

**A-Engrossed**  
**House Bill 2471**

Ordered by the House April 4  
Including House Amendments dated April 4

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Judiciary for Oregon District Attorneys Association)

**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. The statement includes a measure digest written in compliance with applicable readability standards.

**Digest: The Act changes when a person is guilty except for insanity. The Act takes effect when the Governor signs it. (Flesch Readability Score: 69.7).**

*[Digest: The Act changes when a person is guilty except for insanity. The Act takes effect on the 91st day after sine die. (Flesch Readability Score: 72.6).]*

Modifies when a person is guilty except for insanity.

*[Takes effect on the 91st day following adjournment sine die.]*

**Declares an emergency, effective on passage.**

**A BILL FOR AN ACT**

1  
2 Relating to guilty except for insanity; creating new provisions; amending ORS 161.295; and declaring  
3 an emergency.

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

5 **SECTION 1.** ORS 161.295 is amended to read:

6 161.295. (1) A person is guilty except for insanity if, *[as a result of a qualifying mental*  
7 *disorder]* at the time of engaging in criminal conduct, the person lacks substantial capacity either  
8 to appreciate the criminality of the conduct or to conform the conduct to the requirements of law,  
9 **and:**

10 **(a) But for a qualifying mental disorder, the person would have had such substantial ca-**  
11 **capacity;**

12 **(b) A mental disorder other than a qualifying mental disorder is not the primary cause**  
13 **of the lack of substantial capacity; and**

14 **(c) The lack of substantial capacity is not the result of voluntary intoxication in combi-**  
15 **nation with a qualifying mental disorder, a mental disorder other than a qualifying mental**  
16 **disorder or both.**

17 (2) As used in chapter 743, Oregon Laws 1971, the term "qualifying mental disorder" does not  
18 include an abnormality manifested only by repeated criminal or otherwise antisocial conduct, nor  
19 does the term include any abnormality constituting solely a personality disorder.

20 **SECTION 2.** The amendments to ORS 161.295 by section 1 of this 2025 Act apply to con-  
21 duct occurring on or after the effective date of this 2025 Act.

22 **SECTION 3.** This 2025 Act being necessary for the immediate preservation of the public  
23 peace, health and safety, an emergency is declared to exist, and this 2025 Act takes effect  
24 on its passage.

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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.