

Senate Bill 872

Sponsored by COMMITTEE ON JUDICIARY

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**.

Authorizes court to order payment of support for child with disabilities after 18 years of age. Provides that, as used in statute, support for child, children, minor child or minor children includes support for child with disabilities after 18 years of age.

A BILL FOR AN ACT

1
2 Relating to support for children with disabilities; creating new provisions; and amending ORS
3 109.010.

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

5 **SECTION 1.** ORS 109.010 is amended to read:

6 109.010. (1) Parents are bound to maintain their children who are poor and unable to work to
7 maintain themselves; and children are bound to maintain their parents in like circumstances.

8 **(2)(a) A court may order the payment of support, or the continuation of payment of**
9 **support, by one or both parents of a child over the age of 18 who resides in Oregon and is:**

10 **(A) Mentally, physically or developmentally disabled;**

11 **(B) Unable to live independently and be self-supporting; and**

12 **(C) Residing in the home of the other parent, a guardian or another person having legal**
13 **responsibility for the care, custody and control of the child.**

14 **(b) This subsection does not apply when a child was not mentally, physically or develop-**
15 **mentally disabled before the age of 18 years.**

16 **(3) As used in the statute laws of this state, unless the context or a specifically applicable**
17 **definition requires otherwise, support of a "child" or "children" or of a "minor child" or**
18 **"minor children" includes support that may be ordered under subsection (2) of this section.**

19 **SECTION 2. The amendments to ORS 109.010 by section 1 of this 2011 Act applies to**
20 **support proceedings commenced on or after the effective date of this 2011 Act.**

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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.