

**SB 184 A STAFF MEASURE SUMMARY**

**Carrier:** Sen. Taylor

**Senate Committee On Labor and Business**

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**Action Date:** 02/09/23

**Action:** Do pass with amendments. (Printed A-Eng.)

**Vote:** 4-1-0-0

**Yeas:** 4 - Hansell, Jama, Patterson, Taylor

**Nays:** 1 - Bonham

**Fiscal:** No fiscal impact

**Revenue:** No revenue impact

**Prepared By:** Whitney Perez, LPRO Analyst

**Meeting Dates:** 1/24, 2/9

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**WHAT THE MEASURE DOES:**

Modifies employer reporting requirements to Division of Child Support of Oregon Department of Justice to include engagement or reengagement of independent contractors. Defines "independent contractor" and "reengage."

**ISSUES DISCUSSED:**

- Challenges identifying independent contractors
- Clarification on definition of "independent contractor"
- Self-employed persons are not addressed in this measure
- Income withholding order is federally mandated tool
- Impact on employers

**EFFECT OF AMENDMENT:**

Restores definition of "employee." Modifies definition of "independent contractor."

**BACKGROUND:**

The Oregon Department of Justice (DOJ) maintains a Division of Child Support (Division). The Division offers several child support services for parents who pay or receive child support. Those services include such things as assistance in establishing paternity, establishing a child support order, and collecting child support payments. The Division has several means to enforce child support obligations including wage withholding, garnishment, and license suspension.

Oregon law requires certain employers to notify the Division of the hiring or rehiring of persons in Oregon whom the employer will pay earnings to. The Division maintains an Oregon Employer Services Portal to assist employers in meeting their reporting obligations. Senate Bill 184 A modifies this employer reporting requirement to include independent contractors.