

House Bill 3158

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**.

Removes time limitation on judgments subject to laws regarding multiple child support judgments.

A BILL FOR AN ACT

1 Relating to multiple child support judgments; amending section 1, chapter 83, Oregon Laws 2005.

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

3 **SECTION 1.** Section 1, chapter 83, Oregon Laws 2005, as amended by section 2, chapter 356,
4 Oregon Laws 2007, is amended to read:

5 **Sec. 1.** (1) As used in this section:

6 (a) "Administrator" has the meaning given that term in ORS 25.010.

7 (b) "Child support judgment" has the meaning given that term in ORS 25.089.

8 (2) Notwithstanding the provisions of ORS 25.089, 25.091 and 416.448 to the contrary, the [*mon-*
9 *etary support*] terms of a child support judgment originating under ORS 416.440 are terminated by
10 the [*monetary support*] terms of a later-issued child support judgment of a court if:

11 (a) The two child support judgments involve the same obligor and child and the same period;

12 (b) The administrator [*was*] **is** providing services under ORS 25.080;

13 [*(c) The later-issued child support judgment was entered before January 1, 2004;*]

14 [(*d*)] (c) The administrator or a court [*gave*] **gives** the later-issued child support judgment pre-
15 cedence over the earlier-issued child support judgment originating under ORS 416.440; and

16 [(*e*)] (d) All parties had an opportunity to challenge the amount of child support ordered in the
17 later-issued child support judgment.

18 (3) Notwithstanding the provisions of ORS 25.091 (11) and 416.448 (7), for purposes of reconciling
19 any [*monetary*] support [*arrear*s or *credit*s] **payment records** under the two child support judgments
20 described in subsection (2) of this section:

21 (a) The [*monetary support*] terms of the child support judgment originating under ORS 416.440
22 are deemed terminated on the effective date of the later-issued child support judgment; and

23 (b) Entry of the later-issued child support judgment does not affect any support payment
24 arrearage or credit that has accrued under the earlier-issued child support judgment originating
25 under ORS 416.440.
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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.