

Chapter 8

8.011 PARENT EDUCATION PROGRAM

(1) Mandatory Parent Education Program

(a) A parent education program of the type authorized by ORS 3.425 is established. The program shall provide information on the impact of family restructuring on the children to each person named as a party in the following types of proceedings, when such proceedings involve minor children:

- (i) Annulment or dissolution of marriage,
- (ii) Legal separation,
- (iii) Petition to establish custody or parenting plans (including paternity), and
- (iv) Post-judgment litigation involving custody, or parenting plans.

(b) Each party who files an appearance in a proceeding of the types described above shall complete the program unless exempted by the Court. A final judgment shall not be entered in the proceeding until each party not otherwise exempted by the Court who has filed an appearance has completed the program.

(c) The party initiating the proceeding shall register for the program within 21 days after filing the first pleading with the Court. A copy of this local rule and instructions on how to register for the program shall be served by the initiating party on all parties against whom relief is sought. Service shall be completed in the manner provided in ORCP 7 at the time the initiating documents are served. All other parties shall have 30 days after service of the notice upon them to register for the program.

(d) The program provider shall issue a certificate of completion to the participant when the participant has completed the program. The participant must file the certificate with the Court.

(e) The Court may exempt one or both parties from the program if, after reviewing the requesting party's motion and supporting affidavit, the Court determines that participation is unnecessary or inappropriate.

(2) Sanctions

(a) Failure or refusal to complete the program in a timely manner shall be considered by the Court in making its ruling on issues which are in dispute.

(b) A party who has completed the program shall have the right to:

(i) Request that the pleadings of a party who has appeared be stricken if that party has not completed the program in a timely manner without good reason.

(ii) Request entry of an order from the Court to compel the non-complying party's completion of the program should the non-complying party not have completed the program in a timely manner without good reason. The Court may enter an award of attorney fees in favor of the complying party who utilizes this option to force the non-complying party's compliance with this rule.

8.043 TEMPORARY SUPPORT

Temporary support shall be determined without testimony, based on the affidavits filed by the parties. The moving party may respond to the adverse party's Responding Uniform Support Declaration. In any case involving temporary child support, the financial affidavits filed by the parties with the Court shall include applicable DCS child support computation worksheets. When the matter is ready for decision, the moving party shall notify the Court by filing a Notice Of Readiness For Decision.

8.045 PRE-JUDGMENT TEMPORARY ORDERS

(1) Motions for temporary relief requested pursuant to ORS 107.095 shall be accompanied by an order to show cause. Unless otherwise ordered by the Court, the order shall not include a date and time for hearing. The order shall notify the opposing party to respond in writing within 21 days of service. When the matter is ready for decision, the moving