

HOUSE AMENDMENTS TO HOUSE BILL 4045

By COMMITTEE ON JUDICIARY

February 13

1 On page 1 of the printed bill, line 10, after “platform” delete the rest of the line and insert a
2 semicolon.

3 After line 18, insert:

4 “(c) ‘Social media platform’ has the meaning given that term in 42 U.S.C. 1862w.”.

5 Delete lines 24 through 29.

6 On page 2, delete lines 1 through 8 and insert:

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

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

11 “(a) In both the title and body of the warrant, the words ‘Immediate Response Required’;

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

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

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

17 “(B) Within five business days of proper service of the warrant, for all other communications
18 providers.

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

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

23 “(b) Within five business days of proper service of the warrant, for all other communications
24 providers.”.

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