

HOUSE AMENDMENTS TO HOUSE BILL 3399

By COMMITTEE ON JUDICIARY

April 27

- 1 On page 1 of the printed bill, line 2, after “provisions;” insert “and”.
- 2 In line 3, delete “; and declaring an emergency”.
- 3 In line 8, after “all” insert “misdemeanor or felony”.
- 4 In line 25, after “all” insert “misdemeanor or felony”.
- 5 Delete lines 27 through 30.
- 6 On page 2, delete lines 1 through 6 and insert:
- 7 **“SECTION 5. Sections 1 and 4 of this 2015 Act and the amendments to ORS 53.090 by**
- 8 **section 2 of this 2015 Act apply only to misdemeanor and felony criminal proceedings occur-**
- 9 **ring in a justice court or municipal court on or after the effective date of this 2015 Act.”.**
- 10 In line 27, delete “or”.
- 11 Delete lines 28 through 32 and insert:
- 12 “(B) Have completed a course on courts of special jurisdiction offered by the National Judicial
- 13 College, or complete the course within 12 months after appointment or election to the office of jus-
- 14 tice of the peace; or
- 15 “(C) Have completed, or complete within 12 months after appointment or election to the office
- 16 of justice of the peace, education equivalent to the course described in subparagraph (B) of this
- 17 paragraph, as determined by the presiding judge of the judicial district in which the justice court
- 18 is located.
- 19 “(2) If exigent circumstances prevent a justice of the peace from obtaining the certificate re-
- 20 quired under subsection (1)(e)(B) of this section within 12 months after appointment or election to
- 21 the office of justice of the peace, the presiding judge of the judicial district in which the justice
- 22 court is located may grant the justice of the peace one extension of time to obtain the certificate.
- 23 The extension may not exceed 12 months. The presiding judge may require the justice of the peace
- 24 to complete additional educational requirements during an extension granted under this subsection.
- 25 “(3) Notwithstanding subsection (1)(e) of this section, a justice of the peace in a justice court
- 26 that is a court of record under ORS 51.025 must be a member of the Oregon State Bar.”.
- 27 In line 35, delete “or”.
- 28 Delete lines 36 through 40 and insert:
- 29 “(b) Have completed a course on courts of special jurisdiction offered by the National Judicial
- 30 College, or complete the course within 12 months after appointment or election to the office of mu-
- 31 nicipal judge; or
- 32 “(c) Have completed, or complete within 12 months after appointment or election to the office
- 33 of municipal judge, education equivalent to the course described in paragraph (b) of this subsection,
- 34 as determined by the presiding judge of the judicial district in which the municipal court is located.
- 35 “(2) If exigent circumstances prevent a municipal judge from obtaining the certificate required

1 under subsection (1)(b) of this section within 12 months after appointment or election to the office
2 of municipal judge, the presiding judge of the judicial district in which the municipal court is located
3 may grant the municipal judge one extension of time to obtain the certificate. The extension may
4 not exceed 12 months. The presiding judge may require the municipal judge to complete additional
5 educational requirements during an extension granted under this subsection.

6 “(3) Notwithstanding subsection (1) of this section, a municipal judge in a municipal court that
7 is a court of record under ORS 221.342 must be a member of the Oregon State Bar.”.

8 Delete lines 41 through 45 and insert:

9 “**SECTION 9. Section 8 of this 2015 Act and the amendments to ORS 51.240 by section 6**
10 **of this 2015 Act apply only to justices of the peace and municipal judges appointed, elected**
11 **or reelected on or after the effective date of this 2015 Act.”.**

12 On page 3, delete lines 6 through 11.

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