



# Oregon Department of Justice

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## Division of Child Support

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January 13, 2014

**We distribute the notice of rulemaking by mailing a paper copy or by email. If you now receive a paper copy and would prefer to receive future Child Support Program notices of rulemaking via email instead of paper copy, please let us know by sending an email to [lori.woltring@doj.state.or.us](mailto:lori.woltring@doj.state.or.us).**

## OREGON CHILD SUPPORT ADMINISTRATIVE RULES

To Interested Persons:

This notice addresses two matters:

First, we filed a notice of proposed rulemaking and corresponding statement of need and fiscal impact (copies enclosed) with the Secretary of State's office. The last date for written public comment on the proposed changes is **Friday, March 21, 2014, at 5:00 p.m.**

A summary of the rule changes related to each rule is listed below. This summary is provided as a courtesy only and may not be a complete statement of the rule changes. You may access the proposed rules at: <http://www.oregonchildsupport.gov/laws/nprm/pages/index.aspx>. We anticipate filing final rules effective April 1, 2014.

And second, we filed temporary rules effective January 13, 2014. A copy of the temporary certificate and statement of need is enclosed and a summary of the temporary rule changes related to each rule is listed below. You may also access the temporary rules at: <http://www.oregonchildsupport.gov/laws/last90days/pages/index.aspx>

### Summary of proposed rule changes.

OAR 137-055-1100, OAR 137-055-3360, OAR 137-055-3500, OAR 137-055-3660, OAR 137-055-5510 and OAR 137-055-6120 are being amended to update cite references and correct typos and grammatical errors:

OAR 137-055-3300 is being amended to clarify that an incarcerated obligor is not precluded from requesting either periodic review or change of circumstance modification at any time.

OAR 137-055-3435 is being amended to clarify that a parent may contest whether there has been a change in physical custody and the time during which the change occurred, as provided in the other parent's change of custody affidavit.

OAR 137-055-7180 is being amended to clarify that a Determination of Controlling Order must be filed in court within 30 days of its issuance.

**Summary of temporary rules changes:**

OAR 137-055-2170 is amended to include every potential type of hearing at which a case manager might appear and defines roles and responsibilities of lay representatives.

OAR 137-055-3420 is amended to clarify that a child support order is not in substantial compliance with the guidelines if it has been more than 35 months since the order took effect.

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If you have questions, you may contact Lori Woltring, via email at [lori.woltring@doj.state.or.us](mailto:lori.woltring@doj.state.or.us), by phone at (503) 947-4367, or by fax at (503) 947-2578.

Sincerely,

Lori Woltring  
Rules Coordinator

Enclosures