

Requested by SENATE COMMITTEE ON JUDICIARY

**PROPOSED AMENDMENTS TO
SENATE BILL 579**

1 On page 2 of the printed bill, after line 3, insert:

2 “(6) A defendant sentenced to a term of incarceration in a felony case
3 does not forfeit and may not be deprived of the right to vote while
4 incarcerated.”.

5 In line 9, delete “420.005” and insert “162.135”.

6 On page 3, line 9, delete “420.005” and insert “162.135”.

7 Delete lines 23 through 45 and delete page 4 and insert:

8 **“SECTION 5. (1) The Secretary of State, in consultation with the
9 Department of Corrections, the Oregon Youth Authority and cities and
10 counties that operate local correctional facilities and youth correction
11 facilities, shall by rule establish procedures that allow:**

12 **“(a) All qualified individuals who are in the physical custody of a
13 jail, prison or correctional facility, including a local correctional fa-
14 cility or a youth correction facility, to register to vote or update their
15 voter registration;**

16 **“(b) All registered electors who are in the physical custody of a jail,
17 prison or correctional facility, including a local correctional facility
18 or a youth correction facility, to receive all election materials, in-
19 cluding ballots and voters’ pamphlets; and**

20 **“(c) All registered electors who are in the physical custody of a jail,
21 prison or correctional facility, including a local correctional facility**

1 or a youth correction facility, to cast a ballot in each election.

2 “(2) The Secretary of State shall by rule establish a process for
3 identifying, for an individual confined in a jail, prison or correctional
4 facility, including a local correctional facility or youth correction fa-
5 cility, the last voluntary residence of the individual prior to the con-
6 finement, including a residence address described in ORS 247.038, for
7 the purposes of the individual registering to vote or updating the
8 individual’s voter registration.

9 “(3) Notwithstanding ORS 254.115, 254.125 or 254.135, in implement-
10 ing this section the Secretary of State may by rule authorize the
11 preparation of ballots of any different weight of paper, overall size and
12 shape or other physical criteria as is necessary to conform with postal,
13 military, correctional or other state and federal statutes regarding the
14 transportation and delivery of ballots to a jail, prison or correctional
15 facility, including a local correctional facility or a youth correction
16 facility.

17 “(4) As used in this section:

18 “(a) ‘Local correctional facility’ has the meaning given that term
19 in ORS 169.005.

20 “(b) ‘Youth correction facility’ has the meaning given that term in
21 ORS 162.135.

22 “SECTION 6. (1) Section 5 of this 2023 Act and the amendments to
23 ORS 137.281, 247.013 and 247.035 by sections 1 to 3 of this 2023 Act be-
24 come operative on June 1, 2026.

25 “(2) The Secretary of State, the Department of Corrections, the
26 Oregon Youth Authority and any city or county that operates a local
27 correctional facility or youth correction facility may take any action
28 before the operative date specified in subsection (1) of this section that
29 is necessary to enable that entity to exercise, on and after the opera-
30 tive date specified in subsection (1) of this section, all of the duties,

1 **functions and powers conferred on the entity by section 5 of this 2023**
2 **Act and the amendments to ORS 137.281, 247.013 and 247.035 by sections**
3 **1 to 3 of this 2023 Act.”.**

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