

# House Bill 3252

Sponsored by Representative WAND; Representative MATTHEWS

## 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**.

Requires that circuit court in Gresham accept all civil filings, including family abuse protection petitions, small claims actions and forcible entry and detainer proceedings. Provides that hearings and trials for civil filings in Gresham court be conducted in Gresham unless all parties agree to conduct proceedings in Portland.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

Relating to circuit courts; amending ORS 3.014; and declaring an emergency.

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

**SECTION 1.** ORS 3.014 is amended to read:

3.014. (1) One of the judges of the fourth judicial district shall hold court in the City of Gresham, Multnomah County, as directed by the Chief Justice of the Supreme Court but in no event less than one day a week. **The court in Gresham shall accept all civil filings, including petitions under ORS 107.710, small claims actions and forcible entry and detainer proceedings. Unless all parties to a civil proceeding agree to conduct the proceedings in Portland, all hearings and trials for civil filings in the court in Gresham shall be conducted in that court.** All proceedings resulting from alleged state traffic offenses or misdemeanors occurring east of 122nd Avenue extended to the north and south boundaries of Multnomah County shall be conducted in the court in Gresham unless the accused at first appearance in each action requests trial in Portland.

(2) A proceeding to be conducted in Gresham as provided in subsection (1) of this section shall be transferred without further order of the court to a court facility in Portland for all purposes if:

(a) The accused person is in the custody of a county sheriff or the Department of Corrections at the time set for any scheduled proceeding; or

(b) A circuit court in the fourth judicial district issues a bench warrant or a warrant of arrest against the accused for any criminal action pending before the court.

(3) Multnomah County shall provide facilities in the City of Gresham for a court judge to hold court as described under subsection (1) of this section.

**SECTION 2. This 2011 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect on its passage.**

**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.