

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

MEASURE: HB 2336 A

Fiscal: Has minimal fiscal impact

Revenue: No Revenue Impact

Action Date: 03/10/15

Action: Do Pass As Amended, Be Printed Engrossed And Be Placed On The Consent Calendar.

Meeting Dates: 02/04, 03/10

Vote:
Yeas: 7 - Barker, Barton, Greenlick, Krieger, Lininger, Olson, Sprenger
Exc: 2 - Post, Williamson

Prepared By: Eric Deitrick, Counsel

WHAT THE MEASURE DOES:

Modifies Notice of Appeal provisions in ORS 19.260 to allow filing and service by commercial delivery services or other United States Postal Service delivery services. Clarifies language defining “delivery within three calendar days.”

ISSUES DISCUSSED:

- Need to clarify language in bill stating “mailed for delivery within three calendar days”
- Bill was product of Oregon State Bar Appellate Committee Section

EFFECT OF COMMITTEE AMENDMENT:

Clarifies language regarding “delivery within three calendar days” and compliance with the statute.

BACKGROUND:

Currently, ORS 19.260 permits notices of appeal to be filed and served by mail. Filing can be accomplished by registered or certified mail, and service can be accomplished by first class, registered, or certified mail.

House Bill 2336A authorizes filing and service to be accomplished by commercial delivery services (such as UPS and FedEx) as well as other United States Postal Service delivery services, so long as the delivery is calculated to occur within three days, regardless of when it arrives.