

SB 513 A STAFF MEASURE SUMMARY

Carrier: Rep. Post

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: Has minimal fiscal impact

Revenue: No revenue impact

Prepared By: Whitney Perez, Counsel

WHAT THE MEASURE DOES:

Removes requirement that Department of Justice notify obligor or obligee in child support case that Department will request consumer report for purposes of establishing or modifying support order. Allows request of consumer report for purposes of enforcing support order.

ISSUES DISCUSSED:

- Federal law used to require a ten day notice, but that requirement has been removed
- Ten day notice caused delays

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 expenses and child support for children. The Division assists in establishing paternity, parent location, determination of child support amounts, and collections on child support payments. The Division must follow state and federal guidelines for processing child support. The federal Fair Credit Reporting Act previously required 10 days notice to a person when requesting the person's consumer report. A consumer report provides the Division with information about a parent who owes child support, including income and location. In 2015, the Fair Credit Reporting Act was revised, removing the 10 day notice requirement and allowing for the use of consumer reports for enforcement of a child support order.

Senate Bill 513-A removes the current requirement that the Division notify an obligor or obligee when it requests a consumer credit report in child support cases and allows the Division to request reports in order to enforce a support order.