

**PROPOSED AMENDMENTS TO  
A-ENGROSSED HOUSE BILL 3399**

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**  
3 **justice court, any party may arrange for audio recording or reporting**  
4 **of the proceeding by stenographic means. The court may not prohibit**  
5 **recording or reporting of the proceeding under this section.**

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

12 **“(3) If all parties to the proceeding and the court agree, the audio**  
13 **recording or stenographic reporting of the proceeding arranged under**  
14 **this section may be used by the parties during the proceeding.**

15 **“(4) If all parties to the proceeding and the court agree, the audio**  
16 **recording or stenographic reporting of the proceeding arranged under**  
17 **this section is the official record of the proceeding.**

18 **“(5) Unless other parties agree to pay all or part of the cost of the**  
19 **audio recording or stenographic reporting of the proceeding, the party**  
20 **arranging for the recording or reporting must pay all costs of the re-**  
21 **ording or reporting.”.**

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

1 Delete lines 25 and 26 and insert:

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

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

12 **“(3) If all parties to the proceeding and the court agree, the audio**  
13 **recording or stenographic reporting of the proceeding arranged under**  
14 **this section may be used by the parties during the proceeding.**

15 **“(4) If all parties to the proceeding and the court agree, the audio**  
16 **recording or stenographic reporting of the proceeding arranged under**  
17 **this section is the official record of the proceeding.**

18 **“(5) Unless other parties agree to pay all or part of the cost of the**  
19 **audio recording or stenographic reporting of the proceeding, the party**  
20 **arranging for the recording or reporting must pay all costs of the re-**  
21 **ording or reporting.”.**

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

23 Delete line 23 and insert:

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

25 Delete lines 27 through 30 and insert:

26 “(C) Have completed, or complete within 12 months after appointment or  
27 election to the office of justice of the peace, a course that is equivalent to  
28 the course described in subparagraph (B) of this paragraph, proposed by the  
29 justice of the peace and approved by the Chief Justice of the Supreme  
30 Court.”.

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

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

5 Delete line 42 and insert:

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

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

8 “(c) Have completed, or complete within 12 months after appointment or  
9 election to the office of municipal judge, a course that is equivalent to the  
10 course described in paragraph (b) of this subsection, proposed by the munic-  
11 ipal judge and approved by the Chief Justice of the Supreme Court.”.

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

14 In line 8, delete “obtain the”.

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

16 After line 13, insert:

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

19

---