

Requested by HOUSE COMMITTEE ON JUDICIARY (at the request of the Oregon Criminal Defense Lawyers Association)

**PROPOSED AMENDMENTS TO
HOUSE BILL 3249**

1 On page 1 of the printed bill, delete lines 4 through 27 and delete pages
2 2 through 4 and insert:

3 **“SECTION 1. (1) As used in this section, ‘client,’ ‘confidential**
4 **communication,’ ‘lawyer’ and ‘representative of the lawyer’ have the**
5 **meanings given those terms in ORS 40.225.**

6 **“(2) A client has a right to privately communicate with the client’s**
7 **lawyer and representatives of the lawyer.**

8 **“(3)(a) Any evidence derived from a confidential communication**
9 **that is privileged under ORS 40.225, between a client and the client’s**
10 **lawyer or a representative of the lawyer, is inadmissible in any pro-**
11 **ceeding to which the client is a party if the confidential communi-**
12 **cation was obtained or disclosed without the consent of the client.**

13 **“(b) Paragraph (a) of this subsection does not apply to evidence of-**
14 **fered by the client.”.**

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