

House Bill 4106

Sponsored by Representatives ANDERSEN, MANNIX (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 says that peace officers have certain protections when they use safe holds or force when transporting people who require treatment they may not want. (Flesch Readability Score: 63.3).

Declares that peace officers are immune from criminal and civil liability for the use of restraints or physical force during the transportation of a person subject to involuntary treatment, provided certain criteria are met.

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

A BILL FOR AN ACT

Relating to transportation of persons subject to involuntary treatment; and prescribing an effective date.

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

SECTION 1. In addition to any liability limitations provided under ORS 426.335 (6), a peace officer may not be held criminally or civilly liable for the use of restraints on or physical force against a person in the course of the peace officer's transportation of the person under ORS 426.005 to 426.390, 426.701, 427.235 to 427.292 or 430.397 to 430.401 provided the peace officer reasonably believes the restraints or use of physical force are necessary to protect the person, the officer or the public and the officer uses the restraints or physical force in good faith and without malice.

SECTION 2. 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.