

House Bill 4045

Sponsored by Representative MANNIX, Senator PROZANSKI; Representative LEWIS (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act requires a response within 72 hours for certain search warrants. The Act goes into effect when the Governor signs it. (Flesch Readability Score: 72.6).

Requires a communications provider to respond to a search warrant within 72 hours of service when the warrant pertains to an investigation of stalking or a crime constituting domestic violence.

Declares an emergency, effective on passage.

A BILL FOR AN ACT

Relating to search warrant response time limits; and declaring an emergency.

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

SECTION 1. Section 2 of this 2026 Act shall be known and may be cited as “Kristil’s Law.”

SECTION 2. (1) As used in this section:

(a) “Communications provider” means:

(A) An Internet service provider, a cellular telephone provider or a Voice over Internet Protocol service provider;

(B) A social media platform as defined in 42 U.S.C. 1862w;

(C) An electronic communication service provider as defined in 50 U.S.C. 1881;

(D) A digital communications company that provides Internet, cellular, text, electronic mail, social media services or any other media that communicates, stores or transmits voice, data, text, images or video over a distance using electrical, electronic or light wave transmission media; or

(E) Any other entity that constitutes a telecommunications utility as defined in ORS 759.005.

(b) “Domestic violence” has the meaning given that term in ORS 135.230.

(2) This section applies to search warrants:

(a) For which the object of the search is one or more documents or records or other information from a communications provider; and

(b) That pertain to an investigation of a crime constituting domestic violence, stalking as defined in ORS 163.732 or violating a court’s stalking protective order under ORS 163.750.

(3) A judge that issues a search warrant described in subsection (2) of this section shall:

(a) Ensure that both the title and body of the warrant contain the words “Immediate Response Required”;

(b) Indicate in the warrant that it is subject to this section; and

(c) Order a communications provider in possession or control of an object of the search to respond within 72 hours of service of the warrant under ORS 136.583 or, if ORS 136.583

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

does not apply, within 72 hours of execution of the warrant.

(4) Notwithstanding ORS 136.583, a communications provider doing business in this state shall respond to a search warrant described in subsection (2) of this section within 72 hours of service of the warrant under ORS 136.583 or, if ORS 136.583 does not apply, within 72 hours of execution of the warrant.

(5) All persons making application for a search warrant described in subsection (2) of this section are encouraged to specify in the application that the warrant is subject to the requirements of this section.

SECTION 3. (1) Section 2 of this 2026 Act becomes operative on May 1, 2026.

(2) The Judicial Department and any entity defined as a communications provider under section 2 of this 2026 Act may take any action before the operative date specified in subsection (1) of this section that is necessary to enable the department or entity to exercise, on and after the operative date specified in subsection (1) of this section, all of the duties, functions and powers conferred on the department and entity by section 2 of this 2026 Act.

SECTION 4. This 2026 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2026 Act takes effect on its passage.