

137-055-6023

Exceptions to Distribution

(1) Notwithstanding the provisions of OAR 137-055-6021 to 137-055-6024, support payments received on behalf of an obligor with an open bankruptcy case will be allocated and distributed as directed by the bankruptcy trustee, the obligor's bankruptcy plan and in accordance with federal bankruptcy law.

(2) Notwithstanding OAR 137-055-6024, DOJ may allocate support payments to multiple cases as directed when the obligor or a responding jurisdiction designates in writing the amounts to be allocated to each case, if the designation is made at the time of payment.

(3) Notwithstanding OAR 137-055-6024, DOJ will allocate support payments to one case, rather than proportionately, when:

(a) The support payment resulted from a garnishment, issued pursuant to ORS chapter 18, on a particular case; or

(b) The support payment resulted from the sale or disposition of a specific piece of property against which a court awarded a specific obligee a judgment lien for child support; or

(c) The support payment resulted from a contempt order in a particular case; or

(d) Any other judicial order that requires distribution to a particular case.

Stat. Auth.: ORS 25.020; ORS 180.345

Stats. Implemented: ORS 25.020

Effective: October 3, 2005