

House Bill 4156

Sponsored by COMMITTEE ON RULES

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Authorizes Department of Human Services to appear as party in juvenile court proceeding without appearance of Attorney General at any uncontested hearing and any hearing where district attorney appears on behalf of state and positions of department and state are not in conflict.

Directs court to order reasonable continuance of hearing that was not initially contested, but that becomes contested, to allow department time to obtain assistance of district attorney or legal representation of Attorney General.

Sunsets January 2, 2016.

A BILL FOR AN ACT

1
2 Relating to appearance by attorney in juvenile court proceedings.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2014 Act is added to and made a part of ORS 419B.800 to**
5 **419B.929.**

6 **SECTION 2. (1) Notwithstanding the provisions of ORS 9.320, 180.060 and 180.220, and**
7 **subject to ORS 9.160, in any hearing in a proceeding under this chapter, the Department of**
8 **Human Services may appear without the Attorney General at:**

9 (a) Any uncontested hearing; and

10 (b) Any hearing where the district attorney appears on behalf of the state, provided the
11 positions of the department and the state are not in conflict with respect to issues raised for
12 consideration or determination in the hearing.

13 (2) When a juvenile court proceeding that is not initially contested becomes contested in
14 the course of, or within 10 days prior to, a hearing conducted pursuant to this chapter, the
15 court shall order a reasonable continuance of the hearing to allow the department time to
16 obtain the assistance of the district attorney or legal representation by the Attorney Gen-
17 eral.

18 **SECTION 3. Section 2 of this 2014 Act is repealed on January 2, 2016.**
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NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.