

HOUSE AMENDMENTS TO HOUSE BILL 4149

By COMMITTEE ON JUDICIARY

February 19

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

2 “**SECTION 2.** (1) A prosecuting attorney may not condition a defendant’s plea offer on:

3 “(a) The defendant’s waiver of:

4 “(A) The disclosure obligation of ORS 135.815 (1)(g).

5 “(B) The ability to receive the audio recording of grand jury proceedings as permitted under
6 ORS 132.270, if the indictment has been indorsed ‘a true bill.’

7 “(b) A requirement that the defendant or the defense attorney stipulate to the
8 unconstitutionality of an existing law.”.

9 On page 2, delete lines 7 through 35 and insert:

10 “**SECTION 4.** (1) **The court may not condition a defendant’s release on the defendant’s**
11 **waiver of appearance in person at trial.**

12 “**(2) A release agreement may not contain a provision prohibited by subsection (1) of this**
13 **section.**”.

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