

REVENUE: No revenue impact

FISCAL: No fiscal impact

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Action: Do Pass  
Vote: 4 - 0 - 1  
Yeas: Bonamici, Boquist, Dingfelder, Prozanski  
Nays: 0  
Exc.: Whitsett  
Prepared By: Anna Braun, Counsel  
Meeting Dates: 4/30, 5/11

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**WHAT THE MEASURE DOES:** Clarifies that service of process under Oregon Rules of Civil Procedure (ORCP) 7 or ORCP 9 does not violate a restraining or stalking order.

**ISSUES DISCUSSED:**

- Process must be served by third party

**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

**BACKGROUND:** When a respondent files a legal pleading in a circuit court, or appeals a current Family Abuse Protection Act (FAPA) order, the respondent is statutorily required to serve the petitioner with a copy of the filed documents. However, stalking and FAPA orders bar a respondent from contacting the petitioner, whether in writing or through a third party. This amendment clarifies ORS 163.730 and 107.716 to allow for legal service under ORCP 7 and ORCP 9.