

HB 3345 STAFF MEASURE SUMMARY

House Committee On Judiciary

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Meeting Dates: 3/13

WHAT THE MEASURE DOES:

Authorizes prosecution at any time after commission of crime for certain sex crimes if defendant is identified based on DNA analysis. Declares emergency, effective on passage.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Current Oregon law, under ORS 131.125, if the defendant is identified on the basis of DNA, a prosecution may be commenced at any time after the commission of the crime or for an extended period after the statute of limitations has expired, as provided for by the section. Rape in the first degree, sodomy in the first degree, unlawful sexual penetration in the first degree or sexual abuse in the first degree may be commenced at any time after the commission of the crime. Rape in the second degree, sodomy in the second degree or unlawful sexual penetration in the second degree may be commenced within 25 years after the commission of the crime.

HB 3345 would allow for prosecution to be commenced at any time after the commission of the crimes of rape in the second degree, sodomy in the second degree or unlawful sexual penetration in the second degree if the defendant is identified on the basis of DNA.