

Requested by Representative OLSON

**PROPOSED AMENDMENTS TO
HOUSE BILL 2597**

1 On page 1 of the printed bill, line 3, after “provisions;” delete the rest
2 of the line and insert “amending ORS 811.507; and declaring an
3 emergency.”.

4 In line 21, after “a highway” insert “or premises open to the public”.

5 On page 2, line 26, delete “offense” and insert “conviction”.

6 In line 28, delete “offense” and insert “conviction”.

7 Delete lines 31 through 44 and insert:

8 “(5)(a) For a person’s first conviction of operating a motor vehicle while
9 using a mobile electronic device, the court may conditionally suspend the
10 execution of all or part of the fine to be imposed under subsection (4)(a) of
11 this section if the defendant appears personally and agrees to complete at the
12 defendant’s own expense, within 120 days of the date of sentencing, a dis-
13 tracted driving avoidance course approved by the Department of Transpor-
14 tation under section 3 of this 2017 Act.

15 “(b) If the court conditionally suspends execution of all or part of the fine
16 under paragraph (a) of this subsection, the court shall set a hearing date not
17 less than 120 days from the date of sentencing.

18 “(c) If the person successfully completes the requirements described in
19 paragraph (a) of this subsection by the date of the hearing, the court at the
20 hearing may suspend execution of all or part of the fine imposed under sub-
21 section (4)(a) of this section.

1 “(d) If the person does not successfully complete the requirements de-
2 scribed in paragraph (a) of this subsection by the date of the hearing, the
3 court at the hearing may grant the person an extension based on good cause
4 shown. If the person does not successfully complete the requirements and the
5 court does not grant an extension, the fine is no longer suspended.”.

6 On page 3, after line 22, insert:

7 **“SECTION 6. (1) Sections 2 to 5 of this 2017 Act and the amend-
8 ments to ORS 811.507 by section 1 of this 2017 Act become operative
9 on October 1, 2017.**

10 **“(2) The Department of Transportation may take any action before
11 the operative date specified in subsection (1) of this section that is
12 necessary to enable the department, on and after the operative date
13 specified in subsection (1) of this section, to exercise the duties, func-
14 tions and powers conferred on the department by sections 2 to 5 of this
15 2017 Act and the amendments to ORS 811.507 by section 1 of this 2017
16 Act.**

17 **“SECTION 7. This 2017 Act being necessary for the immediate
18 preservation of the public peace, health and safety, an emergency is
19 declared to exist, and this 2017 Act takes effect July 1, 2017.”.**

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