

A-Engrossed
Senate Bill 733

Ordered by the Senate April 20
Including Senate Amendments dated April 20

Sponsored by COMMITTEE ON JUDICIARY (at the request of State Court Facilities Task Force)

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.

Creates Court Facilities Planning Commission. Directs commission to study and make recommendations on minimum standards for suitable and sufficient state court facilities to be constructed or renovated with state financial assistance.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to court facilities; and declaring an emergency.

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

4 **SECTION 1. (1) A Court Facilities Planning Commission is created. The commission**
5 **consists of 14 members to be appointed as follows:**

6 (a) **The Governor shall appoint two members.**

7 (b) **The President of the Senate shall appoint two members who are Senators at the time**
8 **of appointment and who are not from the same political party. The Speaker of the House of**
9 **Representatives shall appoint two members who are Representatives at the time of appoint-**
10 **ment and who are not from the same political party. A member appointed under this para-**
11 **graph ceases to be a member of the task force upon ceasing to be a member of the**
12 **Legislative Assembly.**

13 (c) **The Chief Justice of the Supreme Court shall appoint two members.**

14 (d) **The Association of Oregon Counties shall appoint four members.**

15 (e) **The Board of Governors of the Oregon State Bar shall appoint two members.**

16 (2) **The Court Facilities Planning Commission shall first meet not later than September**
17 **1, 2007.**

18 (3) **The Court Facilities Planning Commission shall elect one of its members to serve as**
19 **chairperson and one member to serve as vice chairperson, to perform such functions as the**
20 **commission may prescribe.**

21 (4) **Legislative members of the Court Facilities Planning Commission are entitled to**
22 **payment of compensation and expense reimbursement under ORS 171.072, payable from funds**
23 **appropriated to the Legislative Assembly.**

24 (5) **The Oregon Department of Administrative Services shall provide staff support and**
25 **administrative services as needed by the Court Facilities Planning Commission.**

26 (6) **The Court Facilities Planning Commission may accept contributions of funds and as-**
27 **sistance from the United States or its agencies or from any other source, public or private,**

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.

1 and agree to conditions thereon not inconsistent with the purposes of the commission. All
2 such funds are to aid in financing the functions of the commission and shall be deposited in
3 the General Fund of the State Treasury to the credit of separate accounts for the commis-
4 sion and shall be disbursed for the purpose for which contributed in the same manner as
5 funds appropriated for the commission.

6 **SECTION 2.** (1) The Court Facilities Planning Commission shall study and make recom-
7 mendations on minimum standards for suitable and sufficient state court facilities to be
8 constructed or renovated with state financial assistance. In developing recommendations, the
9 commission shall consider the financial circumstances of the community in which the state
10 court facilities are located and the physical condition of other facilities in the building in
11 which the state court facilities are located. Each county, and each circuit court trial court
12 administrator, shall cooperate with the commission in assessing the physical condition of
13 state court facilities in the county and in identifying the costs of complying with the re-
14 commended minimum standards.

15 (2) The Court Facilities Planning Commission shall study and make recommendations on
16 criteria for prioritizing proposals for improvements to state court facilities.

17 (3) The Court Facilities Planning Commission shall prepare a detailed assessment of the
18 costs of implementing changes in state court facilities in order to comply with the commis-
19 sion's recommendations on minimum standards for suitable and sufficient state court facili-
20 ties. The assessment shall address both current and future courtroom needs in state court
21 facilities. The assessment shall include recommendations on the cost effectiveness of using
22 justice centers in some judicial districts in lieu of existing court facilities.

23 (4) The Court Facilities Planning Commission may make recommendations on establish-
24 ing a permanent state court facilities commission with authority to allocate funds to court
25 facility improvement projects, make legislative recommendations on court facility improve-
26 ments and perform such other functions as may be appropriate for the continued mainte-
27 nance of state court facilities.

28 **SECTION 3.** The Court Facilities Planning Commission shall make a report to the
29 Seventy-fifth Legislative Assembly in the manner provided by ORS 192.245. The report shall
30 contain all findings and recommendations made by the commission under section 2 of this
31 2007 Act.

32 **SECTION 4.** Sections 1, 2 and 3 of this 2007 Act are repealed January 2, 2010.

33 **SECTION 5.** This 2007 Act being necessary for the immediate preservation of the public
34 peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect
35 on its passage.

36