

House Bill 2137

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Attorney General Hardy Myers for Department of Justice)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Eliminates right of appeal from judgment in traffic violation proceeding.

A BILL FOR AN ACT

1
2 Relating to appeals from judgments in violation proceedings; amending ORS 153.121.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 153.121 is amended to read:

5 153.121. (1) An appeal from a judgment in a violation proceeding may be taken by either party
6 as follows:

7 [(1)] (a) From a proceeding in justice court or municipal court, as provided in ORS 138.057 for
8 appeals of violations.

9 [(2)] (b) From a proceeding in circuit court, as provided in ORS chapter 19, except that the
10 standard of review is the same as for an appeal from a judgment in a proceeding involving a
11 misdemeanor or felony.

12 **(2) Notwithstanding subsection (1) of this section, an appeal may not be taken from a**
13 **judgment in a proceeding involving a traffic violation as defined in ORS 801.557.**
14

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.