

PRELIMINARY STAFF MEASURE SUMMARY**CARRIER:**

Senate Committee on Judiciary

REVENUE: May have revenue impact, statement not yet issued**FISCAL: May have fiscal impact, statement not yet issued****SUBSEQUENT REFERRAL TO:****Action:****Vote:****Yeas:****Nays:****Exc.:****Prepared By:** Whitney Perez, Counsel**Meeting Dates:** 2/3

WHAT THE MEASURE DOES: Allows courts to order person who is not parent to a child but has parent-child relationship or ongoing relationship with child to provide financial support if court has granted custody, guardianship, visitation, contact rights or other rights to person. Allows motion to set aside or modify order granting custody, guardianship, visitation, contact or other rights or requiring financial support of a child without a showing of substantial change of circumstances.

ISSUES DISCUSSED:**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

BACKGROUND: ORS 109.119 governs when a person, who is not the parent of the child, may petition a court that has jurisdiction over a child for custody, guardianship, visitation, contact or other rights with that child. This statute includes any person, such as a grandparent, foster parent, and stepparent. It provides that if certain findings of facts are made, the court shall grant custody, guardianship, visitation or other rights to a person who has a child-parent relationship with the child. If the person has an ongoing personal relationship with the child and the court makes certain findings of fact than the court shall grant visitation or contact rights. It also defines key terms including "child-parent relationship" and "ongoing personal relationship."

Senate Bill 1567 adds a provision that the court shall consider requiring, and authorizes the court to order, a person who has been awarded custody, guardianship, visitation, contact rights or other rights under this provision to contribute to the financial support of the child. The court is directed to consider the nature and extent of the contact allowed by order in making this determination.

The measure also allows any party to petition the court to modify or set-aside any orders for financial support or custody, guardianship, visitation, contact rights or other rights ordered without a showing of substantial change of circumstances.