

AGENDA ITEM FOR ADMINISTRATIVE MEETING ( ) Discussion only  
( X ) Action

FROM (DEPT/ DIVISION): County Counsel

SUBJECT: District Attorney Representation

<p>Background: The District Attorney has always represented the State in mental health commitment proceedings in Umatilla County. Under state law, the county governing body is to request the District Attorney to represent the state in such proceedings. Due to new state filing systems, this request needs to be documented. An order has been drafted to provide the documentation.</p>	<p>Requested Action: Adopt Order No. BCC2016-078</p>
--	--

ATTACHMENTS: Proposed Order

Date: (October 13, 2016) Submitted By: Douglas R. Olsen

\*\*\*\*\*For Internal Use Only\*\*\*\*\*

Checkoffs:

- ( ) Dept. Heard (copy)
- ( ) Human Resources (copy)
- ( ) Fiscal
- ( X ) Legal (copy)
- ( ) (Other - List:)

To be notified of Meeting:

Needed at Meeting:

\*\*\*\*\*

Scheduled for meeting on: October 19, 2016

Action taken:

\*\*\*\*\*

Follow-up:

THE BOARD OF COMMISSIONERS OF UMATILLA COUNTY

STATE OF OREGON

In the Matter of Documenting Authorization )  
of State Representation by District Attorney ) Order No. BCC2016-078  
in Commitment Proceedings )

WHEREAS, ORS Chapter 426 sets forth the procedures governing commitment proceedings for persons alleged to have a mental illness;

WHEREAS pursuant to ORS 426.100(4), the District Attorney is responsible for representing the State's interest in commitment proceedings if requested to do so by the county governing body;

WHEREAS the Umatilla County District Attorney has always represented the State's interest in such proceedings in Umatilla County;

WHEREAS it is in the County's best interest for the Umatilla County District Attorney to continue representing the State in such matters.

NOW, THEREFORE, the Umatilla County Board of Commissioners orders that the Umatilla County District Attorney is requested and authorized pursuant to ORS 426.100(4), to represent the State's interest in all aspects and matters regarding commitment proceedings in Umatilla County, including but not limited to, preparation of the State's case, appearance at commitment hearings, and access to all relevant records, files and filing systems.

DATED this 19<sup>th</sup> day of October, 2016.

UMATILLA COUNTY BOARD OF COMMISSIONERS

---

George L. Murdock, Chair

---

W. Lawrence Givens, Commissioner

---

William J. Elfering, Commissioner

ATTEST:  
OFFICE OF COUNTY RECORDS

---

Records Officer