

## HB 2225 STAFF MEASURE SUMMARY

### House Committee On Judiciary

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**Action Date:** 02/15/23

**Action:** Do pass. Refer to Ways and Means.

**Vote:** 9-0-1-0

**Yeas:** 9 - Andersen, Bynum, Chaichi, Conrad, Kropf, Lewis, Reynolds, Tran, Wallan

**Exc:** 1 - Morgan

**Fiscal:** Fiscal impact issued

**Revenue:** Has minimal revenue impact

**Prepared By:** Amie Fender-Sosa, LPRO Analyst

**Meeting Dates:** 2/8, 2/15

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#### WHAT THE MEASURE DOES:

Increases the maximum per-page transcriber fee from \$3 to \$4.25. Allows the Oregon Judicial Department to periodically increase the maximum per-page transcriber fee based on the Consumer Price Index. Clarifies that the Chief Justice or a designee of the Chief Justice (instead of "the Supreme Court") may assign senior judges, and senior judges may be assigned to serve in any one or more counties or judicial districts during the term of assignment. Retains requirement that the Chief Justice shall promptly notify the senior judge and the court to which the senior judge is assigned; removes requirement this notice be completed by certified copy. Allows a search warrant to be issued by a senior judge if certain requirements are met. Specifies that service of a parenting time motion shall be done in the manner provided by law for service of a summons. Modifies electronic records policy so that court records are not subject to public disclosure until reviewed and accepted by the court. Modifies provisions related to contempt of court and clarifies the relevant party. Corrects an Oregon Rules of Civil Procedure (ORCP) citation. Sections regarding transcriber fees and summons are effective upon the 91st day after sine die. Sections related to contempt are effective October 1, 2023. Declares emergency, effective on passage.

#### ISSUES DISCUSSED:

- Transcripts for trial court proceedings are used on appeal
- Would return Oregon closer to market rate; entice more transcribers and more qualified transcribers
- Transcriber market is now regional/national because of digital files
- Artificial Intelligence transcription accuracy rate is not high enough yet to replace humans
- Rate change would primarily affect the Office of Public Defense Services
- Streamlines appointment and assignment for retired judges to senior judge service
- There has been confusion among bar and bench regarding current service for parenting time motions
- Contempt clarification (important for record on appeal); now same filing fee for all remedial filings
- October 1 is when the court issues new filing fees annually
- Personal service vs. drop box for summons
- Moving from a paper filing system to e-file
- Timelines for review of electronic documents to be available for public inspection
- Concern about the personal service process being weaponized, especially in family law disputes

#### EFFECT OF AMENDMENT:

No amendment.

#### BACKGROUND:

House Bill 2225 is the Oregon Judicial Department's (OJD) omnibus bill.