

REVENUE: Revenue statement issued

FISCAL: Fiscal statement issued

Action:	Do Pass as Amended and Be Printed Engrossed
Vote:	9 - 0 - 0
Yeas:	Barker, Bonamici, Cameron, Flores, Komp, Krieger, Read, Whisnant, Macpherson
Nays:	0
Exc.:	0
Prepared By:	Bill Taylor, Counsel
Meeting Dates:	5/22, 5/30

WHAT THE MEASURE DOES: Allows the Chief Justice to require that a \$50 fee be paid by the party filing a motion in a civil proceeding and a \$35 fee by a party filing a response to the motion. Directs the funds collected to the Judicial Department's Operating Account. Exempts state, county, city and school districts from the motion fees. Exempts motions for voluntary dismissal, motions for judgment by written stipulation, motions for entry of default judgment and motions made to arbitrator or mediator. Exempts the state, a county, city or school district from the fee. Applies to motions filed on or after September 1, 2007.

Increases the collection fee on monetary obligations owed to the court as part of a court judgment in a civil matter from the current fee of not less than \$25 and not more than \$50 to a fee of not less than \$50 and not more than \$100. Directs that 50 percent of the fee collected be deposited in the General Fund and the other 50 percent to the Judicial Department Operating Account. Applies to judgments entered on or after September 1, 2007. Declares emergency; effective upon passage.

ISSUES DISCUSSED:

- Discretion with Chief Justice
- Funding of computer system
- Judicial salaries

EFFECT OF COMMITTEE AMENDMENT: Replaces the bill.

BACKGROUND: Currently, Oregon courts do not levy a filing fee on motions and responses to motions in civil matters. This measure would levy a fee. Other states, including California, do so.