

# House Bill 4072

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Chief Justice Meagan A. Flynn for Judicial Department)

## 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 changes the time period within which a person released from custody must be arraigned. The Act takes effect on the 91st day after sine die. (Flesch Readability Score: 70.9).

Excludes specified periods of time from the time period within which a person released from custody must be arraigned.

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

## A BILL FOR AN ACT

Relating to arraignment; creating new provisions; amending ORS 135.010; and prescribing an effective date.

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

**SECTION 1.** ORS 135.010 is amended to read:

135.010. When the accusatory instrument has been filed, and if the defendant has been arrested, or as soon thereafter as the defendant may be arrested, the defendant shall be arraigned thereon as provided in ORS 135.030 before the court in which it is found. Except for good cause shown or at the request of the defendant, if the defendant is in custody, the arraignment shall be held during the first 36 hours of custody, excluding holidays, Saturdays and Sundays. In all other cases, except as provided for in ORS 133.060, the arraignment shall be held within 96 hours after the arrest, **excluding holidays, Saturdays, Sundays and any other time period within the normal business hours of the court during which the court is closed.**

**SECTION 2.** The amendments to ORS 135.010 by section 1 of this 2026 Act apply to arraignments on accusatory instruments filed on or after the effective date of this 2026 Act.

**SECTION 3.** This 2026 Act takes effect on the 91st day after the date on which the 2026 regular session of the Eighty-third Legislative Assembly adjourns sine die.

**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.