

# House Bill 2262

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Attorney General Hardy Myers for Department of Justice)

## 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**.

Authorizes trial court to reinstate charges dismissed pursuant to plea agreement if defendant withdraws plea, has conviction reversed or obtains post-conviction relief.

## A BILL FOR AN ACT

1  
2 Relating to reinstatement of charges after plea.

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

4 **SECTION 1. Notwithstanding ORS 131.105 to 131.155 and 131.505 to 131.525, if a plea of**  
5 **guilty or no contest is withdrawn under ORS 135.365 or if a judgment of conviction based on**  
6 **a plea of guilty or no contest is reversed, vacated or set aside by a court of competent ju-**  
7 **risdiction, the trial court may reinstate any charge in the same or in any related case that**  
8 **was dismissed in connection with the plea of guilty or no contest.**

9 **SECTION 2. Section 1 of this 2009 Act applies to plea agreements entered into on or after**  
10 **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.