

IN THE SUPREME COURT OF THE STATE OF OREGON
IN THE COURT OF APPEALS OF THE STATE OF OREGON

In the Matter of the Oregon Rules)	Chief Justice Order 13-067
of Appellate Procedure Committee)	Chief Judge Order 13-14
)	
)	AMENDED ORDER

Chief Justice Order No. 90-33, dated January 29, 1990, establishing the Oregon Rules of Appellate Procedure Committee, as amended by Chief Justice Order 98-001/Chief Judge Order dated January 13, 1998, Chief Justice Order 04-016/Chief Judge Order dated April 14/15, 2004, Chief Justice Order 06-003/Chief Judge Order dated January 19/18, 2006, Chief Justice Order 07-031/Chief Judge Order dated November 13/15, 2007, and Chief Justice Order 11-069/Chief Judge Order 11-03 dated November 23/29, 2011, is further amended and superseded as follows:

- (1) The Oregon Rules of Appellate Procedure Committee is established. The charge of the committee is to review the Oregon Rules of Appellate Procedure, consider proposed amendments to the Rules, and to make recommendations to the Supreme Court and the Court of Appeals for amending the Rules.
- (2) (a) The voting members of the committee shall consist of:
 - (i) A justice of the Supreme Court designated by the Chief Justice to be Chair of the committee;
 - (ii) The Chief Judge of the Court of Appeals, and one additional judge of the Court of Appeals designated by the Chief Judge;
 - (iii) The Solicitor General of the Department of Justice (or the Solicitor General's designee);
 - (iv) The Chief Defender of the Legal Services Division of the Office of Public Defense Services (or the Chief Defender's designee);
 - (v) A member of the Appellate Practice Section of the Oregon State Bar designated by the chairperson of the Appellate Practice Section;
 - (vi) Four attorneys with substantial experience in the practice of appellate law, appointed by the Chief Justice in consultation with the Chief Judge; and
 - (vii) One trial court administrator, appointed by the Chief Justice in consultation with the Chief Judge.
- (b) The respective terms of the voting members of the committee, except for the Chair, the Chief Judge, the Solicitor General, and the State Public Defender, shall be three years, with the possibility of one three-year reappointment.

(c) The non-voting staff members of the committee shall be the Appellate Commissioner, the Appellate Court Administrator, a Court of Appeals staff attorney appointed by the Chief Judge, and a Supreme Court staff attorney appointed by the Chief Justice.

(3) The effective date of any amendment to the Oregon Rules of Appellate Procedure shall be January 1 of each year. The rules as amended apply to anything filed in the Oregon Supreme Court or Oregon Court of Appeals on or after January 1 of each year. Unless otherwise provided in the order adopting the amendments, any time period that has begun before January 1 of each year, and the form of anything in process before that date, shall be governed by the otherwise superseded rules.

(4) Proposed amendments to the Oregon Rules of Appellate Procedure will be published and will allow no less than a 28-day period for public comment.

(5) Any amendments to the Oregon Rules of Appellate Procedure will be published no less than 28 days before their effective date.

(6) Notwithstanding the provisions of sections (3), (4), and (5) of this order, an amendment may be adopted and become effective on a different date than January 1 of each year and without prior publication, provided that:

(a) Special circumstances justify adoption of the amendment with a different effective date;

(b) The order adopting the amendment states the nature of the special circumstances; and

(c) The amendment shall expire on the effective date of the next regularly adopted amendments to the Rules of Appellate Procedure.

Dated this _____ day of _____, 2013.

Chief Justice

Dated this _____ day of _____, 2013.

Chief Judge