

Requested by Representative WILDE

**PROPOSED AMENDMENTS TO  
HOUSE BILL 4073**

1 On page 2 of the printed bill, after line 22, insert:

2 **“SECTION 2. The amendments to ORS 136.230 by section 1 of this**  
3 **2022 Act become operative on January 1, 2024, and apply to trials**  
4 **commenced on or after January 1, 2024.”.**

5 In line 26, delete “2” and insert “3”.

6 On page 3, line 5, delete “3” and insert “4”.

7 In line 20, delete “4” and insert “5”.

8 On page 4, delete lines 4 through 20 and insert:

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10 **“JUSTIFIED USE OF PHYSICAL FORCE**

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12 **“SECTION 6. Section 7 of this 2022 Act is added to and made a part**  
13 **of ORS 161.195 to 161.275.**

14 **“SECTION 7. Notwithstanding ORS 161.190, the justifiable use of**  
15 **physical force in self-defense or in defending a third person under ORS**  
16 **161.205 (5) is an affirmative defense when the defendant engaged in,**  
17 **directed or otherwise participated in wrongful conduct that was in-**  
18 **tended to cause the victim to be unavailable as a witness, and did**  
19 **cause the victim to be unavailable.**

20 **“SECTION 8. Section 7 of this 2022 Act applies to conduct alleged**  
21 **to constitute an offense occurring on or after the effective date of this**

1 **2022 Act.**

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**“CAPTIONS**

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5 **“SECTION 9. The unit captions used in this 2022 Act are provided**  
6 **only for the convenience of the reader and do not become part of the**  
7 **statutory law of this state or express any legislative intent in the**  
8 **enactment of this 2022 Act.”.**

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