

HB 2324 STAFF MEASURE SUMMARY

Senate Committee On Judiciary

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Meeting Dates: 3/7

WHAT THE MEASURE DOES:

Modifies requirements for submitting a timely and valid notice of appeal by mail.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

In 2020, the Oregon Supreme Court ruled in *State v. Chapman*, that the use of first class mail satisfies the proof of mailing requirement for initiating an appeal by mail under the Rules of Appellate Procedure. No document showing proof of mailing, apart from having proof by virtue of a postmark on the envelope containing the notice of appeal, is required.

House Bill 2324 would modify the Rules of Appellate Procedure to codify the ruling in *Chapman*, clarifying that no additional proof beyond a postmark is required to satisfy the proof of mailing requirement.