

SENATE AMENDMENTS TO SENATE BILL 579

By COMMITTEE ON JUDICIARY

March 15

1 On page 2 of the printed bill, after line 3, insert:

2 “(6) A defendant sentenced to a term of incarceration in a felony case does not forfeit and may
3 not be deprived of the right to vote while incarcerated.”

4 In line 9, delete “420.005” and insert “162.135”.

5 On page 3, line 9, delete “420.005” and insert “162.135”.

6 Delete lines 23 through 45 and delete page 4 and insert:

7 **“SECTION 5. (1) The Secretary of State, in consultation with the Department of Cor-**
8 **rections, the Oregon Youth Authority and cities and counties that operate local correctional**
9 **facilities and youth correction facilities, shall by rule establish procedures that allow:**

10 **“(a) All qualified individuals who are in the physical custody of a jail, prison or**
11 **correctional facility, including a local correctional facility or a youth correction facility, to**
12 **register to vote or update their voter registration;**

13 **“(b) All registered electors who are in the physical custody of a jail, prison or**
14 **correctional facility, including a local correctional facility or a youth correction facility, to**
15 **receive all election materials, including ballots and voters’ pamphlets; and**

16 **“(c) All registered electors who are in the physical custody of a jail, prison or**
17 **correctional facility, including a local correctional facility or a youth correction facility, to**
18 **cast a ballot in each election.**

19 **“(2) The Secretary of State shall by rule establish a process for identifying, for an indi-**
20 **vidual confined in a jail, prison or correctional facility, including a local correctional facility**
21 **or youth correction facility, the last voluntary residence of the individual prior to the con-**
22 **finement, including a residence address described in ORS 247.038, for the purposes of the**
23 **individual registering to vote or updating the individual’s voter registration.**

24 **“(3) Notwithstanding ORS 254.115, 254.125 or 254.135, in implementing this section the**
25 **Secretary of State may by rule authorize the preparation of ballots of any different weight**
26 **of paper, overall size and shape or other physical criteria as is necessary to conform with**
27 **postal, military, correctional or other state and federal statutes regarding the transportation**
28 **and delivery of ballots to a jail, prison or correctional facility, including a local correctional**
29 **facility or a youth correction facility.**

30 **“(4) As used in this section:**

31 **“(a) ‘Local correctional facility’ has the meaning given that term in ORS 169.005.**

32 **“(b) ‘Youth correction facility’ has the meaning given that term in ORS 162.135.**

33 **“SECTION 6. (1) Section 5 of this 2023 Act and the amendments to ORS 137.281, 247.013**
34 **and 247.035 by sections 1 to 3 of this 2023 Act become operative on June 1, 2026.**

35 **“(2) The Secretary of State, the Department of Corrections, the Oregon Youth Authority**

1 **and any city or county that operates a local correctional facility or youth correction facility**
2 **may take any action before the operative date specified in subsection (1) of this section that**
3 **is necessary to enable that entity to exercise, on and after the operative date specified in**
4 **subsection (1) of this section, all of the duties, functions and powers conferred on the entity**
5 **by section 5 of this 2023 Act and the amendments to ORS 137.281, 247.013 and 247.035 by**
6 **sections 1 to 3 of this 2023 Act.”.**

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