

1 IN THE CIRCUIT COURT OF STATE OF OREGON FOR
2 MARION COUNTY

3)
4 In the Matter of Establishing Qualifications) PRESIDING JUDGE ORDER
5 and Standards for Court Visitors) 25MARPJO No. 25-09
6)

7 Pursuant to ORS 125.165, 125.170(1)(2) and UTCR 9.400

8 IT IS HEREBY ORDERED THAT:

- 9 1) Visitors shall have the following qualifications:
- 10 a) A license in good standing in any state as any of the following: licensed professional
 - 11 counselor, licensed marriage and family therapist, licensed clinical social worker,
 - 12 registered nurse, or attorney; or
 - 13 b) Post-graduate degree (e.g. MSW, MSN, other master’s degree, J.D.); and
 - 14 c) At least two years of relevant experience.
 - 15 d) Complete the Fiduciary Training required for non-professional fiduciaries under
 - 16 23MARPJO NO. 23-16, Guardian Partners.
 - 17 e) Have no felony convictions and no misdemeanor convictions for crimes involving truth
 - 18 or veracity.
 - 19 f) Have the training and expertise adequate to allow the person to conduct interviews and
 - 20 make recommendations required under ORS 125.150 and 125.155, to communicate with,
 - 21 assess, and interact with respondents and protected persons, and to perform the other
 - 22 duties required of a Visitor.
 - 23 g) Willingness to shadow no more than 1 new Visitor annually, under (2)(B) below.
 - 24 h) The Presiding Judge or their designee may determine whether a proposed Visitor’s
 - 25 experience is sufficient.
- 26 2) Visitors shall have the following training:
- 27 a) View the Marion County Court Visitor's 3 training videos located on the Marion County
 - 28 Circuit Court Judicial Page and read the Marion County Handbook for Visitors. After
 - viewing the videos and reading the Handbook, the Visitor shall certify to the court, in a
 - form provided by the court, that they have done so.

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- 1 b) Shadow a current Visitor on 1 occasion prior to being assigned a case of their own, after
2 which a current Visitor shall shadow the new Visitor for 1 case and provide feedback to
3 the court.
- 4 c) Attend and observe 1 protective proceeding hearings at earliest convenience.
- 5 d) Complete Language Line training.
- 6 3) Visitors shall utilize the following standards and procedures in the performance of their
7 duties:
- 8 a) Visitors shall interview the respondent/protected person in-person.
- 9 b) Visitors shall conduct interviews of all persons deemed by the visitor to have relevant
10 information.
- 11 c) Visitors shall review all relevant records regarding the respondent, to the extent such
12 records are available.
- 13 d) Visitors shall comply with ORS 125.150.
- 14 e) The Visitor's report shall comply with ORS 125.155, using the form required by UTCR
15 9.400 and/or Supplemental Local Rule, if applicable.
- 16 f) The Visitor shall be present at any hearing on objections to the appointment of a fiduciary
17 as required by ORS 125.155(5).
- 18 g) Visitors shall not have any personal interest in the proceeding. If a personal interest
19 exists, the Visitor must notify the court immediately.
- 20 h) The court shall meet with Visitors 1 time per year to provide and receive feedback and
21 updates on Visitor performance.
- 22 i) Visitors shall be appointed from the approved Court Visitors list.
- 23 j) The Presiding Judge and their designee shall have the sole and absolute discretion to
24 place a person on the approved Court Visitor's list or remove a person from the approved
25 Court Visitor's list.
- 26 4) The Court Visitor fee is a flat fee of **\$750** for each permanent guardianship petition and
27 for each case involving a temporary and permanent guardianship petition. Additionally, a
28 Visitor may petition the court for any reasonable expenses. The petitioner shall promptly
pay the Visitor's flat fee to the court upon acceptance of the petition's filing.
- 5) An additional fee of \$150 per hour shall be charged for the Visitor's attendance at a
hearing, with a minimum of 2 hours.

- 1 6) Upon petition to the court by the Visitor or at the court's discretion, further compensation
2 as is just and reasonable may be allowed by the court upon completion of the Visitor's
3 duties for an extraordinary investigation and/or when an atypical amount of time is
4 required of the Visitor. When requesting extraordinary compensation, a Visitor shall a
5 file a motion, declaration, and order to be approved by a Probate Judge.
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7) This order supersedes all prior orders establishing qualifications and standards for Court
7 Visitors.
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8 Dated: September 22, 2025



9 Tracy A. Prall
10 Presiding Judge
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