

Senate Bill 188

Sponsored by Senator GORSEK (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**.

Repeals provision prohibiting court from excluding admissible evidence on grounds evidence was obtained in violation of statute except in specified circumstances.

A BILL FOR AN ACT

1
2 Relating to the suppression of evidence; creating new provisions; amending ORS 419C.270; and re-
3 pealing ORS 136.432.

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

5 **SECTION 1. ORS 136.432 is repealed.**

6 **SECTION 2.** ORS 419C.270 is amended to read:

7 419C.270. In all proceedings brought under ORS 419C.005, the following rules of criminal pro-
8 cedure apply:

9 (1) ORS 133.402, 133.673, 133.693 and 133.703;

10 (2) ORS 135.455, 135.465 and 135.470;

11 (3) ORS 135.610, 135.630 (3) to (6), 135.640 and 135.670;

12 (4) ORS 135.711, 135.713, 135.715, 135.717, 135.720, 135.725, 135.727, 135.730, 135.733, 135.735,
13 135.737, 135.740 and 135.743;

14 (5) ORS 135.805 and 135.815 (1)(a) to (e) and (g) and (3); **and**

15 (6) ORS 135.825, 135.835, 135.845 and 135.855 to 135.873. [*and*]

16 [*(7) ORS 136.432.*]

17 **SECTION 3.** The repeal of ORS 136.432 by section 1 of this 2023 Act and the amendments
18 to ORS 419C.270 by section 2 of this 2023 Act apply to criminal and juvenile proceedings ini-
19 tiated on or after the effective date of this 2023 Act.

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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.