

House Bill 3025

Sponsored by Representative BOONE

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**.

Clarifies that district attorney may take control of investigation and prosecution of any misdemeanor committed in county served by district attorney.

A BILL FOR AN ACT

1
2 Relating to district attorneys; amending ORS 8.660.

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

4 **SECTION 1.** ORS 8.660 is amended to read:

5 8.660. (1) The district attorney shall attend the terms of all courts having jurisdiction of public
6 offenses within the district attorney's county, and, except as otherwise provided in this section,
7 conduct, on behalf of the state, all prosecutions for such offenses therein. **Notwithstanding any**
8 **provision of ORS chapter 221, a district attorney may take control of the investigation and**
9 **prosecution of any misdemeanor committed in the county served by the district attorney.**

10 (2) A district attorney shall not conduct prosecutions under this section when:

11 (a) A city attorney is prosecuting a violation under ORS chapter 153; or

12 (b) The district attorney is prohibited from appearing in a violation proceeding under the pro-
13 visions of ORS 153.076.

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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.