, permit or registration has failed, after re-
23 ceiving appropriate notice, to comply with a subpoena or other procedural order relating to a
24 paternity or child support proceeding and:

25 (A) Has not entered into an agreement with the administrator with respect to compliance; or

26 (B) Is not in compliance with such an agreement.

27 (2) The Department of Justice by rule shall specify the conditions and terms of agreements,
28 compliance with which precludes the suspension of the license, certificate, permit or registration.

29 **SECTION 2.** The amendments to ORS 25.750 by section 1 of this 2009 Act apply to all child
30 support judgments and orders, whether entered before, on or after the effective date of this

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.

1 **2009 Act.**

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