FISCAL IMPACT OF PROPOSED LEGISLATION

Seventy-Seventh Oregon Legislative Assembly – 2013 Regular Session
Legislative Fiscal Office

*Only Impacts on Original or Engrossed
Versions are Considered Official*

Prepared by: John Terpening
Reviewed by: Steve Bender
Date: 6-7-2013

Measure Description:
Authorizes Chief Justice of Supreme Court to establish reasonable fees for use of state court electronic applications and systems.

Government Unit(s) Affected:
Judicial Department

Summary of Expenditure Impact: See Analysis

Local Government Mandate:
This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

Analysis:
The measure authorizes the Chief Justice of the Supreme Court to establish reasonable fees for the use of state court electronic applications and systems. Currently, the Chief Justice is able to establish fees for the Oregon Judicial Information Network (OJIN), and this measure would expand this authority to other applications utilized by the court system, including the eCourt program or other applications established in the future.

The measure establishes the State Court Technology Fund, separate and distinct from the General Fund, and continuously appropriates the moneys in the fund to the Judicial Department, and credits the interest earned back to the fund. All fee revenue received from the use of OJIN or other state court electronic applications are deposited into the fund, and the moneys in the fund are to be used for developing, maintaining and supporting state court electronic applications, services and systems.

The measure has an emergency clause and is effective on passage.

The revenue impact is indeterminate. The fees for the use of the eCourt application have not been established. There is no fiscal impact to the Judicial Department for the authority to establish fees or the establishment of the fund.

MEASURE: XB XXXX-X

Carrier – House: Rep.
Carrier – Senate: Sen.

Revenue:
Fiscal:

Action:	
Vote:	
House	
Yeas:	
Nays:	
Exc:	
Senate	
Yeas:	
Nays:	
Exc:	
Prepared By:	[LFO Analyst], Legislative Fiscal Office
Meeting Date:	[Full Committee Meeting Date]

WHAT THE MEASURE DOES: Allows Chief Justice to set reasonable fees for electronic applications. Declares emergency, effective on passage.

ISSUES DISCUSSED:
- -1 Amendment
- Fiscal impact of the measure

EFFECT OF COMMITTEE AMENDMENT: -1 amendment establishes the State Court Technology Fund and continuously appropriates moneys in the fund to the Judicial Department. All fees received for use of OJIN or other state court electronic applications are deposited into the fund. The monies in the fund are for the purpose of developing, maintaining and supporting state court electronic applications and systems.

BACKGROUND: ORS 1.002 currently allows the Chief Justice of the Supreme Court to set fees for the Oregon Judicial Information Network. New applications under Oregon eCourt are replacing the OJIN system. HB 2561 clarifies that the Chief Justice has the authority to set reasonable fees for the new electronic applications.

2013 Session

This summary has not been adopted or officially endorsed by action of the Committee.   Page 1 of 1

PROPOSED AMENDMENTS TO
HOUSE BILL 2561

1   On page 1 of the printed bill, line 2, after the first semicolon delete the

2   rest of the line and insert "creating new provisions; amending ORS 1.002;

3   appropriating money; and declaring an emergency.".

4   On page 3, after line 10, insert:

5   **"SECTION 2. (1) The State Court Technology Fund is established in**

6   **the State Treasury, separate and distinct from the General Fund. In-**

7   **terest earned by the State Court Technology Fund shall be credited to**

8   **the fund.**

9   **"(2) All fees received on and after July 1, 2013, for the use of the**

10   **Oregon Judicial Information Network and other state court electronic**

11   **applications and systems under ORS 1.002 (6) shall be deposited into**

12   **the fund.**

13   **"(3) Moneys in the fund are continuously appropriated to the Judi-**

14   **cial Department for the purpose of developing, maintaining and sup-**

15   **porting state court electronic applications, services and systems and**

16   **for providing access to and use of those applications, services and**

17   **systems.".**

18   In line 11, delete "2" and insert "3".

19   _____