

HOUSE AMENDMENTS TO HOUSE BILL 2275

By COMMITTEE ON JUDICIARY

February 17

1 On page 1 of the printed bill, line 2, after “107.135” insert “, 412.024”.

2 On page 10, after line 23, insert:

3 “**SECTION 7.** ORS 412.024 is amended to read:

4 “412.024. (1) Aid, as defined in ORS 412.001, may not be granted to, or on behalf of, any appli-
5 cant or recipient and for as long as the applicant or recipient refuses to assign to the state any
6 rights to support from any other person such applicant may have personally or in behalf of any
7 other family member for whom the applicant is applying for or receiving aid[, *and that have accrued*
8 *at any time such assignment is executed*]. If aid is paid and received for the support of a child, the
9 rights to child support that any person may have for the child are deemed to have been assigned
10 by operation of law to the state. Notice of the assignment by operation of law shall be given to the
11 applicant at the time of application for public assistance, and shall be given to any obligee who may
12 hold some interest in such support rights by depositing a notice in the United States mail, postage
13 prepaid, addressed to the last-known address of such person. Assignment of support rights to the
14 state shall be as set forth in rules adopted by the Department of Human Services and the Depart-
15 ment of Justice.

16 “(2) Except as otherwise provided in this subsection, an applicant or recipient who receives aid
17 as defined in ORS 412.001 shall cooperate with the Department of Human Services and the Depart-
18 ment of Justice in establishing the paternity of the applicant’s or recipient’s child born out of
19 wedlock and in obtaining support or other payments or property due the applicant or child. An ap-
20 plicant or recipient is not required to cooperate if there is good cause or some other exception to
21 the cooperation requirement that takes into account the best interest of the child. The Department
22 of Human Services shall adopt rules defining good cause, other exceptions to cooperation and non-
23 cooperation by an applicant or recipient, and setting the sanction for noncooperation. The sanction
24 may include total ineligibility of the family for aid, but in no situation may the sanction be less than
25 a 25 percent reduction of the monthly grant amount. At the time an applicant applies for aid, the
26 Department of Human Services shall inform the applicant, in writing, of the requirement of and ex-
27 ceptions to cooperation and the sanctions for noncooperation, and shall inform recipients, in writing,
28 whenever eligibility for aid is redetermined.

29 “(3) This section shall apply to recipients of aid under ORS 412.001 to 412.069, 412.124 and
30 418.647 only as long as the aid is funded in whole or in part with federal grants under Title IV-A
31 of the Social Security Act.”.

32