

**137-055-5025**

**Payment of Child Support to Other than the Department of Justice**

(1) If current or past support is not assigned to the State of Oregon or another state, the parties may elect for support payments to be made:

(a) To the obligee's checking or savings account; or

(b) To an escrow agent licensed under ORS 696.511 to accept and disburse support payments by electronic fund transfer.

(2) An election by the parties must be in writing and filed with the court that entered the support order and include:

(a) The signatures of both the obligee and obligor;

(b) The amount of the support payment and date the payment is due;

(c) The court case number; and

(d) The account number of the checking or savings account or the name of the escrow agent and account number into which the payments are to be electronically transferred.

(3) If IV-D services are being provided and the order is not otherwise subject to ORS 25.020, upon receipt of a court order or election of the parties to make payments to an escrow agent or bank account, the administrator will close its case and discontinue services:

(a) After expiration of the 60-day case closure notice as provided in OAR 137-055-1120; or

(b) Immediately upon the signed written request of both parties waiving the 60-day notice.

(4) An election will terminate if:

(a) An application for services is received by the Child Support Program subsequent to an election; or

(b) Support is assigned to the State of Oregon or another state.

(5) When the administrator establishes arrears pursuant to OAR 137-055-3240 and the parties previously made payments through an escrow agent as provided in subsection (1)(b), the administrator may use the payment history of the escrow agent to establish arrears for any time period escrow services were provided.

Stat. Auth: ORS 25.030

Stats. Implemented: ORS 25.030; ORS 25.130