

# Senate Bill 822

Sponsored by COMMITTEE ON JUDICIARY AND BALLOT MEASURE 110 IMPLEMENTATION

## 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**.

Consolidates unpaid child support accruing under superseded child support order into amounts payable under later-issued court order.

### A BILL FOR AN ACT

1  
2 Relating to child support; amending ORS 25.095.

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

4 **SECTION 1.** ORS 25.095 is amended to read:

5 25.095. (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 25.531 to the contrary, the terms  
9 of a child support judgment originating under ORS 25.529 are terminated by the terms of a later-  
10 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 is providing services under ORS 25.080;

13 (c) The administrator or a court gives the later-issued child support judgment precedence over  
14 the earlier-issued child support judgment originating under ORS 25.529; and

15 (d) All parties had an opportunity to challenge the amount of child support ordered in the  
16 later-issued child support judgment.

17 (3) Notwithstanding the provisions of ORS 25.091 (11) and 25.531 (7), for purposes of reconciling  
18 any support payment records under the two child support judgments described in subsection (2) of  
19 this section:

20 (a) The terms of the child support judgment originating under ORS 25.529 are deemed terminated  
21 on the effective date of the later-issued child support judgment; and

22 (b) Entry of the later-issued child support judgment does not affect **the amount of** any support  
23 payment arrearage or credit that has accrued under the earlier-issued child support judgment orig-  
24 inating under ORS 25.529.

25 **(4) Any arrearage that accrued under a judgment that is terminated as provided in sub-**  
26 **section (2) of this section or that is explicitly terminated by any other later-issued court**  
27 **judgment is subsumed by the later-issued court judgment and is enforceable in the court**  
28 **case in which the later-issued court judgment was entered.**

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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.