

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action:	Do Pass as Amended and Be Printed Engrossed
Vote:	8 - 0 - 2
Yeas:	Barton, Cameron, Garrett, Krieger, Olson, Smith J., Whisnant, Barker
Nays:	0
Exc.:	Shields, Stiegler
Prepared By:	Bill Taylor, Counsel
Meeting Dates:	2/18, 3/11

WHAT THE MEASURE DOES: Establishes that appeals from the Armed Forces Court of Appeals for Oregon go directly to the Oregon Supreme Court. Allows the Adjutant General to appoint Judge Advocate Legal Assistants for a period not to exceed 12 months. Provides that the period of service member's active duty may not be included in determining any statute of limitations. Reduces from six months to 90 days after release from active duty the time period a member of the Oregon National Guard may seek relief from any obligation or liability incurred before active duty.

ISSUES DISCUSSED:

- Use of law clerks
- Number of people on active duty

EFFECT OF COMMITTEE AMENDMENT: Sets forth how a party appeals a decision of the Armed Forces Court of Appeals to the Oregon Supreme Court and the timeline for filing.

BACKGROUND: Oregon, as does every state in the Union, maintains a State Militia, more commonly known as the Oregon National Guard. The legal framework for the Oregon National Guard is set forth in Chapter 396 of the Oregon Revised Code. Chapter 398 of the Oregon Revised Code sets forth the process and procedure for administering military justice and the rights of those before its tribunals.

This year will see the largest deployment of members of the Oregon National Guard to active duty since the Second World War. For many of the men and women of the Guard, this will not be their first deployment. For some, it will be their fourth. Any deployment places a strain on members of the Guard and their families. Studies show that multiple deployments significantly increase this strain. The Oregon National Guard assists members of the Guard who are about to be deployed, or who are deployed with many of the legal matters they and their families face. The Oregon State Bar Military Assistance Panel, in many cases free of charge, does too. However, the Guard needs additional legal resources. This bill will allow the Guard to appoint legal assistants who can assist the Guard's lawyers.