

**A-Engrossed**  
**House Bill 2324**

Ordered by the House April 30  
Including House Amendments dated April 30

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of House Interim Committee on Judiciary)

**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.

*[Requires that two Multnomah County judges hold court in City of Gresham.]*

**Allows court to render judgment on action challenging constitutionality or legality of policy, practice or act of public body even though policy, practice or act no longer has effect on party bringing action if court determines challenged act is capable of repetition and likely to evade judicial review in future.**

**A BILL FOR AN ACT**

1  
2 Relating to courts.

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

4 **SECTION 1. In any action in which a party alleges that an act, policy or practice of a**  
5 **public body, as defined in ORS 174.109, or of any officer, employee or agent of a public body,**  
6 **as defined in ORS 174.109, is unconstitutional or is otherwise contrary to law, the party**  
7 **continues to have standing in the action and the court may issue a judgment on the validity**  
8 **of the challenged act, policy or practice even though the specific act, policy or practice giving**  
9 **rise to the action no longer has a practical effect on the party if the court determines that:**

10 (1) **The party had standing at the time the action was commenced;**

11 (2) **The act challenged by the party is capable of repetition, or the policy or practice**  
12 **challenged by the party continues in effect; and**

13 (3) **The challenged policy or practice, or similar acts, policies or practices, are likely to**  
14 **evade judicial review in the future.**

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**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.