

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass
Vote:	9 - 0 - 0
Yeas:	Barton, Cameron, Garrett, Hicks, Krieger, Olson, Tomei, Williamson, Barker
Nays:	0
Exc.:	0
Prepared By:	Bill Taylor, Counsel
Meeting Dates:	4/23

WHAT THE MEASURE DOES: Eliminates the requirement that court issuing exemption to the collection of child support through income withholding is the only one that can later order income withholding. Requires an employer to report a re-hiring of an employee to the Division of Child Support within 60 days of re-hiring rather than the current 45 days. Removes the telephone number of the person seeking to modify a child support order from the motion seeking modification.

ISSUES DISCUSSED:

- Comply with federal requirements

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: The usual method of enforcing child support orders is through income withholding. For example, if a person owes \$400 a month in child support, his or her employer will receive an order from a court or the Division of Child Support (DCS) directing the employer to withhold \$400 from the employee's paycheck and pay that money either directly to the custodial parent or to DCS. ORS 25.396 allows exceptions to this rule. It allows a court or DCS to waive withholding if there is proof of timely payment and income withholding is not in the best interest of the child. Currently, if the person owing child support is exempted from withholding under ORS 25.396 by order of a court, an order for withholding can only be made by the court, not DCS.