Chapter 8

1969 REPLACEMENT PART

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CRIERS AND BAILIFFS

8.010 Bailiffs of higher courts. (1) The Supreme Court and the Court of Appeals may appoint such number of bailiffs for the term as may be necessary. The bailiffs shall be executive officers of the respective courts.

(2) Process in cases of original jurisdiction in the Supreme Court may be executed by the bailiff or any sheriff of the state as directed by the court.
[Amended by 1953 c.382 §4; 1969 c.198 §36]

8.020 Crier and bailiffs of circuit, district and county courts. Each circuit court, district court and county court has the power to appoint a crier and such number of bailiffs as may be necessary for the term, and they shall be deemed county employes for the purposes of the provisions of ORS 238.010 to 238.140 and the public employes' retirement system only; provided, that in counties where the circuit court is in session for 10 months or more of each year the bailiffs of the circuit court may be appointed for the year at a monthly salary. The legal fees of the crier, bailiff and other officers of the court for attendance thereon shall be ascertained by the court, and directed to be paid by an order thereof, and not otherwise. Upon the presentation of a certified copy of such order to the proper officer of the county, such officer shall draw his warrant on the county treasurer for the amount therein specified.
[Amended by 1965 c.225 §1]

8.030 Criers' duties. It is the duty of the crier of a court:

(1) To attend the sittings of the court for which he is appointed.

(2) To call parties, witnesses, and other persons bound to appear at the court.

(3) To make proclamation of the opening or adjournment of the court, or of any other matter under its direction.

COURT ADMINISTRATORS

8.060 Administrative assistant and staff to assist Chief Justice. (1) The Chief Justice shall appoint an administrative assistant and staff to assist him in exercising administrative authority and supervision under ORS 1.002.

(2) The Supreme Court shall fix the compensation of the administrative assistant and staff. The compensation and expenses of the administrative assistant and staff and the expenses of the office of the administrative assistant shall be ascertained and ordered paid by the Supreme Court from the State Treasury.

(3) During his term of office or employment, neither the administrative assistant nor any member of his staff shall engage in the practice of law.
[Formerly 2.350]

8.070 Court administrator for Multnomah County Circuit Court. (1) In a judicial district described in ORS 3.310, the presiding judge may appoint a court officer to serve as court administrator subject to the approval of a majority of the judges of the circuit court. The court officer holds office at the pleasure of a majority of the judges of the circuit court, and shall perform the functions prescribed by court rule adopted by the judges of the circuit court of the judicial district where appointed.

(2) A majority of the judges of the circuit court shall fix the compensation of the court officer, subject to the approval of the board of county commissioners. Such compensation shall be commensurate with the duties performed by the court officer and shall be paid by the county in the same manner as the salaries of county officers are paid.

(3) A court officer appointed under this section comes within the class of officers excepted pursuant to the provisions of subsection (2) of ORS 241.025.
[1965 c.328 §1]

CLERK OF THE SUPREME COURT

8.110 Appointment of clerk; term; compensation. The Supreme Court or a majority of the judges thereof shall appoint a clerk of court and fix his compensation. The clerk shall hold his office during the pleasure of the court. The salary of the clerk shall be paid monthly in the same manner as other state officers are paid.
[Amended by 1953 c.382 §4]

8.120 Powers and duties of the clerk. The Clerk of the Supreme Court has power to take and certify the proof and acknowledgment of a conveyance of real property or any other written instrument, authorized or required to be proved or acknowledged, and it is the duty of the Clerk of the Supreme Court:

(1) To keep the seal of the court, and affix it in all cases where he is required by law.

(2) To record the proceedings of the court.

(3) To keep the records, files, books and papers appertaining to the court.

(4) To file all papers delivered to him for that purpose in any action, suit or proceeding in the court.

(5) To attend to the terms of the court, including each session at Pendleton, unless excused therefrom by the court, and to administer oaths.

(6) To keep the journal of the proceedings of the court at its terms, and under the direction of the court to enter its orders, judgments, and decrees.

(7) To authenticate, by certificate or transcript, as may be required, the records, files or proceedings of the court, or any paper appertaining thereto, and filed with him.

(8) To exercise the powers and perform the duties conferred upon him by statute.

(9) In the performance of his duties, to conform to the direction of the court.

8.130 Payment by clerk to State Treasurer of fees collected. Unless otherwise provided by law, all fees and charges required to be paid to and collected by the Clerk of the Supreme Court shall be by him paid over to the State Treasurer monthly, to be credited to the General Fund, and the Secretary of State shall not draw his warrant for the payment of the salary of the clerk until the clerk has filed in the secretary's office a verified, itemized statement of the fees so collected and paid over to the State Treasurer.

8.140 Office location and hours. (1) The office of the Clerk of the Supreme Court is to be kept at the seat of government, in such building or room as the court may by order designate.

(2) The Clerk of the Supreme Court shall keep his office open for the transaction of business as the court may by order direct.

8.150 Clerk not to practice or have partner practicing in Supreme Court. The Clerk of the Supreme Court is prohibited, during his continuance in office, from acting, or having a partner who acts as an attorney in said court.

8.160 Deputies. The Clerk of the Supreme Court shall be allowed one deputy at Salem and one deputy who shall reside at Pendleton. The deputies shall be appointed by the clerk, by and with the consent and approval of the court, and shall serve at the pleasure of the clerk. The salaries of the deputies shall be fixed by the court or a majority of the judges thereof and shall be paid monthly in the same manner as other state officers are paid.

[Amended by 1953 c.382 §4]

SUPREME COURT REPORTER

8.210 Appointment; location and term of office. The Supreme Court shall appoint a Supreme Court Reporter, who shall hold his office during the pleasure of the court. The office of the reporter shall be at the state capital.

8.220 Compensation. The Supreme Court Reporter shall receive in full compensation for his services an amount per volume of Oregon Reports, to be fixed by the court, payable whenever the printing of a volume is completed, at which time the Secretary of State shall draw his warrant for that sum in favor of the reporter.

8.260 [1953 c.34 §6; repealed by 1959 c.552 §16]

REPORTERS AND SECRETARIES FOR CIRCUIT COURTS

8.310 Circuit court reporters; term; oath; status. (1) Each circuit judge, or the county court or county courts of each judicial district, with the approval of the circuit judge or judges of such judicial district, may appoint a stenographer, to be attached to the court held by him, who shall be skilled in the practice of his art, and shall be an officer of the court, and be designated as the official reporter of the ——— judicial district of the State of Oregon, and shall hold office during the pleasure of the appointing authority. Before entering upon the discharge of his official duties, each such reporter shall take and subscribe an oath faithfully to perform the duties of his office.

(2) In the nineteenth judicial district, an appointment under subsection (1) of this section may be made for each county in the district.

(3) Each such reporter shall be deemed a county employe for the purposes of the provisions of ORS 237.001 to 237.315 and 238.010 to 238.140 only. The application of

ORS 237.001 to 237.315 and 238.010 to 238.140 to any such reporter made prior to May 4, 1967, by the Public Employes' Retirement Board or the retirement board referred to in ORS 238.020 hereby is confirmed and ratified.
[Amended by 1965 c.369 §1; 1967 c.229 §1]

8.320 Reporters pro tem. Any circuit judge or circuit judge pro tem not having available the services of an official reporter may appoint a competent stenographer to act as reporter pro tem, who shall perform the same duties as the official reporter and whose report when certified to shall have the same legal effect as the certified report of the official reporter. Such reporter pro tem shall possess the qualifications and take the oath prescribed for the official reporter and shall receive the same compensation.

8.330 When reporter to be secretary for circuit judge; appointment and compensation of secretary. It shall be the duty of each official reporter who is paid a salary to act as secretary to the judge by or for whom appointed, in connection with the official duties of such judge. Each circuit judge may, if he does not have an official reporter available to act as secretary, appoint a private secretary and fix his compensation, which compensation shall be paid by the county of the residence of the judge, as county salaries are paid.

8.340 Duty to attend court and make reports of proceedings. (1) It shall be the duty of each official reporter to attend the court for which he is appointed at such times as the circuit judge presiding may direct.

(2) Upon the trial of any cause, the judge upon his own motion may, and upon the request of either party shall, order a report of the proceedings, in which case the reporter shall, in the manner provided in subsection (3) of this section, make a report of the oral testimony and other proceedings of the trial to the extent required by the court or by the requesting party.

(3) When a report is required, the reporter:

(a) Shall take accurate notes by shorthand or, if the judge in his discretion so authorizes, by means of a mechanical typing device using paper tapes, and

(b) If the judge in his discretion so authorizes, may, in combination with and in addition to either of the methods prescribed in paragraph (a) of this subsection, make audio records by any mechanical, electrical or electronic device by which the voices of speakers are recorded so that they may be reproduced in audible form at any time.

(4) The notes, tapes or audio records of the reporter shall be filed in the office of the clerk of the court and shall permanently remain in the custody of the clerk.
[Amended by 1955 c.497 §2]

8.350 Transcript of testimony. When a report of the proceedings, or any part thereof, has been made in any case as provided in ORS 8.340, if the court or either party to the suit or action or his attorney requests a transcript of the notes, tapes or audio records into longhand, the official reporter shall cause full and accurate typewritten transcripts to be made of the testimony or other proceedings, which shall, when certified to as provided in ORS 8.360, be filed with the clerk of the court where such cause was tried, for the use of the court or parties.
[Amended by 1955 c.497 §3]

8.360 Certified report as prima facie correct; reading as deposition; proceedings where reporter has ceased to be official reporter. (1) The report of the official reporter, when transcribed and certified to as being a correct transcript of the notes, tapes or audio records of the testimony, exceptions taken, charge of the judge, and other proceedings in the matter, shall be prima facie a correct statement thereof, and may thereafter be read in evidence as the deposition of a witness in the cases mentioned in ORS 45.170.

(2) When the official reporter in any cause has ceased to be the official reporter of that court, any transcript by him made therefrom, or made by a competent person under direction of the court, and duly certified to by him, under oath, as a full, true and complete transcript of said notes, tapes or audio records, shall have the same force and effect as though certified in the same manner by the official reporter.
[Amended by 1955 c.497 §4]

8.370 [Amended by 1953 c.566 §2; repealed by 1959 c.445 §1]

8.372 Minimum salaries of reporters; additional salary in one-county judicial districts. (1) The "governing body of a county," as used in ORS 8.372 to 8.387, means the county court or board of county commissioners of such county.

(2) The annual salary of each official reporter for the circuit court shall be not less than $7,200. The annual salary shall be

payable in monthly instalments throughout the year as county salaries are paid.

(3) In each judicial district composed of only one county, whenever, in the judgment of the governing body of such county, the minimum annual salary established by this section is not commensurate with the character and amount of service performed by the official reporter or reporters in the district, the governing body of the county may pay out of the funds of the county such additional amounts as will properly compensate such reporter or reporters for the services performed.

[Formerly part of 8.381]

8.375 Salaries in seventh, ninth and tenth judicial districts. In each judicial district composed of more than one county, but having only one circuit judge, whenever, in the judgment of the collective governing bodies of such counties, the minimum annual salary established by ORS 8.372 is not commensurate with the character and amount of service performed by the official reporter in the district, the collective governing bodies of such counties may pay out of the funds of such counties such additional amounts as will properly compensate the reporter for the services performed. In such judicial districts the official reporter shall be paid proportionately by the counties as follows:

(1) In the seventh judicial district, Wasco shall pay 50 percent, Hood River shall pay 33⅓ percent, and Sherman shall pay 16⅔ percent.

(2) In the ninth judicial district, Malheur shall pay 66⅔ percent, and Harney shall pay 33⅓ percent.

(3) In the tenth judicial district, Union shall pay 66⅔ percent, and Wallowa shall pay 33⅓ percent.

[Formerly part of 8.381]

8.377 Salaries in first judicial district. (1) In the first judicial district, Jackson County shall pay the annual salary of the two official reporters in Jackson County, and whenever, in the judgment of the governing body of Jackson County, the minimum annual salary established by ORS 8.372 is not commensurate with the character and amount of service performed by the official reporters in that county, the governing body of that county may pay out of the funds of the county such additional amounts as will properly compensate such reporters for the services performed.

(2) In the first judicial district, Josephine County shall pay the annual salary of the official reporter in Josephine County, and whenever, in the judgment of the governing body of Josephine County, the minimum annual salary established by ORS 8.372 is not commensurate with the character and amount of services performed by the official reporter in that county, the governing body of that county may pay out of the funds of the county such additional amounts as will properly compensate such reporter for the services performed.

[Formerly part of 8.381]

8.379 Salaries in sixth and eleventh judicial districts. (1) In the sixth judicial district, Umatilla County shall pay 80 percent of the annual salaries of the official reporters, and Morrow County shall pay 20 percent. Whenever, in the judgment of the governing bodies of both counties, the minimum annual salary established by ORS 8.372 is not commensurate with the character and amount of service performed by the official reporters in the district, the governing bodies of the counties may pay out of the funds of the counties such additional amounts as will properly compensate such reporters for the services performed.

(2) In the eleventh judicial district, Gilliam County shall pay 25 percent, Wheeler County shall pay 25 percent and Grant County shall pay 50 percent of the annual salary of the official reporter in those counties. Whenever, in the judgment of the collective governing bodies of such counties, the minimum annual salary established by ORS 8.372 is not commensurate with the character and amount of service performed by the official reporter in such counties, the collective governing bodies of such counties may pay out of the funds of such counties such additional amounts as will properly compensate the reporter for the services performed.

(3) In the eleventh judicial district, Crook County shall pay 25 percent, Jefferson County shall pay 18 percent and Deschutes County shall pay 57 percent of the annual salary of the official reporter in those counties. Whenever, in the judgment of the collective governing bodies of such counties, the minimum annual salary established by ORS 8.372 is not commensurate with the character and amount of service performed by the official reporter in such counties, the collective governing bodies of such counties may pay out of the funds of such counties

such additional amounts as will properly compensate the reporter for the services performed.
[Formerly part of 8.381]

8.380 [Amended by 1953 c.550 §22; 1957 c.666 §1; 1957 c.713 §15; 1959 c.509 §1; repealed by 1961 c.447 §1]

8.381 [1961 c.447 §3; 1965 c.369 §2; 1967 c.532 §6; 1967 c.533 §16; parts renumbered 8.372, 8.375, 8.377, 8.379, 8.383, 8.385 and 8.387]

8.383 Salaries in twelfth and fifteenth judicial districts. (1) In the twelfth judicial district, Polk County shall pay the annual salary of the official reporter in that county, and whenever, in the judgment of the governing body of Polk County, the minimum annual salary established by ORS 8.372 is not commensurate with the character and amount of service performed by the official reporter in that county, the governing body of the county may pay out of the funds of the county such additional amounts as will properly compensate such reporter for the services performed.

(2) In the twelfth judicial district, Yamhill County shall pay the annual salary of the official reporter in that county, and whenever, in the judgment of the governing body of Yamhill County, the mimimum annual salary established by ORS 8.372 is not commensurate with the character and amount of service performed by the official reporter in that county, the governing body of the county may pay out of the funds of the county such additional amounts as will properly compensate such reporter for the services performed.

(3) In the fifteenth judicial district, Coos County shall pay 65 percent of the annual salaries of the official reporters, and Curry County shall pay 35 percent. Whenever, in the judgment of the governing bodies of both counties, the minimum annual salary established by ORS 8.372 is not commensurate with the character and amount of service performed by the official reporters in the district, the governing bodies of the counties may pay out of the funds of the counties such additional amounts as will properly compensate such reporters for the services performed.
[Formerly part of 8.381]

8.385 Salaries in nineteenth judicial district. (1) In the nineteenth judicial district, Tillamook County shall pay the annual salary of the official reporter in that county, and whenever, in the judgment of the governing body of Tillamook County, the minimum annual salary established by ORS 8.372 is not commensurate with the character and amount of service performed by the official reporter in that county, the governing body of that county may pay out of the funds of the county such additional amounts as will properly compensate such reporter for the services performed.

(2) In the nineteenth judicial district, Clatsop County shall pay the annual salary of the official reporter in that county, and whenever, in the judgment of the governing body of Clatsop County, the minimum annual salary established by ORS 8.372 is not commensurate with the character and amount of service performed by the official reporter in that county, the governing body of the county may pay out of the funds of the county such additional amounts as will properly compensate such reporter for the services performed.

(3) In the nineteenth judicial district, Columbia County shall pay the annual salary of the official reporter in that county, and whenever, in the judgment of the governing body of Columbia County, the minimum annual salary established by ORS 8.372 is not commensurate with the character and amount of service performed by the official reporter in that county, the governing body of the county may pay out of the funds of the county such additional amounts as will properly compensate such reporter for the services performed.
[Formerly part of 8.381]

8.387 Salaries in twenty-first judicial district. In the twenty-first judicial district, the annual salaries of the official court reporters shall be paid proportionately by the counties as follows: Linn County shall pay 50 percent, Benton County shall pay 25 percent, and Lincoln County shall pay 25 percent. Whenever, in the judgment of the governing bodies of such counties, the minimum annual salary established by ORS 8.372 is not commensurate with the character and amount of service performed by the official reporters in the district, the governing bodies of the counties may pay out of the funds of the counties such additional amounts as will properly compensate such reporters for the services performed.
[Formerly part of 8.381]

8.390 Per diem pay for other reporters. Each official reporter for the circuit court for any judicial district for which a salary is not provided shall be entitled to receive compensation at the rate of $27.50 per diem for every day actually in attendance upon the circuit court pursuant to the direction of the court, which compensation shall be paid by the county in which the court is held. The certificate of the reporter as to the number of days of attendance upon the court, when certified as correct by the judge presiding, shall be a sufficient voucher to the county clerk upon which he shall draw his warrant upon the treasurer of the county in favor of the official reporter.
[Amended by 1953 c.550 §22; 1961 c.447 §2]

8.395 Salaries of reporters while serving away from home. Notwithstanding the provisions of ORS 8.372 to 8.387, the official circuit court reporter in any judicial district, while serving away from home, shall be paid only by the county in which the court is held and at a per diem salary rate no less than that paid to the official court reporter in the county he is then serving.
[1967 c.273 §1]

8.400 Reporting default divorce cases; transcript. Each default divorce case shall be reported, and if the court in any such case shall order that a transcript of the testimony be prepared, the official reporter shall prepare and file such transcript. Nothing herein contained shall be construed as preventing the reference of divorce cases for the taking of testimony.
[Amended by 1953 c.550 §22]

8.410 Traveling expenses. All official circuit court reporters, while serving away from home, shall be entitled to reimbursement for their actual and necessary living and traveling expenses incurred in the performance of their duties outside of the county of their residence, to be paid by or prorated to the counties in the same proportion or manner as their salaries or per diem compensation.

SPECIAL STAFF FOR DEPARTMENT OF PROBATE OF MULTNOMAH COUNTY CIRCUIT COURT

8.510 Special staff in Multnomah County probate department; law practice by, prohibited. (1) In any county having a population of more than 400,000, wherein jurisdiction in probate matters and in matters involving the mentally diseased is vested in the department of probate of the circuit court, the judge of such department may appoint an administrative assistant who is licensed to practice law in the State of Oregon and an additional staff not to exceed eight persons to assist in matters of probate and in proceedings pertaining to hearings of mentally diseased persons.

(2) The judge may fix the compensation to be paid such employes, subject to the approval of the board of county commissioners. The compensation of such employes shall be commensurate with the duties performed by them, and shall be paid in the same manner as the salaries of county officers are paid.

(3) Neither the administrative assistant nor any member of the staff shall engage in the practice of law.
[Amended by 1953 c.566 §2; 1957 c.706 §1; 1963 c.494 §1]

DISTRICT ATTORNEYS

8.610 Election and term of office. A district attorney for each county shall be elected by the qualified electors of the county, at the general election next preceding the expiration of the term of the then incumbent. He shall hold office for the term of four years and until his successor is elected and qualified.

8.620 Filing certificate of election; oath. A person elected to the office of district attorney must, before entering upon such office, qualify by filing with the Secretary of State his certificate of election, with an oath of office indorsed thereon, and subscribed by him, to the effect that he will support the Constitution of the United States and of this state, and faithfully and honestly demean himself in office.

8.630 Qualifications; general powers and duties. A person elected district attorney must, at the time of his election, have been admitted to practice in the Supreme Court of Oregon. District attorneys shall possess the qualifications, have the powers, perform the duties and be subject to the restrictions provided by the Constitution for prosecuting attorneys, and by the laws of this state.

8.640 Filling vacancies in office. When a vacancy occurs in the office of district attorney, the Governor must appoint some

suitable person to fill the vacancy until the next election and qualification of a successor at the next general election. A person appointed to fill a vacancy in the office must qualify in the same manner as a person elected thereto, and shall have like power and compensation, and perform the same duties.

8.650 District attorney as public prosecutor. The district attorney in each county is the public prosecutor therein.

8.660 Attending court and prosecuting offenses. The district attorney shall attend the terms of all courts having jurisdiction of public offenses within his county, and conduct, on behalf of the state, all prosecutions for such offenses therein.

8.670 Proceedings before magistrates and grand jury. The district attorney shall institute proceedings before magistrates for the arrest of persons charged with or reasonably suspected of public offenses, when he has information that any such offense has been committed, and attend upon and advise the grand jury when required.

8.675 Priority given to administration of laws relating to public assistance and enforcement of support. In the performance of his official duties, unless otherwise specifically required by law and except for criminal and juvenile proceedings, the district attorney shall give priority to the performance of those duties involving the administration of the laws relating to public assistance and reciprocal enforcement of support.
[1959 c.539 §5]

8.680 Prosecuting and collecting penalties and forfeitures; prosecuting and defending for state. The district attorney shall prosecute for all penalties and forfeitures to the state that may be incurred in his county, and for which no other mode of prosecution and collection is expressly provided by statute, and in like case, prosecute or defend all actions, suits and proceedings in his county to which the state is a party.

8.685 Assisting juvenile court. (1) The district attorney shall, upon request of the juvenile court, appear in the juvenile court to assist the court in any matter within its jurisdiction.

(2) In counties having a population of more than 150,000, according to the latest federal decennial census, the district attorney shall designate a deputy to assist the juvenile court as provided in subsection (1) of this section.
[1959 c.432 §63 (enacted in lieu of ORS 8.750)]

8.690 Advising and representing county officers and employes. Upon request of a county officer, the district attorney and his deputies shall advise the county court and other county officers on all legal questions that may arise. When any action is instituted against any county officer or county employe for damages for an alleged wrongful act or omission in the performance of his official duty, the district attorney shall defend such action. He shall also prosecute and defend all actions, suits, and proceedings to which the county may be a party. For such services he shall receive no compensation other than his salary.
[Amended by 1957 c.151 §1; 1965 c.419 §1]

8.700 Register to be kept. The district attorney must keep a register of his official business, in which he shall make a note of every action, suit or proceeding commenced or defended by him in his official capacity, and the proceedings therein. The register shall, at the expiration of his term of office, be delivered by him to his successor in office.

8.710 Disqualification; appointment of special district attorney. If a district attorney fails to attend any court at which he is required to be, or is related to the accused by consanguinity or affinity, or, prior to his election as district attorney, represented the accused in the matter to be investigated by the grand jury or the crime charged in the indictment, or is associated with the accused in business, or is interested financially in the matter or property out of which the alleged crime or criminal action arose, or is a stockholder in any corporation, any officer or stockholder of which is charged with the commission of any crime, and such facts appear to the satisfaction of the court by affidavit or otherwise, the court shall appoint a regularly licensed and practicing attorney of this state to perform the duties of such attorney during his absence, or the trial or investigation of such accused. When the district attorney is disqualified as provided in this section, the person so appointed by the court shall receive reasonable compensation for his attendance, to be allowed by the court and paid from the county treasury upon order of the court.

8.720 Receiving private fee in criminal action; acting as attorney in civil action involving same controversy. A district attorney shall not receive any fee or reward from any private person for his services in any criminal action, nor during the pendency of such prosecution can he act as attorney for either party in any civil action, suit or proceeding involving substantially the same controversy.

8.725 [1957 c.645 §2; 1959 c.539 §1; 1961 c.586 §3; repealed by 1965 c.633 §4]

8.726 When district attorney and deputy prohibited from privately practicing law. A district attorney, or a deputy district attorney, who receives an annual salary of more than $10,000 from the state, or from the state and county, shall not engage in the private practice of law.
[1965 c.633 §2]

8.730 Partner prosecuting or defending certain cases. It is not lawful for any district attorney, having a law partner, to suffer such partner to prosecute or defend divorce cases or to defend cases wherein the state is plaintiff and the district attorney is the public prosecutor; and it shall be the duty of the judicial officers of this state to prohibit such practice in all cases coming before them.

8.740 [Amended by 1953 c.652 §6; 1957 c.490 §1; 1959 c.539 §2; 1961 c.586 §2; repealed by 1967 c.556 §5]

8.750 [Repealed by 1959 c.432 §62 (ORS 8.685 enacted in lieu of ORS 8.750)]

8.760 Deputies may be authorized and paid by county. The county court or board of county commissioners may empower the district attorney to appoint one or more deputy district attorneys whose compensation shall be fixed by the county court or board of county commissioners and paid out of the county funds in the same manner as county officers are paid.
[Amended by 1961 c.586 §4]

8.770 [Repealed by 1961 c.586 §6]

8.780 Appointment of deputies; qualifications; duties. A district attorney shall appoint his deputies. A deputy district attorney shall have the same qualifications as the district attorney, and subject to the direction of the district attorney, has the same functions as the district attorney.
[Amended by 1961 c.586 §5]

8.790 Compensation of district attorney and deputies limited to salaries. No salary, fees, percentage or compensation of any kind shall be allowed, paid to or received by any district attorney or deputy district attorney except as provided in this chapter.

8.795 [1957 c.645 §3; 1959 c.539 §3; 1961 c.586 §6a; repealed by 1965 c.633 §4]

8.800 [1953 c.652 §6; 1957 c.645 §1; 1959 c.539 §4; 1961 c.586 §1; repealed by 1965 c.633 §4]

8.801 Salaries of district attorneys. The district attorneys of the various counties shall be paid annual salaries by the state as follows:

(1) Baker County, $14,000.
(2) Benton County, $15,000.
(3) Clackamas County, $20,000.
(4) Clatsop County, $12,925.
(5) Columbia County, $12,925.
(6) Coos County, $15,000.
(7) Crook County, $9,000.
(8) Curry County, $12,925.
(9) Deschutes County, $12,925.
(10) Douglas County, $15,000.
(11) Gilliam County, $9,000.
(12) Grant County, $9,000.
(13) Harney County, $9,000.
(14) Hood River County, $14,000.
(15) Jackson County, $15,000.
(16) Jefferson County, $12,925.
(17) Josephine County, $15,000.
(18) Klamath County, $15,000.
(19) Lake County, $9,000.
(20) Lane County, $20,000.
(21) Lincoln County, $12,925.
(22) Linn County, $15,000.
(23) Malheur County, $12,925.
(24) Marion County, $20,000.
(25) Morrow County, $9,000.
(26) Multnomah County, $20,000.
(27) Polk County, $15,000.
(28) Sherman County, $9,000.
(29) Tillamook County, $12,925.
(30) Umatilla County, $15,000.
(31) Union County, $14,000.
(32) Wallowa County, $9,000.
(33) Wasco County, $12,925.
(34) Washington County, $20,000.
(35) Wheeler County, $9,000.
(36) Yamhill County, $15,000.

[1965 c.633 §1; 1967 c.597 §1; 1969 c.320 §1]

8.810 [Repealed by 1967 c.111 §7]

8.820 [Repealed by 1967 c.111 §7]

8.830 Additional compensation from county for district attorney and deputies paid by state. Whenever, in the judgment of any county court or board of county commissioners, the salaries paid by the state to the district attorney, or to any deputy district attorney, are not commensurate with the character of the service performed, the county court or board of county commissioners may pay out of the funds of the county such additional amounts as will properly compensate said officers for the service performed.

[Amended by 1955 c.220 §1]

8.840 [Repealed by 1953 c.652 §6]

8.850 Offices, supplies and stenographic assistance for district attorneys and deputies. Each county shall provide the district attorney and any deputies for such county with such office space, facilities, supplies and stenographic assistance as is necessary to perform efficiently the duties of such office. [1953 c.652 §3]

CERTIFICATE OF LEGISLATIVE COUNSEL

Pursuant to ORS 173.170, I, Robert W. Lundy, Legislative Counsel, do hereby certify that I have compared each section printed in this chapter with the original section in the enrolled bill, and that the sections in this chapter are correct copies of the enrolled sections, with the exception of the changes in form permitted by ORS 173.160 and other changes specifically authorized by law.

Done at Salem, Oregon,
on December 1, 1969.

Robert W. Lundy
Legislative Counsel