

SB 516 A STAFF MEASURE SUMMARY

Carrier: Rep. Sprenger

House Committee On Judiciary

Action Date: 05/23/17

Action: Do Pass the A-Eng bill.

Vote: 10-0-1-0

Yeas: 10 - Barker, Gorsek, Greenlick, Lininger, Olson, Post, Sanchez, Stark, Vial, Williamson

Exc: 1 - Sprenger

Fiscal: No fiscal impact

Revenue: No revenue impact

Prepared By: Whitney Perez, Counsel

WHAT THE MEASURE DOES:

Requires orders for child or spousal support to have payment due date on the first day of the month. Specifies that for enforcement purposes, income withholding will be on first day of month, even if due date is another day. Allows monthly average for alternative payment structures. Specifies liens and actions to which requirement does not apply. Specifies when support payments become delinquent.

ISSUES DISCUSSED:

- Applies to all orders issued or modified after measure is enacted
- Measure helps avoid confusion on when payments are due or delinquent

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

The Oregon Department of Justice's Division of Child Support is responsible for processing over \$1 million each day in medical and child support of children. The Division assists in establishing paternity, locating parents, determining child support amounts, and collecting child support payments. The Division may collect spousal support when spousal support is part of a child support order or the obligee receives assistance. In the latter circumstance, the Division does not provide enforcement services.

Senate Bill 516-A requires all orders for child or spousal support to have payment due on the first day of the month. It also specifies that for enforcement purposes, income withholding will be on first day of month, even if the due date is another day, and allows for a monthly average for alternative payment structures. SB 516-A specifies liens and actions to which this requirement does not apply. Finally, it specifies when support payments become delinquent.