

# Senate Bill 243

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Senate Interim Committee on Judiciary for Oregon State Bar Criminal Law Section)

## 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**.

Provides procedures applicable to motions in arrest of judgment in criminal actions.

## A BILL FOR AN ACT

1  
2 Relating to criminal procedure; creating new provisions; and amending ORS 136.535.

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

4 **SECTION 1.** ORS 136.535 is amended to read:

5 136.535. (1) Except that a new trial may not be granted on application of the state, ORS 19.430  
6 and ORCP 64 A, B and D to G apply to and regulate new trials in criminal actions.

7 **(2) The provisions of ORCP 64 F governing motions for a new trial apply to and regulate**  
8 **motions in arrest of judgment in criminal actions.**

9 **SECTION 2. The amendments to ORS 136.535 by section 1 of this 2009 Act apply only to**  
10 **motions in arrest of judgment in criminal actions filed on or after the effective date of this**  
11 **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.