

137-050-0740

## Social Security and Veterans' Benefits

(1) For the purposes of this rule:

(a) "Apportioned Veterans' benefits" means the amount the Veterans Administration deducts from the **an obligated parent's** veteran's award and disburses to the child or **to the child's** ~~his or her~~ representative payee; and

(b) "Social Security benefits" refer to those benefits paid on behalf of a disabled or retired **obligated** parent to a child or a child's representative payee.

(2) The **cash child** support obligation may be reduced dollar for dollar in consideration of any Social Security or apportioned veterans' benefits; and

(3) The **cash child** support obligation must be reduced dollar for dollar in consideration of any Survivors' and Dependents' Educational Assistance (veterans' benefit) under 38 U.S.C. chapter 35.

**(4) A parent is not entitled to a reduction in support for Veterans' or Social Security benefits that are not paid to the child or towards the child or to the child's physical custodian, or that do not result from the obligated parent's own disability or retirement, or, in the case of subsection (3), from that parent's military service.**

Stat. Auth: ORS 25.270 – 25.290, 180.345

Stats. Implemented: ORS 25.270 – 25.290