

Enrolled
House Bill 2174

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Governor Theodore R. Kulongoski for Department of State Police)

CHAPTER

AN ACT

Relating to relief from sex offender reporting; creating new provisions; and amending ORS 181.832.

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

SECTION 1. ORS 181.832 is amended to read:

181.832. (1) When a person is convicted of an offense or adjudicated for an act described in ORS 181.830 (1), the court shall determine whether the person is required to report under ORS 181.595 or 181.596.

(2) The court shall enter an order relieving the person of the requirement to report, unless:

(a) The court finds by a preponderance of the evidence that the person does not meet the eligibility requirements described in ORS 181.830; or

(b) The district attorney and the person stipulate that the person is required to report.

(3) The state has the burden of proving that the person does not meet the eligibility requirements described in ORS 181.830.

(4) If the court relieves the person from the requirement to report, the person shall send a certified copy of the court order to the Department of State Police.

SECTION 2. The amendments to ORS 181.832 by section 1 of this 2009 Act apply to orders entered on or after the effective date of this 2009 Act.

Passed by House February 12, 2009

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Chief Clerk of House

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Speaker of House

Passed by Senate March 3, 2009

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President of Senate

Received by Governor:

.....M,....., 2009

Approved:

.....M,....., 2009

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Governor

Filed in Office of Secretary of State:

.....M,....., 2009

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Secretary of State