CHAPTER 17—Local Parking Violations

UTCR Reporter Note: UTCR 17.010

UTCR 17.010 was adopted out of cycle through Chief Justice Order No. 02-099, signed by the Chief Justice of the Oregon Supreme Court on November 19, 2002. The rule was adopted at the request of Multnomah Circuit Court so that circuit courts may process electronic parking citations and became effective on December 1, 2002.

UTCR 17.010 was published in Oregon Appellate Courts Advance Sheets 2003-1, dated January 6, 2003. This rule was, however, inadvertently omitted from the original publication of the Uniform Trial Court Rules, effective August 1, 2003, and the original posting (now updated to include this rule) of the rules at http://www.ojd.state.or.us/Web/OJDPublications.nsf/UTCR . This note is intended to give notice of that oversight and to make the rule available to interested parties.

17.010 ELECTRONIC FILING OF PARKING COMPLAINTS

(1) A law enforcement officer or a person authorized to enforce parking ordinance violations, following procedures established by statute and this rule, may file a complaint with the circuit court by electronic means, without an actual signature of the officer, in lieu of using a written complaint, provided:

(a) The process of issuing citations and electronically filing the complaint meets the requirements of ORS 221.333, 810.425, and 153.770 for the issuing of a citation and the filing of a parking complaint by electronic means; and

(b) The equipment used by the enforcement agency has the capacity to transmit electronically to the circuit court the data required to be filed, and the transmitted data must meet the file format specifications for parking citation data established by the circuit court.

(2) The electronic complaint shall be deemed filed when the digital information for the citation is entered in the register of the circuit court, and the date of filing shall be the date of entry.

(3) The printed register shall constitute the electronically filed complaint for all purposes where a physical copy of a filed complaint is required in proceedings before the circuit court for the adjudication of the parking offense.