

SENATE AMENDMENTS TO A-ENGROSSED HOUSE BILL 3446

By COMMITTEE ON JUDICIARY

June 6

1 In line 2 of the printed A-engrossed bill, delete “amending ORS 161.705” and insert “creating
2 new provisions; and amending ORS 161.525”.

3 Delete lines 4 through 21 and insert:

4 **“SECTION 1. Section 2 of this 2017 Act is added to and made a part of ORS 161.705 to**
5 **161.737.**

6 **“SECTION 2. Notwithstanding ORS 161.525, the court has authority, at any time after a**
7 **sentence of probation has been completed, to enter judgment of conviction for a Class A**
8 **misdemeanor for a person convicted of criminal driving while suspended or revoked under**
9 **ORS 811.182 committed before September 1, 1999, and constituting a felony if:**

10 **“(1) The suspension or revocation resulted from habitual offender status under ORS**
11 **809.640;**

12 **“(2) The person successfully completed the sentence of probation; and**

13 **“(3) The court finds that, considering the nature and circumstances of the crime and the**
14 **history and character of the person, it would be unduly harsh for the person to continue to**
15 **have a felony conviction.**

16 **“SECTION 3. ORS 161.525 is amended to read:**

17 **“161.525. Except as provided in ORS 161.585 and 161.705 and section 2 of this 2017 Act, a**
18 **crime is a felony if it is so designated in any statute of this state or if a person convicted under a**
19 **statute of this state may be sentenced to a maximum term of imprisonment of more than one**
20 **year.”.**

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