

Senate Bill 534

Sponsored by COMMITTEE ON BUSINESS AND TRANSPORTATION

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**.

Permits nonattorney to represent person at proceeding before Department of Transportation involving registration of commercial vehicles.

A BILL FOR AN ACT

1
2 Relating to nonattorney representation at a proceeding conducted by the Department of Transpor-
3 tation; amending ORS 823.035.

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

5 **SECTION 1.** ORS 823.035 is amended to read:

6 823.035. (1) Notwithstanding ORS 9.320 and 823.031 (2), an individual who is not an attorney may
7 represent that individual or other persons who consent to such representation at any proceeding
8 before the Department of Transportation involving the regulation of transportation matters pursuant
9 to ORS chapter 825.

10 (2) Notwithstanding ORS 9.320 and 823.031 (2), an individual who is not an attorney may repre-
11 sent that individual or labor organizations, railroads, motor carriers or government agencies who
12 consent to such representation in any proceeding before the department involving the regulation of
13 transportation matters pursuant to ORS 824.020 to 824.042, 824.050 to 824.110 and 824.200 to 824.256.

14 **(3) Notwithstanding ORS 9.320 and 823.031 (2), an individual who is not an attorney may**
15 **represent that individual or other persons who consent to such representation in any pro-**
16 **ceeding before the department involving the regulation of transportation matters pursuant**
17 **to ORS chapter 826.**

18 [(3)] (4) Any compromises, agreements, admissions, stipulations, statements of fact or other such
19 action taken by the representative at any such proceeding is binding on those represented to the
20 same extent as if done by an attorney. A person so represented may not thereafter claim that any
21 such proceeding was legally defective because the person was not represented by an attorney.

22 [(4)] (5) As used in this section, "attorney" has the meaning for that term provided in ORS 9.005.

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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.