

137-055-3340

Establishment or Modification of Medical Support

~~(1) For the purposes of establishing or modifying medical support, the definitions in ORS 25.321, OAR 137-050-0750 and OAR 137-055-1020 apply.~~

~~(2) In any action to establish or modify an Oregon child support order when services are being provided under ORS 25.080, if both parents have appropriate and available health care coverage, the administrator will seek an order requiring both parties to provide coverage, unless the parties agree that only one parent will provide the coverage and there is no assignment of medical rights to the state.~~

~~(3) When medical support is contingent, as described in OAR 137-050-0750(10), unless otherwise specified in the order, the following provisions apply:~~

~~(a) For cases in which the providing party's appropriate private health care coverage is no longer available, the administrator will notify the parties that coverage has stopped and that cash medical support provisions in the order, if any, will begin the month following the month in which the coverage stopped; and~~

~~(b) For cases in which appropriate health care coverage becomes available, after notice from a party or other source, the administrator will notify the parties that coverage is now available and that cash medical support will stop effective the month after the child is enrolled or the administrator receives notice, whichever is later.~~

~~(4) When ordering cash medical support under OAR 137-050-0750, the administrator will not order an obligee to pay cash medical support.~~

Stat. Auth.: ORS 25.080 and 180.345

Stats. Implemented: ORS 25.080, 25.270 - 25.343

Effective Date: April 1, 2010