

HB 2241 A STAFF MEASURE SUMMARY

Carrier: Rep. Piluso

Joint Committee On Ways and Means

Action Date: 06/14/19

Action: Do pass with amendments. (Printed A-Eng.)

House Vote

Yeas: 7 - Gomberg, Holvey, McLain, Nosse, Piluso, Rayfield, Smith G

Nays: 1 - Stark

Exc: 1 - McLane

Senate Vote

Yeas: 7 - Beyer, Frederick, Johnson, Manning Jr, Roblan, Steiner Hayward, Wagner

Nays: 4 - Girod, Hansell, Heard, Thomsen

Exc: 1 - Baertschiger Jr

Fiscal: Fiscal impact issued

Revenue: No revenue impact

Prepared By: Gregory Jolivette, Budget Analyst

Meeting Dates: 6/12, 6/14

WHAT THE MEASURE DOES:

Allows Chief Justice of Supreme Court to charge reasonable fees of public bodies for cost of providing electronic filing services. Deposits collected fees into State Court Technology Fund. Takes effect on 91st day following adjournment sine die.

ISSUES DISCUSSED:

- Exemptions for state government
- Use of General Funds as alternative to fees
- Timing of fees

EFFECT OF AMENDMENT:

Removes authority for the record access fee and authorizes a fee based on the number of civil and criminal cases (including violations) initiated by the public body in the circuit court to be paid by cities and counties. It exempts state government from the fee. Adds an emergency clause, and an operative date of October 1, 2019.

BACKGROUND:

The Chief Justice may establish reasonable fees for access to electronic documents on the Oregon Judicial Case Information Network (OJCIN). Currently, the fee schedule charges a flat \$150 non-refundable set-up fee and a monthly user fee, which can range from \$25 per month to \$200 per month, depending on the size of the law firm. Each account also has a \$15 user profile fee. Data resellers are treated separately from law firms or general access accounts and pay a \$1,500 - \$2,075 base rate per month and a \$250 user profile fee.