

# D R A F T

## SUMMARY

Digest: The Act changes when a person is guilty except for insanity. The Act takes effect on the 91st day after sine die. (Flesch Readability Score: 72.6).

Modifies when a person is guilty except for insanity.

Takes effect on the 91st day following adjournment sine die.

## A BILL FOR AN ACT

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2 Relating to guilty except for insanity; creating new provisions; amending  
3 ORS 161.295; and prescribing an effective date.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 161.295 is amended to read:

6 161.295. (1) A person is guilty except for insanity if, [*as a result of a*  
7 *qualifying mental disorder*] at the time of engaging in criminal conduct, the  
8 person lacks substantial capacity either to appreciate the criminality of the  
9 conduct or to conform the conduct to the requirements of law, **and the in-**  
10 **capacity is primarily the result of a qualifying mental disorder.**

11 (2) As used in chapter 743, Oregon Laws 1971, the term “qualifying mental  
12 disorder” does not include an abnormality manifested only by repeated  
13 criminal or otherwise antisocial conduct, nor does the term include any  
14 abnormality constituting solely a personality disorder.

15 **SECTION 2.** **The amendments to ORS 161.295 by section 1 of this**  
16 **2025 Act apply to conduct occurring on or after the effective date of**  
17 **this 2025 Act.**

18 **SECTION 3.** **This 2025 Act takes effect on the 91st day after the date**  
19 **on which the 2025 regular session of the Eighty-third Legislative As-**

1 **sembly adjourns sine die.**

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