

Senate Bill 388

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Senate Interim Committee on Judiciary for Court of Appeals, Judicial Department)

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**.

Increases number of Court of Appeals judges from 10 to 13. Provides that new positions become operative July 1, 2012.

Appropriates moneys from General Fund to pay costs of new judges.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to Court of Appeals; creating new provisions; amending ORS 2.540; appropriating money;
3 and declaring an emergency.

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

5 **SECTION 1.** ORS 2.540 is amended to read:

6 2.540. (1) The Court of Appeals shall consist of [*10*] **13** judges.

7 (2) A judge of the Court of Appeals shall be an elector of the county of the residence of the
8 judge and be admitted to the practice of law in this state.

9 (3) Each judge of the Court of Appeals shall hold office for a term of six years and until a suc-
10 cessor is elected and qualified.

11 **SECTION 2.** (1) **The amendments to ORS 2.540 by section 1 of this 2011 Act become op-**
12 **erative July 1, 2012.**

13 (2) **As soon as possible after the amendments to ORS 2.540 by section 1 of this 2011 Act**
14 **become operative, the Governor shall appoint persons to serve on the Court of Appeals in**
15 **the positions created by the amendments to ORS 2.540 by section 1 of this 2011 Act until**
16 **successors are elected and qualified.**

17 **SECTION 3.** **In addition to and not in lieu of any other appropriation, there is appropri-**
18 **ated to the Judicial Department, for the biennium beginning July 1, 2011, out of the General**
19 **Fund, the amount of \$ _____, which may be expended to pay the salary and benefits for the**
20 **new judicial positions created by the amendments to ORS 2.540 by section 1 of this 2011 Act,**
21 **the salary and benefits for the support staff required for those positions and the cost of of-**
22 **ice space, equipment and furnishings necessary for those positions.**

23 **SECTION 4.** **This 2011 Act being necessary for the immediate preservation of the public**
24 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**
25 **on its passage.**

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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.