

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass
Vote:	7 - 0 - 2
Yeas:	Barker, Bonamici, Cameron, Flores, Komp, Whisnant, Macpherson
Nays:	0
Exc.:	Krieger, Read
Prepared By:	Darian Stanford, Counsel
Meeting Dates:	4/20

WHAT THE MEASURE DOES: Prohibits district attorneys and deputy district attorneys from engaging in private practice of law.

ISSUES DISCUSSED:

- Nature of district attorney practice in Gilliam, Sherman, Wasco and Wallowa counties
- Bill is step in process to increase pay for the district attorney in counties and has their support
- Additional legal work on the side to supplement income is not option for district attorneys

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: ORS 8.726 prohibits any district attorney or deputy district attorney who makes more than \$18,000 a year from engaging in the private practice of law (supplementing income by taking different cases on the side besides criminal prosecution). There is a specific exception in subsection (2) for the district attorneys of Gilliam, Sherman, Wallowa and Wheeler counties. Presently, the district attorneys for Gilliam, Sherman and Wheeler counties are part-time only.

HB 2799 removes the exception for the district attorneys for Gilliam, Sherman, Wallowa and Wheeler counties, who would now be prevented from supplementing their respective incomes through additional legal work.