

**HB 2618 B STAFF MEASURE SUMMARY**

**Carrier:** Sen. Dembrow

**Senate Committee On Judiciary**

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**Action Date:** 05/25/17

**Action:** Do pass with amendments to the A-Eng bill. (Printed B-Eng.)

**Vote:** 3-1-1-0

**Yeas:** 3 - Dembrow, Manning Jr, Prozanski

**Nays:** 1 - Linthicum

**Exc:** 1 - Thatcher

**Fiscal:** No fiscal impact

**Revenue:** Has minimal revenue impact

**Prepared By:** Whitney Perez, Counsel

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**WHAT THE MEASURE DOES:**

Increases fees collected by sheriffs in civil proceedings. Requires Oregon Department of Administrative Services to increase these fees effective on July 1, 2021 based on any cost of living increase within previous four calendar years.

**ISSUES DISCUSSED:**

- Possible agencies to conduct future cost of living (COLA) adjustments to this fee schedule
- Connection between these fees and private process servers
- Concern that the COLA in the -A4 does not reduce fees when the cost of living decreases
- Possible consequences of the COLA adjustment in the -A4 rounding fees to the nearest \$1

**EFFECT OF AMENDMENT:**

Adds provision requiring Oregon Department of Administrative Services to increase these fees in 2021 based on any cost of living increase within previous four years.

**BACKGROUND:**

Oregon law establishes the fees that a county sheriff may collect for assistance given in civil actions, suits and proceedings. For instance, a county sheriff may charge \$36 for serving a summons, subpoena, citation, order, or notice to two parties at the same address. These fees were last increased in 2009. House Bill 2618-B increases the fees county sheriffs can collect in these civil actions, suits and proceedings. It also allows the Oregon Department of Administrative Services to increase these fees, effective on July 1, 2021, if there has been a cost of living increase in the preceding four calendar years.