

IN THE MUNICIPAL COURT OF THE CITY OF TIGARD
COUNTY OF WASHINGTON, STATE OF OREGON

In the matter of:)
)
ELECTRONIC CITATIONS, FILINGS) RULE 19
) Supplemental Court Rule
AND SIGNATURES)

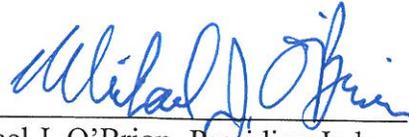
In order to efficiently process citations filed by electronic means and other electronic filings, the court hereby adopts the following standards under authority of ORS 153.770:

1. A law enforcement officer or a person authorized to enforce parking ordinance violations may file a complaint with the court by electronic means, without an actual signature of the officer, in lieu of using a written uniform citation. Law enforcement officers who file complaints under this rule will be deemed to certify to the complaint and will continue to have the same rights, responsibilities and liabilities in relation to those complaints as to complaints that are certified by an actual signature.
2. The information electronically filed includes all information required on a uniform citation adopted by the Supreme Court under ORS 1.525, or as required under ORS 221.333 and 810.425 for parking ordinance violations.
3. The complaint filed electronically shall be verifiable as being filed by a specific law enforcement officer or, for parking ordinance violations, by a person authorized to enforce such violations.
4. Members of the public can obtain copies of and review complaints that are electronically filed and maintained under this section in the same manner as for complaints filed on paper.
5. A case is considered “filed” in this court when the charging instrument is physically or electronically filed. All court filings after the original filing shall use the court case number.
6. Definitions:
 - a) “Filing”: The process whereby a document becomes a court record. A document is deemed “filed” when it physically received or electronically transmitted to and received by the court.
 - b) “Electronic”: A general term that applies to any of the following: email, facsimile (“fax”), telephonic, text, scan, e-printed, e-filed. When a more specific term is used (such as “fax”), then that specific type of electronic designation exclusively applies.
 - c) The court will not accept filings by telephone or texting. E-mail and fax transmissions will be accepted. However, a fax transmission will not be accepted if the judge or

court staff determines that the received fax is not of sufficient quality to be read or understood. All risks relating to the quality of any fax and its receipt by the court in readable form shall be borne solely by the party attempting to file by fax.

The Uniform Electronic Transactions Act, ORS 84.001 to 84.061, is hereby incorporated by reference into this Rule. A filing with an electronic signature will be accepted if, as provided by ORS 84.004(8), it is associated with a record and executed or adopted by a person with the intent to sign the record.

Dated this 30th day of June, 2010.



Michael J. O'Brien, Presiding Judge
Tigard Municipal Court