

HB 2807 STAFF MEASURE SUMMARY

House Committee On Judiciary

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Meeting Dates: 4/12

WHAT THE MEASURE DOES:

Directs State Court Administrator to study common types of lawsuits and report its findings to the Legislative Assembly.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

Requires the sealing of affidavits in personal injury case settlements for minors or incapacitated persons, unless it is in the public interest that the affidavits remain public.

BACKGROUND:

In Oregon, when a personal injury case is settled on behalf of a minor or incapacitated person, a probate court will review the settlement to determine whether the settlement is reasonable. In doing so, the Court will review affidavits submitted by the parties, which often contain trial research and other closely held information. While most courts seal these affidavits after review, some courts have recently declined to do so