

HB 2975-1
(LC 2479)
3/21/25 (JLM/ps)

Requested by HOUSE COMMITTEE ON JUDICIARY (at the request of Oregon District Attorneys Association)

**PROPOSED AMENDMENTS TO
HOUSE BILL 2975**

1 On page 1 of the printed bill, line 2, after the second semicolon delete the
2 rest of the line and delete line 3 and insert “amending ORS 161.067; and
3 prescribing an effective date.”.

4 Delete lines 5 through 29 and delete page 2 and insert:

5 **“SECTION 1.** ORS 161.067 is amended to read:

6 “161.067. (1)(a) When the same conduct or criminal episode violates two
7 or more statutory provisions and each provision requires proof of an element
8 that the others do not, there are as many separately punishable offenses as
9 there are separate statutory violations.

10 **“(b) Notwithstanding ORS 132.586, 163.160 and 163.190 and paragraph**
11 **(a) of this subsection, a pleading, admission or finding that criminal**
12 **conduct constitutes a crime involving domestic violence, as defined in**
13 **ORS 135.230, is not an element for purposes of this section.**

14 “(2) When the same conduct or criminal episode, though violating only
15 one statutory provision involves two or more victims, there are as many
16 separately punishable offenses as there are victims. However, two or more
17 persons owning joint interests in real or personal property shall be consid-
18 ered a single victim for purposes of determining the number of separately
19 punishable offenses if the property is the subject of one of the following
20 crimes:

21 “(a) Theft as defined in ORS 164.015.

1 “(b) Unauthorized use of a vehicle as defined in ORS 164.135.

2 “(c) Criminal possession of rented or leased personal property as defined
3 in ORS 164.140.

4 “(d) Criminal possession of a rented or leased motor vehicle as defined in
5 ORS 164.138.

6 “(e) Burglary as defined in ORS 164.215 or 164.225.

7 “(f) Criminal trespass as defined in ORS 164.243, 164.245, 164.255, 164.265
8 or 164.278.

9 “(g) Arson and related offenses as defined in ORS 164.315, 164.325 or
10 164.335.

11 “(h) Forgery and related offenses as defined in ORS 165.002 to 165.070.

12 “(3) When the same conduct or criminal episode violates only one statu-
13 tory provision and involves only one victim, but nevertheless involves re-
14 peated violations of the same statutory provision against the same victim,
15 there are as many separately punishable offenses as there are violations,
16 except that each violation, to be separately punishable under this subsection,
17 must be separated from other such violations by a sufficient pause in the
18 defendant’s criminal conduct to afford the defendant an opportunity to re-
19 nounce the criminal intent. Each method of engaging in oral or anal sexual
20 intercourse as defined in ORS 163.305, and each method of engaging in un-
21 lawful sexual penetration as defined in ORS 163.408 and 163.411 shall con-
22 stitute separate violations of their respective statutory provisions for
23 purposes of determining the number of statutory violations.

24 **“SECTION 2. The amendments to ORS 161.067 by section 1 of this
25 2025 Act apply to conduct occurring on or after the effective date of
26 this 2025 Act.**

27 **“SECTION 3. This 2025 Act takes effect on the 91st day after the
28 date on which the 2025 regular session of the Eighty-third Legislative
29 Assembly adjourns sine die.”.**

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