

HB 3348 A STAFF MEASURE SUMMARY

Senate Committee On Human Services

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Meeting Dates: 4/22, 4/29

WHAT THE MEASURE DOES:

The measure makes changes to the administration of the Oregon Child Support Program administered by the Department of Justice, including allowing delivery of certain notifications and legal documents by electronic mail, rather than physical mail, if authorized by the recipient. The measure allows authorized entities to accept an individual's federal Individual Taxpayer Identification Number (ITIN) if they do not have a Social Security Number (SSN) for purposes of suspending a license, certificate, permit, or registration due to a child support case. The measure specifies that a later-issued child support judgment supersedes an earlier judgment that involves the same child and parents. The measure modifies statutory definitions and makes clarifying changes to program administration.

Detailed Summary:

Identification for Licensing Subject to Suspension (Section 3)

- Allows a state agency, board, or commission that issues certain licenses, certificates, permits, or registrations that may be suspended due to violations of child support orders to accept an individual's federal ITIN or other federal identification if the individual does not have an SSN.

Multiple Judgments (Section 4)

- Specifies that a later-issued child support judgment supersedes an earlier judgment if it involves the same child and parents, and if the later-issued judgment changed the child support obligation from one parent to another but did not expressly terminate the earlier obligation.

Child Support Program Administration, Conforming Amendments, and Repeals (Sections 5-79)

- Changes references to "support enforcement" and "enforcing agency" to "child support" and "child support program," respectively.
- Modifies the definition of "public assistance" to exclude payments to adjudicated youth.
- Permits the delivery of certain notices, orders, and other legal documents regarding child support by electronic mail or delivery, rather than by regular first class mail, if authorized by the recipient. Modifies processes and specifies exceptions.
- Allows for an application to enroll in the Oregon Child Support Program to be incorporated into a motion or petition that requests child support, in addition to a support judgment.
- Allows legal documents to be served upon an obligee to an address at which the obligee receives public assistance.
- Allows for child support enforcement to be requested by another state or foreign country in alignment with the Uniform Interstate Family Support Act and the Convention and the International Recovery of Child Support and Other Forms of Family Maintenance (ORS chapter 110).
- Makes clarifying and conforming amendments.
- Repeals statutes related to recovery of support for adjudicated youth and for district attorneys to continue to enforce child support cases that originated prior to October 1, 1985.

REVENUE: No revenue impact

FISCAL: Has minimal fiscal impact

HOUSE VOTE: Ayes, 55; Nays, 0; Excused, 5

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

The [Oregon Child Support Program](#) is Oregon's program for administering court-ordered child support payments as provided under [Title IV-D of the Social Security Act](#). The program is a partnership between the Oregon Department of Justice (DOJ) and 17 county District Attorney offices to provide services and support for children who are involved in family court proceedings. Some of the services provided by the program include establishing paternity, locating a noncustodial parent, and collecting and processing child support payments. If child support payments are not collected voluntarily, the Oregon Child Support Program can take [certain actions](#) to enforce orders collect payments. These enforcement actions include suspension of certain recreational, driver, and occupational licenses and garnishing a person's income.

Under [ORS 25.785](#), agencies and boards that issue licenses that may be suspended by the Oregon Child Support Program must record an applicant's Social Security Number (SSN) or may accept a written statement from an applicant that does not have a SSN. Additionally, throughout [ORS chapter 25](#), notices and other legal documents may only be served by first class mail. Finally, current law limits the circumstances under which a new judgment for child support overrides a previous judgment that involves the same parents and child ([ORS 25.095](#)).