

**SB 492 STAFF MEASURE SUMMARY**

**Carrier:** Sen. Prozanski

**Senate Committee On Judiciary**

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**Action Date:** 03/01/17  
**Action:** Do pass.  
**Vote:** 3-2-0-0  
**Yeas:** 3 - Dembrow, Manning Jr, Prozanski  
**Nays:** 2 - Linthicum, Thatcher  
**Fiscal:** Has minimal fiscal impact  
**Revenue:** No revenue impact  
**Prepared By:** Channa Newell, Counsel

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**WHAT THE MEASURE DOES:**

Provides avenue for exchange of financial documents outside of filing for modification of judgment. Applies to judgments of marital annulment, dissolution, or separation in which award of spousal support is due and owing. Requires party requesting documents to provide own documents to other party as part of request. Specifies request may only be made once every two years. Allows redaction of all account numbers, personal identification information, addresses, and employer information.

**ISSUES DISCUSSED:**

- Measure does not create a new support obligation
- Limited information available in exchange
- Requesting party must supply own information before obligation attaches to other party
- Goal to create process without spending time or money going to court
- Existing process for modification of child support orders through administrative proceedings

**EFFECT OF AMENDMENT:**

No amendment.

**BACKGROUND:**

Under current Oregon law, the only means of determining whether a modification of spousal support is warranted due to a substantial change in economic circumstances is to file a modification action with the court.

Senate Bill 492 allows a party to request certain financial documents from another party when there is a judgment in a marital dissolution, annulment, or separation and an award of spousal support still remains. The requesting party must send his or her own financial documents with the request. Requests must be in writing and may only be made once every two years. The documents that can be requested and must be sent include the first and second page of the most recent state and federal income tax returns or, if no tax returns were filed, all records of income for the prior calendar year. The parties may redact all identifying contact information, including addresses, employer addresses, and account numbers, but must provide their name on the documents. If the request is properly made and the requesting party's documentation is provided, the other party must provide the information.