

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action: Do Pass
Vote: 7 - 0 - 2
Yeas: Barton, Garrett, Hicks, Krieger, Olson, Williamson, Barker
Nays: 0
Exc.: Cameron, Tomei
Prepared By: Anna Braun, Counsel
Meeting Dates: 3/27, 4/12

WHAT THE MEASURE DOES: Clarifies appeal process for appeals filed before resolution of the case for victims appealing adverse ruling under Victim’s Bill of Rights is triggered by a written ruling by trial court. Clarifies Department of Justice represents the State of Oregon in appellate process. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Civil or criminal process
- Victims’ Rights cases

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: An interlocutory appeal is an immediate appeal of a ruling by a trial court that is made before the trial is concluded. It has the effect of stopping the trial while it is considered and for that reason has strict time lines. House Bill 3282 was brought by the Oregon Department of Justice in response to the case of *State v. Bray* which highlighted the deficiencies in the current procedure regarding appeals in victims’ rights cases. House Bill 3282 clarifies that an order subject to an interlocutory appeal under ORS 147.515 and ORS 147.430 must be in writing. In addition, House Bill 3282 also states that the State is the party that appears on behalf of the State of Oregon on an appeal.