

137-055-2020

Referral of TANF and Medical Assistance Cases to DCS

(1) The Department of Human Services shall notify the Division of Child Support (DCS) when the department provides TANF cash assistance, or medical assistance under the EXT, MAA, MAF, OHP, or SAC programs as defined in OAR 461-101-0010, to children and/or to a pregnant woman when one or both parents of each child, or the father of the pregnant woman's unborn, are absent from the benefit group.

(2) DCS is responsible for establishing paternity and for establishing and enforcing child support and health care coverage for all children receiving TANF cash assistance or EXT, MAA, MAF, OHP, or SAC medical assistance when one or both parents are absent from the benefit group.

(3) Notwithstanding sections (1) and (2) of this rule, if an Oregon county district attorney is already providing child support services pursuant to ORS 25.080(1)(b) on a case where the family, or a family member, is found eligible for MAF or OHP, the district attorney will continue to provide services for both child support and health care coverage on that case.

(4) In non-TANF cases, the obligee may elect not to pursue establishment and enforcement of a child support obligation. If the obligee so elects, the administrator will provide only those services necessary to establish and enforce an order for health care coverage, including establishment of paternity where necessary.

Stat. Auth.: ORS 25.080 and section 2, chapter 73, Oregon Laws 2003

Stats. Implemented: ORS 25.080