Requested by SENATE COMMITTEE ON JUDICIARY

PROPOSED AMENDMENTS TO A-ENGROSSED HOUSE BILL 3564

- On page 1 of the printed A-engrossed bill, line 2, after "31.210" delete the
- 2 rest of the line and insert "and 31.215.".
- 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,
- 6 signed by the defamed person or the attorney of the person and be delivered
- 7 to the publisher of the defamatory statement, either personally, by registered
- 8 mail or by certified mail with return receipt at the publisher's place of
- 9 business or residence within 20 days after the defamed person receives actual
- 10 knowledge of the defamatory statement. The demand shall specify which
- statements are false and defamatory and request that they be corrected or
- 12 retracted. The demand may also refer to the sources from which the true
- 13 facts may be ascertained with accuracy.
- "(2) The publisher of the defamatory statement shall have not more than
- two weeks after receipt of the demand for correction or retraction in which
- to investigate the demand; and, after making such investigation, the pub-
- 17 lisher shall publish the correction or retraction [*in*]:
- "(a) In the first issue thereafter published, in the case of printed news-
- 19 papers, magazines or other [printed] periodicals.
- 20 "(b) In the first broadcast or telecast thereafter made, in the case of radio
- 21 or television stations.

- "(c) In the first public exhibition thereafter made, in the case of motion picture theaters.
- "(d) By immediately placing a link to the correction or retraction on any page containing or previously containing the defamatory statement, in the case of electronic newspapers, magazines or other periodicals.
 - "(3) The correction or retraction shall consist of a statement by the publisher substantially to the effect that the defamatory statements previously made are not factually supported and that the publisher regrets the original publication thereof.
 - "(4) The correction or retraction shall be published in substantially as conspicuous a manner as the defamatory statement.".

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