

House Bill 2213

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Attorney General Hardy Myers for Department of Justice)

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**.

Declares state policy regarding spousal support obligations. Removes requirement that district attorney or Division of Child Support provide income withholding services for payment of spousal support.

A BILL FOR AN ACT

1
2 Relating to enforcement of spousal support obligations; creating new provisions; and amending ORS
3 25.381.

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

5 **SECTION 1.** ORS 25.381 is amended to read:

6 25.381. Whenever support rights are not and have not at any time during the past five months
7 been assigned to this or another state, and no arrearages under a support order are so assigned, the
8 [*district attorney or, as appropriate, the Division of Child Support of the Department of Justice*] **ad-**
9 **ministrator** shall provide, upon request of an obligor or obligee, services sufficient to permit es-
10 tablishment of income withholding under ORS 25.378[, *including services necessary to establish a*
11 *support payment record under ORS 25.164 and 25.167*] **for payment of child support**. These services
12 shall be provided to the obligee without the necessity of an application for support enforcement
13 services under Title IV-D of the Social Security Act (42 U.S.C. 651 et seq.).

14 **SECTION 2.** **ORS 25.381, 25.384 and 25.387 are added to and made a part of ORS 25.372 to**
15 **25.427.**

16 **SECTION 3.** (1) **The Legislative Assembly finds that it is in the best interests of a former**
17 **spouse for whom a court has awarded spousal support, as well as the people of this state,**
18 **that the spousal support obligations be fulfilled.**

19 (2) **It is the policy of this state that a former spouse for whom a court has awarded**
20 **spousal support must be supported by the other former spouse in accordance with the**
21 **court's judgment.**

22 **SECTION 4.** **Section 3 of this 2005 Act is added to and made a part of ORS chapter 107.**
23

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.