

A-Engrossed
House Bill 2928

Ordered by the House April 7
Including House Amendments dated April 7

Sponsored by Representative HOLVEY (Pre-session filed.)

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.

[Authorizes hearings under Family Abuse Prevention Act to be held in person or by telephone.]

Allows party to file motion requesting permission for appearance of party or witness by telephone or other two-way electronic communication device in Family Abuse Prevention Act proceedings.

A BILL FOR AN ACT

1
2 Relating to telephonic hearings in Family Abuse Prevention Act proceedings.

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

4 **SECTION 1. Section 2 of this 2011 Act is added to and made a part of ORS 107.700 to**
5 **107.735.**

6 **SECTION 2. (1) A party may file a motion under ORS 45.400 requesting that the court**
7 **allow the appearance of the party or a witness by telephone or by other two-way electronic**
8 **communication device in a proceeding under ORS 107.700 to 107.735.**

9 **(2) In exercising its discretion to allow written notice less than 30 days before the pro-**
10 **ceeding as required under ORS 45.400 (2), the court shall consider the expedited nature of a**
11 **proceeding under ORS 107.700 to 107.735.**

12 **(3) In addition to the factors listed in ORS 45.400 (7) that would support a finding of good**
13 **cause, the court shall consider whether the safety or welfare of the party or witness would**
14 **be threatened if testimony were required to be provided in person at a proceeding under ORS**
15 **107.700 to 107.735.**

16 **(4) A motion or good cause determination under this section or ORS 45.400 is not re-**
17 **quired for ex parte hearings held by telephone under ORS 107.718.**
18

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.