

HOUSE AMENDMENTS TO HOUSE BILL 2423

By COMMITTEE ON JUDICIARY

April 4

1 On page 1 of the printed bill, line 15, delete “deliver” and insert “serve personally or by mail
2 a”.

3 Delete lines 19 and 20 and insert:

4 “(c) A statement that generally identifies the issues to be considered at the hearing.”.

5 In line 23, after “issues” insert “properly before the presiding officer”.

6 Delete lines 25 and 26 and insert:

7 “(f) A statement indicating whether discovery is permitted and, if so, how discovery may be re-
8 quested.”.

9 On page 2, line 12, restore “In the event a party is not represented by an attorney,”.

10 In line 37, before the semicolon insert “, or a statement of the time and place of the hearing”.

11 Delete lines 41 and 42 and insert:

12 “(e) A statement indicating whether and under what circumstances an order by default may be
13 entered.”.

14 On page 4, line 8, after “issues” insert “properly before the presiding officer”.

15 In line 19, delete “or to the attorney of record for a party” and insert “and to the attorney of
16 record if the party is represented”.

17 In line 23, after “(4)” delete the rest of the line and delete line 24 and insert “An order adverse
18 to a party may be issued upon default only if a prima facie case is made on the record. The record
19 on a default order includes”.

20 In line 41, delete “and the law”.

21 In line 42, after “case” insert “and the correct application of the law to those facts”.

22 On page 5, line 4, after “communication” insert “that must be disclosed under subsection (7) of
23 this section and that was”.

24 On page 6, line 41, delete “deliver” and insert “serve personally or by mail a”.

25 On page 8, delete lines 7 and 8 and insert:

26 “(D) Where the agency by rule or order provides for hearings substantially of the character
27 required by ORS 183.415, 183.425, 183.450, 183.460 and 183.470 and section 4 of this 2007 Act.”.

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