

DRAFT

SUMMARY

Authorizes Department of Human Services to appear as party in juvenile court proceeding without appearance of Attorney General at any uncontested hearing and any hearing where district attorney appears on behalf of state and positions of department and state are not in conflict.

Directs court to order reasonable continuance of hearing that was not initially contested, but that becomes contested, to allow department time to obtain assistance of district attorney or legal representation of Attorney General.

Sunsets January 2, 2016.

A BILL FOR AN ACT

Relating to appearance by attorney in juvenile court proceedings.

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

SECTION 1. Section 2 of this 2014 Act is added to and made a part of ORS 419B.800 to 419B.929.

SECTION 2. (1) Notwithstanding the provisions of ORS 9.320, 180.060 and 180.220, and subject to ORS 9.160, in any hearing in a proceeding under this chapter, the Department of Human Services may appear without the Attorney General at:

(a) Any uncontested hearing; and

(b) Any hearing where the district attorney appears on behalf of the state, provided the positions of the department and the state are not in conflict with respect to issues raised for consideration or determination in the hearing.

(2) When a juvenile court proceeding that is not initially contested becomes contested in the course of, or within 10 days prior to, a

1 **hearing conducted pursuant to this chapter, the court shall order a**
2 **reasonable continuance of the hearing to allow the department time**
3 **to obtain the assistance of the district attorney or legal representation**
4 **by the Attorney General.**

5 **SECTION 3. Section 2 of this 2014 Act is repealed on January 2, 2016.**

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