

**REVENUE:** No revenue impact

**FISCAL:** Minimal fiscal impact, no statement issued

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<b>Action:</b>	Do Pass as Amended and Be Printed Engrossed
<b>Vote:</b>	8 - 1 - 0
<b>Yeas:</b>	Cameron, Garrett, Hicks, Krieger, Olson, Tomei, Williamson, Barker
<b>Nays:</b>	Barton
<b>Exc.:</b>	0
<b>Prepared By:</b>	Mike Schmidt, Counsel
<b>Meeting Dates:</b>	4/8, 4/18

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**WHAT THE MEASURE DOES:** Authorizes court to set aside conviction of a sex crime listed in ORS 181.830(1)(a) if person has been relieved of obligation to register as sex offender and they have not been convicted of an otherwise non-eligible crime. Authorizes juvenile court to expunge records of persons who were found to be in jurisdiction of juvenile court based on act that if committed by an adult would have constituted rape III, sodomy III, sex abuse III, or an attempt to commit any of those crimes if a strict set of circumstances are applicable: person committing crime was under 16 at the time; victim was within three years of same age; incapacity is due solely to difference in age; the victim was at least 12 years old at the time. Declares emergency, effective upon passage.

**ISSUES DISCUSSED:**

- The effect of being a sex offender even where registration is no longer required can be a hardship on the offender and their family
- Allowing the sex offense conviction to be set aside will allow a narrow group of offenders to have a second chance at life by having a chance at getting a job and housing

**EFFECT OF COMMITTEE AMENDMENT:** Narrows the set-aside applicability to a strict set of circumstances where person committing crime was under 16 at the time, victim was within three years of same age, incapacity is due solely to difference in age, the victim was at least 12 years old at the time.

**BACKGROUND:** House Bill 3327 A would allow some of the lesser degree sex offenses to be set aside after a person has successfully gained relief from registration obligations, and meets the requirements set forth in ORS 137.225.