

HOUSE AMENDMENTS TO HOUSE BILL 2471

By COMMITTEE ON JUDICIARY

April 4

1 In line 2 of the printed bill, after the third semicolon delete the rest of the line and delete line
2 3 and insert “and declaring an emergency.”.

3 Delete lines 5 through 16 and insert:

4 “**SECTION 1.** ORS 161.295 is amended to read:

5 “161.295. (1) A person is guilty except for insanity if, [*as a result of a qualifying mental*
6 *disorder*] at the time of engaging in criminal conduct, the person lacks substantial capacity either
7 to appreciate the criminality of the conduct or to conform the conduct to the requirements of law,
8 **and:**

9 “(a) **But for a qualifying mental disorder, the person would have had such substantial**
10 **capacity;**

11 “(b) **A mental disorder other than a qualifying mental disorder is not the primary cause**
12 **of the lack of substantial capacity; and**

13 “(c) **The lack of substantial capacity is not the result of voluntary intoxication in com-**
14 **bination with a qualifying mental disorder, a mental disorder other than a qualifying mental**
15 **disorder or both.**

16 “(2) As used in chapter 743, Oregon Laws 1971, the term ‘qualifying mental disorder’ does not
17 include an abnormality manifested only by repeated criminal or otherwise antisocial conduct, nor
18 does the term include any abnormality constituting solely a personality disorder.

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

21 “**SECTION 3.** **This 2025 Act being necessary for the immediate preservation of the public**
22 **peace, health and safety, an emergency is declared to exist, and this 2025 Act takes effect**
23 **on its passage.”.**

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