

## SENATE AMENDMENTS TO A-ENGROSSED HOUSE BILL 3399

By COMMITTEE ON JUDICIARY

June 5

1 On page 1 of the printed A-engrossed bill, delete lines 8 and 9 and insert:

2 **“SECTION 1. (1) In any proceeding conducted in open court in a justice court, any party**  
3 **may arrange for audio recording or reporting of the proceeding by stenographic means. The**  
4 **court may not prohibit recording or reporting of the proceeding under this section.**

5 **“(2) A reporter providing stenographic reporting services under this section must be**  
6 **certified in shorthand reporting under ORS 8.415 to 8.455 or by a nationally recognized cer-**  
7 **tification program. A party arranging for reporting of the proceeding by stenographic means**  
8 **must provide the court with the name of the reporter and an address and telephone number**  
9 **where the reporter may be contacted.**

10 **“(3) If all parties to the proceeding and the court agree, the audio recording or steno-**  
11 **graphic reporting of the proceeding arranged under this section may be used by the parties**  
12 **during the proceeding.**

13 **“(4) If all parties to the proceeding and the court agree, the audio recording or steno-**  
14 **graphic reporting of the proceeding arranged under this section is the official record of the**  
15 **proceeding.**

16 **“(5) Unless other parties agree to pay all or part of the cost of the audio recording or**  
17 **stenographic reporting of the proceeding, the party arranging for the recording or reporting**  
18 **must pay all costs of the recording or reporting.”.**

19 In line 13, delete the boldfaced material and insert “and any”.

20 Delete lines 25 and 26 and insert:

21 **“SECTION 4. (1) In any proceeding conducted in open court in a municipal court, any**  
22 **party may arrange for audio recording or reporting of the proceeding by stenographic means.**  
23 **The court may not prohibit recording or reporting of the proceeding under this section.**

24 **“(2) A reporter providing stenographic reporting services under this section must be**  
25 **certified in shorthand reporting under ORS 8.415 to 8.455 or by a nationally recognized cer-**  
26 **tification program. A party arranging for reporting of the proceeding by stenographic means**  
27 **must provide the court with the name of the reporter and an address and telephone number**  
28 **where the reporter may be contacted.**

29 **“(3) If all parties to the proceeding and the court agree, the audio recording or steno-**  
30 **graphic reporting of the proceeding arranged under this section may be used by the parties**  
31 **during the proceeding.**

32 **“(4) If all parties to the proceeding and the court agree, the audio recording or steno-**  
33 **graphic reporting of the proceeding arranged under this section is the official record of the**  
34 **proceeding.**

35 **“(5) Unless other parties agree to pay all or part of the cost of the audio recording or**

1 **stenographic reporting of the proceeding, the party arranging for the recording or reporting**  
2 **must pay all costs of the recording or reporting.”.**

3 On page 2, line 1, delete “misdemeanor and felony criminal”.

4 Delete line 23 and insert:

5 “(A) Be a member of the Oregon State Bar;”.

6 Delete lines 27 through 30 and insert:

7 “(C) Have completed, or complete within 12 months after appointment or election to the office  
8 of justice of the peace, a course that is equivalent to the course described in subparagraph (B) of  
9 this paragraph, proposed by the justice of the peace and approved by the Chief Justice of the Su-  
10 preme Court.”.

11 In line 31, delete “obtaining the certificate” and insert “completing the course”.

12 In line 35, delete “obtain the certificate” and insert “complete the course”.

13 Delete line 42 and insert:

14 “(a) Be a member of the Oregon State Bar;”.

15 On page 3, delete lines 1 through 4 and insert:

16 “(c) Have completed, or complete within 12 months after appointment or election to the office  
17 of municipal judge, a course that is equivalent to the course described in paragraph (b) of this sub-  
18 section, proposed by the municipal judge and approved by the Chief Justice of the Supreme  
19 Court.”.

20 In line 5, delete “obtaining the certificate” and insert “completing the course”.

21 In line 8, delete “obtain the”.

22 In line 9, delete “certificate” and insert “complete the course”.

23 After line 13, insert:

24 “(4) Any person serving temporarily as a municipal judge must possess the qualifications for the  
25 office of municipal judge described in this section.”.