

**PROPOSED AMENDMENTS TO  
HOUSE BILL 4068**

1 On page 2 of the printed bill, line 8, after “(g)” insert “Except as provided  
2 in paragraph (L) of this subsection.”.

3 In line 10, after “(h) insert “Except as provided in paragraph (L) of this  
4 subsection.”.

5 Delete lines 23 through 30 and insert:

6 “(A) The person can demonstrate that the person has been convicted only  
7 once of a marijuana possession offense that would constitute a misdemeanor  
8 or violation under the current law of the jurisdiction of the offense, and has  
9 not completed a drug diversion program for a marijuana possession offense  
10 that would constitute a misdemeanor or violation under the current law of  
11 the jurisdiction of the offense; or

12 “(B) The person can demonstrate that the person has only once completed  
13 a drug diversion program for a marijuana possession offense that would  
14 constitute a misdemeanor or violation under the current law of the juris-  
15 diction of the offense, and has not been convicted of a marijuana possession  
16 offense that would constitute a misdemeanor or violation under the current  
17 law of the jurisdiction of the offense;”.

18 On page 3, line 27, after the period insert “Except as provided in ORS  
19 166.291 (1)(L),”.

20 In line 28, after the period insert “Except as provided in ORS 166.291  
21 (1)(L),”.

22 On page 5, after line 19, insert:

1 “(10) As used in this section, ‘drug diversion program’ means a program  
2 in which a defendant charged with a marijuana possession offense completes  
3 a program of treatment as indicated by a diagnostic assessment under court  
4 supervision and in which the marijuana possession offense is dismissed upon  
5 successful completion of the diversion program.”.

6 On page 6, line 10, after “(g)” insert “Except as provided in paragraph (L)  
7 of this subsection,”.

8 In line 12, after “(h)” insert “Except as provided in paragraph (L) of this  
9 subsection,”.

10 Delete lines 25 through 32 and insert:

11 “(A) The person can demonstrate that the person has been convicted only  
12 once of a marijuana possession offense that would constitute a misdemeanor  
13 or violation under the current law of the jurisdiction of the offense, and has  
14 not completed a drug diversion program for a marijuana possession offense  
15 that would constitute a misdemeanor or violation under the current law of  
16 the jurisdiction of the offense; or

17 “(B) The person can demonstrate that the person has only once completed  
18 a drug diversion program for a marijuana possession offense that would  
19 constitute a misdemeanor or violation under the current law of the juris-  
20 diction of the offense, and has not been convicted of a marijuana possession  
21 offense that would constitute a misdemeanor or violation under the current  
22 law of the jurisdiction of the offense;”.

23 On page 7, line 28, after the period insert “Except as provided in ORS  
24 166.291 (1)(L),”.

25 In line 29, after the period insert “Except as provided in ORS 166.291  
26 (1)(L),”.

27 On page 9, after line 19 insert:

28 “(10) As used in this section, ‘drug diversion program’ means a program  
29 in which a defendant charged with a marijuana possession offense completes  
30 a program of treatment as indicated by a diagnostic assessment under court

1 supervision and in which the marijuana possession offense is dismissed upon  
2 successful completion of the diversion program.”.

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