

SENATE AMENDMENTS TO A-ENGROSSED HOUSE BILL 3564

By COMMITTEE ON JUDICIARY

May 30

1 On page 1 of the printed A-engrossed bill, line 2, after “31.210” delete the rest of the line and
2 insert “and 31.215.”.

3 Delete lines 19 through 27 and delete page 2 and insert:

4 “**SECTION 3.** ORS 31.215 is amended to read:

5 “31.215. (1) The demand for correction or retraction shall be in writing, signed by the defamed
6 person or the attorney of the person and be delivered to the publisher of the defamatory statement,
7 either personally, by registered mail or by certified mail with return receipt at the publisher’s place
8 of business or residence within 20 days after the defamed person receives actual knowledge of the
9 defamatory statement. The demand shall specify which statements are false and defamatory and re-
10 quest that they be corrected or retracted. The demand may also refer to the sources from which the
11 true facts may be ascertained with accuracy.

12 “(2) The publisher of the defamatory statement shall have not more than two weeks after receipt
13 of the demand for correction or retraction in which to investigate the demand; and, after making
14 such investigation, the publisher shall publish the correction or retraction [*in*]:

15 “(a) **In** the first issue thereafter published, in the case of **printed** newspapers, magazines or
16 other [*printed*] periodicals.

17 “(b) **In** the first broadcast or telecast thereafter made, in the case of radio or television stations.

18 “(c) **In** the first public exhibition thereafter made, in the case of motion picture theaters.

19 “(d) **By immediately placing a link to the correction or retraction on any page containing**
20 **or previously containing the defamatory statement, in the case of electronic newspapers,**
21 **magazines or other periodicals.**

22 “(3) The correction or retraction shall consist of a statement by the publisher substantially to
23 the effect that the defamatory statements previously made are not factually supported and that the
24 publisher regrets the original publication thereof.

25 “(4) The correction or retraction shall be published in substantially as conspicuous a manner
26 as the defamatory statement.”.

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