

Requested by SENATE COMMITTEE ON JUDICIARY

**PROPOSED AMENDMENTS TO  
A-ENGROSSED HOUSE BILL 3446**

1 In line 2 of the printed A-engrossed bill, delete “amending ORS 161.705”  
2 and insert “creating 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**  
5 **of ORS 161.705 to 161.737.**

6 **“SECTION 2. Notwithstanding ORS 161.525, the court has authority,**  
7 **at any time after a sentence of probation has been completed, to enter**  
8 **judgment of conviction for a Class A misdemeanor for a person con-**  
9 **victed of criminal driving while suspended or revoked under ORS**  
10 **811.182 committed before September 1, 1999, and constituting a felony**  
11 **if:**

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

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

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

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

20 **“161.525. Except as provided in ORS 161.585 and 161.705 and section 2**  
21 **of this 2017 Act, a crime is a felony if it is so designated in any statute of**

1 this state or if a person convicted under a statute of this state may be sen-  
2 tenced to a maximum term of imprisonment of more than one year.”.

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