

**137-050-0735**  
**Child Care Costs**

(1) Adjust the support obligation for child care costs if the child for whom support is being calculated is disabled or under the age of 13. The adjustment is equal to the average monthly child care expense less any state or federal child care tax credit.

(2) Child care costs can be incurred by either parent, but must be related to the parent's employment, job search, or training or education necessary to obtain a job. Only child care costs that can be documented and determined can be considered.

(3) Child care costs are allowable only to the extent that they are reasonable and, except as provided in section (4), do not exceed the maximums set out in table 1. For the purposes of applying the maximums, the location of the provider determines which rates apply.

Table 1

Age of Child	Cities of Portland, Bend, Eugene, Corvallis, Springfield, Monmouth, Ashland Maximum Per Child	All Other Oregon or Out of State Locations Maximum Per Child
Newborn to 1 year	\$900	\$573
1 year to 3 years	\$894	\$557
3 years to 6 years	\$705	\$435
6 years and older	\$698	\$410

(4) The maximum amounts allowed by the Department of Human Services in their Employment-Related Day Care allowance tables at OAR 461-155-0150 (<http://dhsmanuals.hr.state.or.us/EligManual/07cc-f.htm#RateCharts>) may be used as cost maximums in lieu of the abbreviated table in section (3).

(5) Child care costs incurred or to be incurred by a parent include any amounts paid by government subsidies for that parent.

(6) As used in this rule, "child with disabilities" means a child who has a physical or mental disability that substantially limits one or more major life activities (self-care, walking, seeing, speaking, hearing, breathing, learning, working, etc.).

Stat. Auth.: ORS 25.270 – 25.290, 180.345  
 Stats. Implemented: ORS 25.270 – 25.290  
 Effective date: January 4, 2010