

137-050-0720
Adjusted Income

(1) "Adjusted income" means income, as determined in OAR 137-050-0715, after:

- (a) Deducting mandatory contributions to a union or other labor organization;
- (b) If health care coverage is ordered as provided in ORS 25.323, deducting any cost associated with enrolling or maintaining the providing party in the insurance, if enrollment of the providing party is necessary to insure the child;
- (c) Deducting the parent's monetary spousal support obligation, whether ordered in the same or a different proceeding, to this or a different party and whether paid or not;
- (d) Adding the amount of court-ordered monetary spousal support owed to the parent, whether ordered in the same or a different proceeding, by this or a different party and whether paid or not; and
- (e) Applying the additional child deduction described in section (2) of this rule.

(2) A parent is entitled to an income deduction when the parent is legally responsible for the support of a child not included in the current calculation.

(a) To qualify for the additional child deduction, the minor child must reside in the parent's household or the parent must be ordered to pay ongoing support for that child.

(b) A child attending school, as defined in ORS 107.108 and OAR 137-055-5110, qualifies the parent for the additional child deduction only if the parent is ordered to pay ongoing support for the child attending school.

(c) A stepchild only qualifies a parent for an additional child deduction if the parent is ordered to pay ongoing support for the stepchild.

(d) To calculate the additional child deduction:

(A) Subtract the union dues, health care coverage and spousal support deductions described in subsections 1(a), 1(b) and 1(c) of this rule from the parent's income;

(B) Add the amount of spousal support described in subsection (1)(d) of this rule to the parent's income; and

(C) Use the result to reference the obligation scale in the appendix using the income and number of children determined in this section to determine the total additional child deduction.

Stat. Auth.: ORS 25.270 – 25.290, 180.345
Stats. Implemented: ORS 25.270 – 25.290
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