

Requested by SENATE COMMITTEE ON JUDICIARY

**PROPOSED AMENDMENTS TO
SENATE BILL 388**

1 Delete lines 4 through 10 of the printed bill and insert:

2 **“SECTION 1. (1) When the Governor grants a pardon, the Governor**
3 **or the Governor’s designee shall within 10 days notify the presiding**
4 **judge of the circuit court of the county in which the pardoned con-**
5 **viction occurred.**

6 **“(2) Upon receipt of the notification described in subsection (1) of**
7 **this section, the presiding judge shall issue an order sealing the record**
8 **of conviction and other official records in the case, including the re-**
9 **ords of arrest, citation or charge but excluding records of the pardon**
10 **produced under ORS 144.650, 144.660 or 144.670. The clerk of the court**
11 **shall forward a certified copy of the order to such agencies as directed**
12 **by the court.**

13 **“SECTION 2. Section 1 of this 2019 Act applies to pardons granted**
14 **on or after the effective date of this 2019 Act.**

15 **“SECTION 3. (1) Within one year of the effective date of this 2019**
16 **Act, the Governor or the Governor’s designee shall review each pardon**
17 **granted within the five years prior to the effective date of this 2019**
18 **Act and notify the presiding judge of the circuit court of the county**
19 **in which the pardoned conviction occurred.**

20 **“(2) Upon receipt of the notification described in subsection (1) of**
21 **this section, the presiding judge shall issue an order sealing the record**

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2 cords of arrest, citation or charge but excluding records of the pardon
3 produced under ORS 144.650, 144.660 or 144.670. The clerk of the court
4 shall forward a certified copy of the order to such agencies as directed
5 by the court.

6 **“SECTION 4. (1) A person pardoned more than five years prior to**
7 **the effective date of this 2019 Act may request, in writing, that the**
8 **Governor initiate the process of sealing records relating to the par-**
9 **doned conviction. The request must include the date of the pardon, the**
10 **crime of conviction and the county in which the pardoned conviction**
11 **occurred.**

12 **“(2) Upon receipt of a request to seal records under subsection (1)**
13 **of this section, the Governor or the Governor’s designee shall confirm**
14 **the information in the request and, upon confirmation, shall notify the**
15 **presiding judge of the circuit court of the county in which the par-**
16 **doned conviction occurred.**

17 **“(3) Upon receipt of the notification described in subsection (2) of**
18 **this section, the presiding judge shall issue an order sealing the record**
19 **of conviction and other official records in the case, including the re-**
20 **cords of arrest, citation or charge but excluding records of the pardon**
21 **produced under ORS 144.650, 144.660 or 144.670. The clerk of the court**
22 **shall forward a certified copy of the order to such agencies as directed**
23 **by the court.”.**

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