

House Bill 2677

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Judiciary for Oregon Collectors Association)

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 **as introduced**.

Allows assignment of judgment document to be signed by judgment creditor's agent.

A BILL FOR AN ACT

1
2 Relating to assignment of judgments; amending ORS 18.205.

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

4 **SECTION 1.** ORS 18.205 is amended to read:

5 18.205. (1) A judgment creditor may assign all or part of the creditor's rights under a judgment.
6 An assignment of judgment document must be signed by the judgment creditor, **by the judgment**
7 **creditor's agent** or by an attorney who represents the judgment creditor. **Signature by the judg-**
8 **ment creditor's agent is not subject to the requirement of ORS 9.320 that a corporation ap-**
9 **pear by an attorney in all cases.** The signature [*of the judgment creditor or attorney signing the*
10 *document*] must be acknowledged by a notary public. The document may be:

11 (a) Filed with the court administrator for the court in which the judgment was entered, and
12 upon such filing shall be entered in the register and in the judgment lien record; or

13 (b) Recorded in any County Clerk Lien Record in which the judgment was recorded under ORS
14 18.152.

15 (2) Upon filing or recording under this section, an assignment of judgment document operates
16 to assign the judgment creditor's rights under the judgment to the extent reflected in the document.

17 (3) If this or another state is assigned or subrogated to the support rights of a person under
18 ORS 412.024, 418.032, 419B.406 or 419C.597 or similar statutes of another state, an assignment of
19 judgment document bearing the signature of the Administrator of the Division of Child Support of
20 the Department of Justice or the authorized representative of the administrator may be filed or re-
21 corded in the same manner as an assignment of judgment document under subsection (1) of this
22 section and shall have the same effect as an assignment of judgment document signed by the judg-
23 ment creditor.

24 (4) This section does not apply to justice courts, municipal courts or county courts performing
25 judicial functions.
26

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.