

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Establishing distribution of monies distributed to County from court fees pursuant to Oregon Laws 2011, Chapter 628, and SB 1579 Sec. 74 and Sec. 74a, 2012, and repealing Resolution 97-015.

The Multnomah County Board of Commissioners Finds:

- a. ORS 21.350 relating to fees for county law libraries and ORS 21.112 relating to fees for conciliation and mediation services in domestic relations cases were repealed by Oregon Laws 2011 c.595;
- b. Oregon Laws 2011 c. 595 declared the Legislative intent to fund by appropriation each biennium, beginning with the 2011-2013 biennium, both law libraries, and county mediation and conciliation services in domestic relations cases.
- c. ORS 9.815 (Oregon Laws 2011 c. 224 sec. 1) requires each county to operate a free law library or provide free law library services, and allows the governing body of a county to contract for the provision of law library services.
- d. Multnomah County currently contracts with the Multnomah Law Library, a corporation organized and existing under the laws of the State of Oregon, to operate a law library in the Multnomah County Courthouse.
- e. Oregon Laws 2011 c. 628 sec. 1 & 2 appropriates to the Judicial Department, for the biennium beginning July 1, 2011, \$7,400,000 for the purpose of providing conciliation and mediation services in circuit courts, to be distributed to the counties in consultation with the presiding judges of the circuit courts; and \$7,400,000 for the purpose of operating or providing county law library services, to be distributed to the counties based upon revenues received from filing fees from civil actions commenced in county in the 2009-2011 biennium.
- f. Oregon Laws 2012 SB 1597 provides that Multnomah County may expend not more than \$716,000 of said payments from the Judicial Department for capital outlays for court facilities, and that the amounts remaining from said distribution, after expenditure for court facilities, may be used for

Conciliation and Mediation services in circuit courts or for the operation of law libraries or the provision of laws library services in amounts determined by the governing body of the county.

- g. Multnomah County will receive and distribute approximately \$1,801,275 in revenue from court filing fees for the remainder of the 2011-2013 biennium for distribution as set forth in Oregon Laws 2012 SB 1597.

The Multnomah County Board of Commissioners Resolves:

- 1. Resolution 07-015 is repealed.
- 2. For the 2011-2013 biennium, an amount not to exceed \$545,000 of court filing fee revenue distributions from the state may be expended for capital outlays for the East County Courthouse.
- 3. For the 2011-2013 biennium, any remaining amount of revenue from court filing fee distributions shall be expended as follows:
 - a. An amount not to exceed \$831,730 for Conciliation and Mediation services in circuit court; and
 - b. The remaining funds shall be paid to the Multnomah County Law Library for the provision of law library services within the County.

ADOPTED this ____ day of June, 2012

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Jeff Cogen, Chair

REVIEWED:
JENNY M. MORF, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By _____
Jacqueline Weber, Deputy County Attorney