

137-055-5020

Payment of Support Obligations

- (1) Regardless of the provisions of a support order, the obligor must make all support payments to the Division of Child Support (DCS) while the obligee receives assistance in the form of TANF cash assistance, foster care or Oregon Youth Authority services.
- (2) The obligor must continue to pay support to DCS after assistance ends, for as long as arrears are assigned to the state or support enforcement services are provided.
- (3) When a case with a support order is activated on the Child Support Enforcement Automated System, DCS will send notice to the obligor and obligee of the requirement to pay through DCS. Except as provided in OAR 137-055-5060, DCS will begin billing in the first full calendar month following 30 days from receipt of the referral or from the date the TANF benefits are issued. DCS shall determine the arrears on a newly activated case pursuant to OAR 137-055-3240.
- (4) An obligor may pay DCS by money order, personal check, certified check, cashier or traveler's check, earnings allotment, cash or by authorizing electronic payment withdrawal from the obligor's account at a financial institution.
- (5) Payment by electronic payment withdrawal may be established by completing an application furnished by and delivered to DCS, subject to the following conditions:
 - (a) The obligor's financial institution must be a participant in the Oregon Automated Clearinghouse Association;
 - (b) The obligor must be subject to a support order requiring payment to DCS or support enforcement services are being provided under ORS 25.080;
 - (c) The application must be complete and signed by all signatories to the obligor's account at the financial institution;
 - (d) The application must establish a monthly withdrawal date, no later than the monthly support due date, and the amount to be paid to DCS on each monthly withdrawal date from the obligor's account at the financial institution;
 - (e) DCS will notify the applying obligor, the obligee, and the child who qualifies as a child attending school under OAR 137-055-5110, by mail if they qualify for the electronic payment withdrawal process and of the initial withdrawal date;
 - (f) The obligor may revoke the electronic payment withdrawal authorization by notifying DCS at least 10 days before the monthly withdrawal date;
 - (g) DCS may revoke the authorization when there are insufficient funds in the obligor's account to make the authorized payment and no advance notice of that has been received. DCS will mail a notice of revocation to the parties;
 - (h) DCS may refuse an obligor's application if it is not fully completed, or if the obligor

has made any support payment to DCS with insufficient funds in the 12-month period preceding the obligor's application.

Stat. Auth.: ORS 25.080; ORS 25.427; ORS 180.345

Stats. Implemented: ORS 25.020; ORS 25.396

Effective: September 1, 2005