

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)

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 **as introduced**.

Requires person relieved from requirement to report as sex offender upon conviction or adjudication to send copy of order of relief to Department of State Police.

A BILL FOR AN ACT

1
2 Relating to relief from sex offender reporting; creating new provisions; and amending ORS 181.832.

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

4 **SECTION 1.** ORS 181.832 is amended to read:

5 181.832. (1) When a person is convicted of an offense or adjudicated for an act described in ORS
6 181.830 (1), the court shall determine whether the person is required to report under ORS 181.595
7 or 181.596.

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

9 (a) The court finds by a preponderance of the evidence that the person does not meet the eligi-
10 bility requirements described in ORS 181.830; or

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

12 (3) The state has the burden of proving that the person does not meet the eligibility require-
13 ments described in ORS 181.830.

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

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

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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.