

HOUSE AMENDMENTS TO A-ENGROSSED SENATE BILL 231

By COMMITTEE ON JUDICIARY

June 10

1 On page 1 of the printed A-engrossed bill, line 2, after “records” insert “; and declaring an
2 emergency”.

3 Delete lines 6 through 13 and insert:

4 “**SECTION 2.** (1) When, for the purpose of a hearing or proceeding that will result in the entry
5 of an order or judgment, the juvenile court considers information in a report or other material de-
6 scribed in ORS 419A.255 (2) and no party has offered the report or material as an exhibit or asked
7 the court to take judicial notice of the information, the court shall identify on the record the report
8 or material, or the part of the report or material, that the court has considered. Subject to the
9 court’s ruling on objections by the parties, the court shall either take judicial notice of the infor-
10 mation pursuant to ORS 40.060 to 40.085 or cause the report or material, or the part of the report
11 or material, to be marked and received as an exhibit. The court shall cause a list to be made that
12 reasonably identifies, by reference to its source, information judicially noticed under this subsection.
13 The list may be included in the order or judgment or may be set out in a separate document at-
14 tached to the order or judgment. If an appeal is taken from the order or judgment following the
15 hearing or proceeding and the designation of record on appeal includes exhibits, the court or the
16 trial court administrator shall cause the exhibits and any report or other materials containing
17 judicially noticed information to be transmitted to the appellate court as part of the record on ap-
18 peal.”.

19 On page 2, line 13, after “scribed” insert “in”.

20 After line 25, insert:

21 “**SECTION 5. This 2005 Act being necessary for the immediate preservation of the public**
22 **peace, health and safety, an emergency is declared to exist, and this 2005 Act takes effect**
23 **on its passage.”.**

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