

# Senate Bill 489

Sponsored by Senator BONAMICI; Senator DINGFELDER (Presession 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 **as introduced**.

Requires court to postpone and continue hearing or trial upon request of all parties to certain domestic relations proceedings.

### A BILL FOR AN ACT

1 Relating to postponement of domestic relations proceedings.

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

3 **SECTION 1. Section 2 of this 2011 Act is added to and made a part of ORS 107.093 to**  
4 **107.425.**

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6 **SECTION 2. (1) In any proceeding under ORS chapter 107 for marital annulment, dissol-**  
7 **ution or separation, the court shall postpone and continue the date of a hearing or trial upon**  
8 **written request of all parties to the proceeding unless the court finds by clear and convincing**  
9 **evidence that injustice to the parties would result by the postponement and continuation.**

10 **(2) The request under this section must be made not less than three days before the date**  
11 **of hearing or trial.**

12 **SECTION 3. Section 4 of this 2011 Act is added to and made a part of ORS chapter 109.**

13 **SECTION 4. (1) In any proceeding under ORS chapter 109, the court shall postpone and**  
14 **continue the date of a hearing or trial upon written request of all parties to the proceeding**  
15 **unless the court finds by clear and convincing evidence that injustice to the parties would**  
16 **result by the postponement and continuation.**

17 **(2) The request under this section must be made not less than three days before the date**  
18 **of hearing or trial.**

19 **SECTION 5. Section 6 of this 2011 Act is added to and made a part of ORS 106.300 to**  
20 **106.340.**

21 **SECTION 6. (1) In any proceeding under ORS 106.300 to 106.340 for dissolution of a reg-**  
22 **istered domestic partnership, the court shall postpone and continue the date of a hearing or**  
23 **trial upon written request of all parties to the proceeding unless the court finds by clear and**  
24 **convincing evidence that injustice to the parties would result by the postponement and con-**  
25 **tinuation.**

26 **(2) The request under this section must be made not less than three days before the date**  
27 **of hearing or trial.**

28 **SECTION 7. (1) In any civil action involving the dissolution of a relationship between**  
29 **parties who are not domestic partners registered under ORS 106.300 to 106.340 for support**  
30 **of a party or division of property of the parties, the court shall postpone and continue the**  
31 **date of a hearing or trial upon written request of all parties to the proceeding unless the**

**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.

1 **court finds by clear and convincing evidence that injustice to the parties would result by the**  
2 **postponement and continuation.**

3 **(2) The request under this section must be made not less than three days before the date**  
4 **of hearing or trial.**

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