

Enrolled
Senate Bill 565

Sponsored by Senators GELSER, THATCHER; Senators KENNEMER, MANNING JR (Pre-session filed.)

CHAPTER

AN ACT

Relating to slayers; amending ORS 112.455 and 112.555; and declaring an emergency.

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

SECTION 1. ORS 112.455 is amended to read:

112.455. As used in ORS 112.455 to 112.555:

(1) "Abuser" means a person who is convicted of a felony by reason of conduct that constitutes physical abuse as described in ORS 124.105 or financial abuse as described in ORS 124.110.

(2) "Decedent" means:

(a) A person whose life is taken by a slayer; or

(b) A person whose date of death is not later than five years after an abuser is convicted of a felony by reason of conduct against the person that constitutes physical abuse as described in ORS 124.105 or financial abuse as described in ORS 124.110.

(3) "Slayer" means a person who[,]:

(a) With felonious intent, takes or procures the taking of [*the life of a decedent*] **a person's life;**

(b) **Is found guilty except for insanity of taking a person's life; or**

(c) **Is found responsible except for insanity of taking a person's life.**

SECTION 2. ORS 112.555 is amended to read:

112.555. (1) After any right to appeal has been exhausted, a final judgment of conviction of felonious and intentional killing is conclusive for purposes of ORS 112.455 to 112.555. In the absence of a conviction of felonious and intentional killing the court may determine by a preponderance of evidence whether the killing was felonious and intentional for purposes of ORS 112.455 to 112.555.

(2) After any right to appeal has been exhausted, a final judgment finding a defendant guilty except for insanity under ORS 161.295 or a final order finding a youth responsible except for insanity under ORS 419C.411 is conclusive for purposes of ORS 112.455 to 112.555.

SECTION 3. This 2021 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect on its passage.

Passed by Senate April 15, 2021

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Lori L. Brocker, Secretary of Senate

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Peter Courtney, President of Senate

Passed by House May 13, 2021

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Tina Kotek, Speaker of House

Received by Governor:

.....M.,....., 2021

Approved:

.....M.,....., 2021

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Kate Brown, Governor

Filed in Office of Secretary of State:

.....M.,....., 2021

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Shemia Fagan, Secretary of State