

**PROPOSED AMENDMENTS TO
SENATE BILL 44**

1 On page 1 of the printed bill, line 6, delete “shall retain” and insert “re-
2 tains”.

3 In line 14, after the period insert “Except as provided in subsection (3)
4 of this section,”.

5 In line 25, after the period insert “Except as provided in subsection (3)
6 of this section,”.

7 After line 27, insert:

8 “(3)(a) If the appellant intends to assign error to any part of the corrected
9 or supplemental judgment, the appellant must file an amended notice of ap-
10 peal from the corrected or supplemental judgment.

11 “(b) If the appellant does not intend to assign error to any part of the
12 corrected or supplemental judgment, the appellant need only file a notice of
13 intent to proceed with the appeal. Such notice is not jurisdictional.

14 “(4) As used in this section, ‘appellant’ means the attorney of record in
15 the appellate court for the appellant or, if the appellant is not represented
16 by an attorney, the appellant personally.”.

17 On page 2, delete lines 8 through 11 and insert:

18 “(4) If the trial court enters a corrected or supplemental judgment under
19 ORS 138.083 or under any other statutory provision while an appeal of the
20 judgment of conviction is pending and:

21 “(a) A party intends to assign error to any part of the corrected or sup-
22 plemental judgment, the party must file an amended notice of appeal from

1 the corrected or supplemental judgment not later than 30 days after the party
2 receives notice that the corrected or supplemental judgment has been en-
3 tered.

4 “(b) A party does not intend to assign error to any part of the corrected
5 or supplemental judgment, the party need only file a notice of intent to
6 proceed with the appeal not later than 30 days after the party receives notice
7 that the corrected or supplemental judgment has been entered.”.

8 In line 23, delete “date” and insert “party receives”.

9 In line 24, delete the boldfaced material.

10 In line 25, restore the bracketed material and delete the boldfaced mate-
11 rial.

12 After line 31, insert:

13 “(6) As used in this section, ‘party’ means the attorney of record in the
14 appellate court for the party or, if the party is not represented by an attor-
15 ney, the party personally.”.

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