

Seventy-Eighth Oregon Legislative Assembly - 2015 Regular Session
STAFF MEASURE SUMMARY
Senate Committee On Judiciary

MEASURE: HB 2380
CARRIER: Sen. Kruse

Fiscal: Has minimal fiscal impact

Revenue: No Revenue Impact

Action Date: 03/05/15

Action: Do Pass.

Meeting Dates: 03/05

Vote:

Yeas: 5 - Burdick, Gelser, Kruse, Prozanski, Thatcher

Prepared By: Jeff Rhoades, Counsel

WHAT THE MEASURE DOES:

Allows court in post-conviction relief proceeding, upon joint motion of the parties, to vacate judgment and order and remand proceeding to circuit court to reconsider judgment or order. Gives jurisdiction to circuit court to enter revised judgment or order upon remand.

ISSUES DISCUSSED:

- Substance of the bill
- Mechanics of post-conviction relief
- Streamlining of the court process

EFFECT OF COMMITTEE AMENDMENT:

No amendment.

BACKGROUND:

Currently, there is no mechanism in the law to allow for a settlement of post-conviction relief cases that have been appealed out of circuit court. House Bill 2380 gives the parties to such an action the ability to ask the circuit court for a revised judgment in order to settle the appeal.