

SB 578-2  
(LC 2409)  
3/19/21 (LAS/ps)

Requested by SENATE COMMITTEE ON JUDICIARY AND BALLOT MEASURE 110 IMPLEMENTATION

**PROPOSED AMENDMENTS TO  
SENATE BILL 578**

1 On page 2 of the printed bill, delete lines 6 through 31 and insert:

2 **“SECTION 2. (1) As used in this section:**

3 **“(a) ‘Case subtype’ means guardianship, conservatorship or**  
4 **guardianship and conservatorship.**

5 **“(b) ‘Case type’ means adult protective proceeding or minor pro-**  
6 **ductive proceeding.**

7 **“(2) No later than September 15 of each year, the Judicial Depart-**  
8 **ment shall submit, to the interim committees of the Legislative As-**  
9 **sembly related to the judiciary, a report on county-level data**  
10 **concerning protective proceedings in Multnomah, Lane and Columbia**  
11 **Counties during the two calendar years immediately preceding the**  
12 **year of the report, including:**

13 **“(a) The number of protective proceedings initiated, broken out by**  
14 **case type and case subtype;**

15 **“(b) The number of protective proceedings where the respondent**  
16 **was 65 years of age or older at the time the petition was filed;**

17 **“(c) The number of protective proceedings granted, broken out by**  
18 **case type and case subtype; and**

19 **“(d) The number of respondents or protected persons for whom the**  
20 **court appointed counsel under ORS 125.080, broken out by case sub-**  
21 **type.**

1       “(3) The department, in consultation with the office of public de-  
2       fense services, shall also include in the report described in subsection  
3       (2) of this section, to the extent the data is available:

4       “(a) The number of cases with court appointed counsel where pay-  
5       ment for court appointed counsel was from the assets of the respond-  
6       ent or protected person, broken out by case subtype; and

7       “(b) The aggregate number of hours court appointed counsel spent  
8       representing respondents or protected persons and the average number  
9       of hours court appointed counsel spent per case.

10       “SECTION 3. The Judicial Department shall submit the first report  
11       required under section 2 of this 2021 Act no later than September 15,  
12       2024, and annually thereafter.

13       “SECTION 4. The amendments to ORS 125.080 by section 1 of this  
14       2021 Act apply only to:

15       “(1) Hearings taking place in Multnomah County and Lane County  
16       on or after January 2, 2022;

17       “(2) Hearings taking place in Columbia County on or after January  
18       2, 2023; and

19       “(3) Hearings taking place in any other county on or after January  
20       2, 2024.”.

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