

Requested by HOUSE COMMITTEE ON JUDICIARY

**PROPOSED AMENDMENTS TO
HOUSE BILL 2593**

1 On page 1 of the printed bill, delete lines 7 through 30 and insert:

2 **“SECTION 2. (1) In any criminal proceeding, property or material**
3 **that constitutes a visual depiction of a child engaged in sexually ex-**
4 **PLICIT conduct must remain in the care, custody and control of either**
5 **a law enforcement agency or the court.**

6 **“(2) Notwithstanding any request by the defendant, any property**
7 **or material that constitutes a visual depiction of a child engaged in**
8 **sexually explicit conduct may not be copied, photographed, duplicated**
9 **or otherwise reproduced, so long as the property or material is made**
10 **reasonably available to the defendant.**

11 **“(3) As used in this section:**

12 **“(a) ‘Child’ has the meaning given that term in ORS 163.665.**

13 **“(b) ‘Law enforcement agency’ means any agency that employs po-**
14 **lice officers or prosecutes criminal cases.**

15 **“(c) ‘Reasonably available’ means that the state has provided the**
16 **defendant, the defendant’s attorney and any individual the defendant**
17 **may seek to qualify to furnish expert testimony at trial, ample op-**
18 **portunity to inspect, view and examine the property or material at a**
19 **law enforcement agency facility.**

20 **“(d) ‘Sexually explicit conduct’ has the meaning given that term in**
21 **ORS 163.665.**

