

**PROPOSED AMENDMENTS TO
HOUSE BILL 4098**

1 On page 2 of the printed bill, delete lines 29 through 33 and insert:

2 “(2)(a) Notwithstanding the provisions of ORS 137.370 (2)(a), an offender
3 who has been revoked from a felony probationary sentence in a probation
4 revocation proceeding occurring on or after the effective date of this 2014
5 Act, and whose sentence was imposed as a downward dispositional departure
6 under the rules of the Oregon Criminal Justice Commission, shall receive
7 credit for the time served in jail after arrest and before commencement of
8 the probationary sentence or for the time served in jail as part of the
9 probationary sentence.

10 “(b) Notwithstanding the provisions of ORS 137.370 (2)(a), an offender who
11 has been revoked from a felony probationary sentence in a probation revo-
12 cation proceeding occurring on or after the effective date of this 2014 Act,
13 and whose sentence was imposed as a presumptive probationary sentence
14 under the rules of the Oregon Criminal Justice Commission, shall receive
15 credit for the time served in jail after arrest and before commencement of
16 the probationary sentence or for the time served in jail as part of the
17 probationary sentence, unless the sentencing judge orders otherwise.”.

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