

Requested by Senator GELSER BLOUIN

**PROPOSED AMENDMENTS TO
SENATE BILL 865**

1 On page 1 of the printed bill, line 2, delete “and” and insert a comma.

2 In line 3, after “419B.192” insert “and 419B.402”.

3 On page 3, delete lines 28 through 34 and insert:

4 **“SECTION 5.** ORS 419B.402 is amended to read:

5 **“419B.402. (1) Pursuant to ORS 18.035, the court shall ensure that any**
6 **order for support entered pursuant to ORS 419B.400 [shall be] is entered as**
7 **a judgment. [and the court does not have the power to set aside, alter or**
8 **modify the judgment, or any portion thereof, which provides for any payment**
9 **of money, either for minor children or the support of a party, which has ac-**
10 **crued prior to the filing of a motion to set aside, alter or modify the**
11 **judgment.]**

12 **“(2) If a motion is filed to set aside, alter or modify a judgment**
13 **described in subsection (1) of this section, the court may not set aside,**
14 **alter or modify the judgment, or any portion of the judgment, to the**
15 **extent that the set-aside, alteration or modification would affect**
16 **moneys that accrued prior to the date the motion is served on the**
17 **nonmoving party if the moneys that accrued are for minor children**
18 **or the support of a party.**

19 **“(3)(a) Notwithstanding subsection (2) of this section, when a judg-**
20 **ment is entered terminating or relinquishing a parent’s parental**
21 **rights, any child support arrears for that child owed to the State of**

1 Oregon by the parent are deemed satisfied as a matter of law.

2 “(b) Nothing in subsection (2) of this section limits the authority
3 of the court to deem satisfied any arrears under a judgment described
4 in subsection (1) owed to the State of Oregon by a parent.

5 **“SECTION 6. (1) Section 2 of this 2023 Act and the amendments to
6 ORS 109.270 and 419B.192 by sections 3 and 4 of this 2023 Act apply to
7 any placement decision made on or after the effective date of this 2023
8 Act and to any appeal of a placement decision that is under consider-
9 ation on the effective date of this 2023 Act.**

10 **“(2) The amendments to ORS 419B.402 by section 5 of this 2023 Act
11 apply to matters involving moneys for support that are unpaid or ac-
12 cruing before, on or after the effective date of this 2023 Act.**

13 **“SECTION 7. This 2023 Act being necessary for the immediate
14 preservation of the public peace, health and safety, an emergency is
15 declared to exist, and this 2023 Act takes effect on its passage.”.**

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