

SB 1511-6  
(LC 98)  
2/11/22 (JLM/ps)

Requested by SENATE COMMITTEE ON JUDICIARY AND BALLOT MEASURE 110 IMPLEMENTATION

**PROPOSED AMENDMENTS TO  
SENATE BILL 1511**

1 On page 1 of the printed bill, line 2, after “135.815” insert “and 144.791”.

2 On page 4, delete lines 13 and 14 and insert:

3 **“SECTION 4.** ORS 144.791 is amended to read:

4 “144.791. (1) When a person is convicted of a felony, including a felony  
5 sexual offense, the sentencing court may order a presentence report upon its  
6 own motion or upon the request of the district attorney or the defendant.

7 “[*(2) The sentencing court shall order a presentence report if the defendant*  
8 *is convicted of a felony sexual offense unless:*]

9 “[*(a) The defendant, as part of the same prosecution, is convicted of ag-*  
10 *gravated murder;*]

11 “[*(b) The felony sexual offense requires the imposition of a mandatory*  
12 *minimum prison sentence and no departure is sought by the court, district at-*  
13 *torney or defendant; or*]

14 “[*(c) The felony sexual offense requires imposition of a presumptive prison*  
15 *sentence and no departure is sought by the court, district attorney or defend-*  
16 *ant.*]

17 “[*(3)*] **(2)** The Department of Corrections shall:

18 “(a) Require that a presentence report provide an analysis of what dispo-  
19 sition is most likely to reduce the offender’s criminal conduct, explain why  
20 that disposition would have that effect and provide an assessment of the  
21 availability to the offender of any relevant programs or treatment in or out

1 of custody, whether provided by the department or another entity;

2 “(b) Determine what additional information must be included in the pre-  
3 sentence report; and

4 “(c) Establish a uniform presentence report form.

5 **“SECTION 5. This 2022 Act takes effect on the 91st day after the**  
6 **date on which the 2022 regular session of the Eighty-first Legislative**  
7 **Assembly adjourns sine die.”.**

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