

A-Engrossed

House Bill 4045

Ordered by the House February 13
Including House Amendments dated February 13

Sponsored by Representative MANNIX, Senator PROZANSKI; Representatives ANDERSEN, LEWIS, TRAN (Pre-session 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. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act requires a response within a specified time for certain search warrants. The Act goes into effect when the Governor signs it. (Flesch Readability Score: 70.1).

[Digest: The Act requires a response within 72 hours for certain search warrants. The Act goes into effect when the Governor signs it. (Flesch Readability Score: 72.6).]

Requires a [communications provider] **social media platform** to respond to a search warrant within 72 hours of service, **and all other communications providers to respond within five business days of service**, when the warrant pertains to an investigation of stalking or a crime constituting domestic violence.

Declares an emergency, effective on passage.

A BILL FOR AN ACT

1 Relating to search warrant response time limits; and declaring an emergency.

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

3 **SECTION 1.** Section 2 of this 2026 Act shall be known and may be cited as "Kristil's
4 Law."

5 **SECTION 2.** (1) As used in this section:

6 (a) "Communications provider" means:

7 (A) An Internet service provider, a cellular telephone provider or a Voice over Internet
8 Protocol service provider;

9 (B) A social media platform;

10 (C) An electronic communication service provider as defined in 50 U.S.C. 1881;

11 (D) A digital communications company that provides Internet, cellular, text, electronic
12 mail, social media services or any other media that communicates, stores or transmits voice,
13 data, text, images or video over a distance using electrical, electronic or light wave trans-
14 mission media; or

15 (E) Any other entity that constitutes a telecommunications utility as defined in ORS
16 759.005.

17 (b) "Domestic violence" has the meaning given that term in ORS 135.230.

18 (c) "Social media platform" has the meaning given that term in 42 U.S.C. 1862w.

19 (2) This section applies to search warrants:

20 (a) For which the object of the search is one or more documents or records or other in-
21 formation from a communications provider; and

22 (b) That pertain to an investigation of a crime constituting domestic violence, stalking

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.

1 as defined in ORS 163.732 or violating a court's stalking protective order under ORS 163.750.

2 (3) A person making application for a search warrant described in subsection (2) of this
3 section shall specify in the application that the warrant is subject to the requirements of this
4 section.

5 (4) When a search warrant described in subsection (2) of this section is requested, the
6 applicant shall include in the proposed warrant:

7 (a) In both the title and body of the warrant, the words "Immediate Response
8 Required";

9 (b) A statement that the warrant is subject to this section; and

10 (c) A statement that the communications provider must produce the documents, records
11 or other information specified in the warrant to the applicant:

12 (A) Within 72 hours of proper service of the warrant, if the communications provider is
13 a social media platform; or

14 (B) Within five business days of proper service of the warrant, for all other communica-
15 tions providers.

16 (5) Notwithstanding ORS 136.583 (3), a communications provider doing business in this
17 state shall respond to a search warrant described in subsection (2) of this section:

18 (a) Within 72 hours of proper service of the warrant, if the communications provider is
19 a social media platform; or

20 (b) Within five business days of proper service of the warrant, for all other communica-
21 tions providers.

22 **SECTION 3.** (1) Section 2 of this 2026 Act becomes operative on May 1, 2026.

23 (2) The Judicial Department and any entity defined as a communications provider under
24 section 2 of this 2026 Act may take any action before the operative date specified in sub-
25 section (1) of this section that is necessary to enable the department or entity to exercise,
26 on and after the operative date specified in subsection (1) of this section, all of the duties,
27 functions and powers conferred on the department and entity by section 2 of this 2026 Act.

28 **SECTION 4.** This 2026 Act being necessary for the immediate preservation of the public
29 peace, health and safety, an emergency is declared to exist, and this 2026 Act takes effect
30 on its passage.