

# A-Engrossed House Bill 3615

Ordered by the House February 20  
Including House Amendments dated February 20

Sponsored by COMMITTEE ON ELECTIONS, ETHICS AND RULES (at the request of House Interim Committee on Health Care)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Provides ballot title for [*House Joint Resolution 100 (2008)*] **Senate Bill 1087 (2008)**.  
Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to elections; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) Notwithstanding the word limits described in ORS 250.035 (2), the ballot**  
5 **title for Senate Bill 1087 (2008) shall be:**

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7  
8 **INCREASES SENTENCES FOR DRUG TRAFFICKING, THEFT AGAINST ELDERLY AND**  
9 **SPECIFIED REPEAT PROPERTY AND IDENTITY THEFT CRIMES; REQUIRES AD-**  
10 **DICTION TREATMENT FOR CERTAIN OFFENDERS.**

11  
12 **RESULT OF "YES" VOTE: "Yes" vote increases sentences for drug trafficking (metham-**  
13 **phetamine, heroin, "ecstasy," cocaine), theft against elderly and specified repeat property**  
14 **and identity theft crimes; requires addiction treatment for certain offenders; establishes this**  
15 **measure as alternative to other specified measure on this ballot to impose minimum sen-**  
16 **tences for listed crimes.**

17  
18 **RESULT OF "NO" VOTE: "No" vote retains current laws, which provide lesser sentences for**  
19 **specified crimes and do not require treatment for addicted offenders.**

20  
21 **SUMMARY: This measure increases prison sentences for specified drug and property crimes**  
22 **as follows:**

- 23  
24 • **Trafficking of methamphetamine, heroin, "ecstasy," or cocaine: 34 - 130 months, depending**  
25 **on the quantity of drugs and criminal history;**  
26  
27 • **Aggravated theft of over \$10,000 where victim is elderly: 16 - 45 months, depending on**  
28 **criminal history;**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.  
New sections are in **boldfaced** type.

1 • Repeat offenses of identity theft, burglary, theft, robbery, mail theft, car theft, forgery,  
2 criminal mischief, credit card and check fraud: 18 - 30 months or 24 - 36 months, depending  
3 on seriousness of crime and number of past convictions.

4  
5 This measure also requires treatment for certain addicted offenders at risk of reoffending;  
6 imposes sanctions for those who refuse treatment. Limits court's ability to reduce sentences.  
7 Provides grants to counties for operation of local jails, treatment services, intensive super-  
8 vision and drug courts.

9  
10 If this measure passes with more votes than other specified measure on this ballot to impose  
11 minimum sentences for listed crimes, this measure controls and other measure will have no  
12 effect. If this measure passes with fewer votes than other specified measure on this ballot  
13 to impose minimum sentences for listed crimes, this measure will have no effect. See Ex-  
14 planatory Statement for more information.

15  
16  
17 (2) If a petition is filed under ORS 250.085 challenging the ballot title provided in sub-  
18 section (1) of this section, the word limits described in ORS 250.035 (2) do not apply for the  
19 purposes of judicial review.

20 SECTION 2. This 2008 Act being necessary for the immediate preservation of the public  
21 peace, health and safety, an emergency is declared to exist, and this 2008 Act takes effect  
22 on its passage.