

Fiscal: Has minimal fiscal impact

Revenue: No Revenue Impact

Action Date: 04/02/15

Action: Do Pass.

Meeting Dates: 03/16, 04/02

Vote:

Yeas: 8 - Barker, Barton, Greenlick, Krieger, Lininger, Olson, Post, Williamson

Exc: 1 - Sprenger

Prepared By: Channa Newell, Counsel

WHAT THE MEASURE DOES:

Repeals requirement that later-issued child support judgment, when two child support judgments involve same obligor, same child, and same period, be entered before January 1, 2004. Makes clarifying changes.

ISSUES DISCUSSED:

- Priority of court-issued child support orders filed after earlier administrative orders
- Prior attempts to fix statute
- Problem occurs infrequently
- Minor adjustment to clarify statute

EFFECT OF COMMITTEE AMENDMENT:

No amendment.

BACKGROUND:

It is the policy of the state that dependent children be supported by the resources of both parents. A portion of ORS Chapter 416 outlines the support obligations of parents to children, while Chapter 25 deals with enforcement of child support obligations. In 2005, House Bill 2275 dealt with multiple child support judgments. The measure specified that the terms of the later-issued judgment control and the earlier judgment is terminated if several factors are met: 1) the court gave the later-issued support order precedence over the earlier issued judgment, 2) all parties had an opportunity to challenge the later-issued judgment, and 3) the two-child support judgments involve the same obligor, child, and time period. The measure had the additional requirement that the later-issued child support judgment be entered before January 1, 2004.

House Bill 3158 repeals the requirement that later-issued child support judgments be entered before January 1, 2004.