

## SENATE AMENDMENTS TO A-ENGROSSED HOUSE BILL 2210

By COMMITTEE ON RULES

June 24

- 1 On page 1 of the printed A-engrossed bill, line 3, after “108.110,” insert “110.303,”.
- 2 After line 11, insert:
- 3 “(2) ‘Child’ has the meaning given that term in ORS 110.303.”
- 4 In line 12, delete “(2)” and insert “(3)”.
- 5 In line 15, delete “(3)” and insert “(4)”.
- 6 In line 16, delete “(4)” and insert “(5)”.
- 7 In line 19, delete “(5)” and insert “(6)”.
- 8 In line 21, delete “(6)” and insert “(7)”.
- 9 On page 2, line 9, delete “(7)” and insert “(8)”.
- 10 In line 12, delete “(8)” and insert “(9)”.
- 11 In line 15, delete “(9)” and insert “(10)”.
- 12 In line 17, delete “(10)” and insert “(11)”.
- 13 In line 18, delete “(11)” and insert “(12)”.
- 14 On page 9, after line 15, insert:
- 15 “**SECTION 8.** ORS 110.303 is amended to read:
- 16 “110.303. As used in this chapter:
- 17 “(1) ‘Child’ means an individual, whether over or under the age of majority, who is or is alleged
- 18 to be owed a duty of support by the individual’s parent or who is or is alleged to be the beneficiary
- 19 of a support order directed to the parent.
- 20 “(2) ‘Child support order’ means a support order for a child, including a child who has attained
- 21 the age of majority under the law of the issuing state.
- 22 “(3) ‘Duty of support’ means an obligation imposed or imposable by law to provide support for
- 23 a child, spouse or former spouse, including an unsatisfied obligation to provide support.
- 24 “(4) ‘Home state’ means the state in which a child lived with a parent or a person acting as a
- 25 parent for at least six consecutive months immediately preceding the time of filing of a petition or
- 26 comparable pleading for support and, if a child is less than six months old, the state in which the
- 27 child lived from birth with a parent or a person acting as a parent. A period of temporary absence
- 28 is counted as part of the six-month or other period.
- 29 “(5) ‘Income’ includes earnings or other periodic entitlements to moneys from any source and
- 30 any other property subject to withholding for support under the laws of this state.
- 31 “(6) ‘Income-withholding order’ means an order or other legal process directed to an obligor’s
- 32 employer or other third party in possession of a monetary obligation owed to an obligor, as defined
- 33 by the income-withholding law of this state, to withhold support from the income of the obligor.
- 34 “(7) ‘Initiating state’ means a state from which a proceeding is forwarded or in which a pro-
- 35 ceeding is filed for forwarding to a responding state under this chapter or a law or procedure sub-

1     stantially similar to this chapter, or under a law or procedure substantially similar to the Uniform  
2     Reciprocal Enforcement of Support Act or the Revised Uniform Reciprocal Enforcement of Support  
3     Act.

4     “(8) ‘Initiating tribunal’ means the authorized tribunal in an initiating state.

5     “(9) ‘Issuing state’ means the state in which a tribunal issues a support order or renders a  
6     judgment determining parentage.

7     “(10) ‘Issuing tribunal’ means the tribunal that issues a support order or renders a judgment  
8     determining parentage.

9     “(11) ‘Law’ includes decisional and statutory law and rules and regulations having the force of  
10    law.

11    “(12) ‘Obligee’ means:

12    “(a) An individual to whom a duty of support is or is alleged to be owed or in whose favor a  
13    support order has been issued or a judgment determining parentage has been rendered;

14    “(b) A state or political subdivision:

15    “(A) To which the rights under a duty of support or support order have been assigned [*or*];

16    “(B) That has independent claims based on financial assistance provided to an individual  
17    obligee; or

18    “(C) **That has independent claims based on the care or custody of a child; or**

19    “(c) An individual seeking a judgment determining parentage of the individual’s child.

20    “(13) ‘Obligor’ means an individual or the estate of a decedent:

21    “(a) Who owes or is alleged to owe a duty of support;

22    “(b) Who is alleged but has not been adjudicated to be a parent of a child; or

23    “(c) Who is liable under a support order.

24    “(14) ‘Register’ means to record or file a support order or judgment determining parentage in  
25    the appropriate location for the recording or filing of foreign judgments generally or foreign support  
26    orders specifically.

27    “(15) ‘Registering tribunal’ means a tribunal in which a support order is registered. The regis-  
28    tering tribunal of this state is the circuit court.

29    “(16) ‘Responding state’ means a state in which a proceeding is filed or to which a proceeding  
30    is forwarded for filing from an initiating state under this chapter or a law substantially similar to  
31    this chapter, or under a law or procedure substantially similar to the Uniform Reciprocal Enforce-  
32    ment of Support Act or the Revised Uniform Reciprocal Enforcement of Support Act.

33    “(17) ‘Responding tribunal’ means the authorized tribunal in a responding state.

34    “(18) ‘Spousal support order’ means a support order for a spouse or former spouse of the obligor.

35    “(19) ‘State’ means a state of the United States, the District of Columbia, Puerto Rico, the  
36    United States Virgin Islands or any territory or insular possession subject to the jurisdiction of the  
37    United States. The term ‘state’ includes:

38    “(a) An Indian tribe; and

39    “(b) A foreign jurisdiction that has enacted a law or established procedures for issuance and  
40    enforcement of support orders that are substantially similar to the procedures under this chapter,  
41    the Uniform Reciprocal Enforcement of Support Act or the Revised Uniform Reciprocal Enforcement  
42    of Support Act.

43    “(20) ‘Support enforcement agency’ means the Administrator of the Division of Child Support of  
44    the Department of Justice or a district attorney authorized to:

45    “(a) Seek enforcement of support orders or laws relating to the duty of support;

1       “(b) Seek establishment or modification of child support;

2       “(c) Seek determination of parentage; or

3       “(d) Locate obligors or their assets.

4       “(21) ‘Support order’ means a judgment, decree or order, whether temporary, final or subject to  
5 modification, for the benefit of a child, a spouse or a former spouse, which provides for monetary  
6 support, health care, arrearages or reimbursement, and may include related costs and fees, interest,  
7 income withholding, attorney fees and other relief.

8       “(22) ‘Tribunal’ means a court, administrative agency or quasi-judicial entity authorized to es-  
9 tablish, enforce or modify support orders or to determine parentage.”.

10       In line 16, delete “8” and insert “9”.

11       In line 28, delete “9” and insert “10”.

12       On page 11, line 26, delete “10” and insert “11”.

13       In line 36, delete “11” and insert “12”.

14       In line 43, delete “12” and insert “13”.

15       On page 12, line 18, after “(1)” insert “(a)”.

16       On page 13, line 15, delete “13” and insert “14”.

17       In line 44, delete “14” and insert “15”.

18       On page 14, line 14, delete “15” and insert “16”.

19       In line 43, delete “16” and insert “17”.

20       In line 44, delete “17” and insert “18”.

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