

HB 4114-5
(LC 227)
2/10/26 (MNJ/ps)

Requested by Representative MUNOZ

**PROPOSED AMENDMENTS TO
HOUSE BILL 4114**

1 On page 1 of the printed bill, delete lines 4 through 23 and delete pages
2 2 through 4 and insert:

3 **“SECTION 1. (1) As used in this section, ‘property’ means:**

4 **“(a) Buildings, structures, land and curtilage.**

5 **“(b) Vehicles located on private property or in a location where the**
6 **owner of the vehicle has a reasonable expectation of privacy.**

7 **“(c) A church, synagogue, temple, mosque, chapel, meeting house**
8 **or other nonresidential place of worship.**

9 **“(d) A school or other educational facility.**

10 **“(e) A facility that provides medical treatment.**

11 **“(f) Any place where a person has a reasonable expectation of pri-**
12 **vacy.**

13 **“(2) An owner or occupant of property, or a person lawfully present**
14 **on property with a reasonable expectation of privacy, may bring a**
15 **cause of action against an individual who under color of law enters the**
16 **property without a warrant for which the issuing authority is a court,**
17 **if a judicially recognized exception to the warrant requirement does**
18 **not apply.**

19 **“(3) A plaintiff who prevails in a cause of action under this section**
20 **may recover actual economic and noneconomic damages, equitable**
21 **relief and any other appropriate relief.**

1 **“(4)(a) In an action brought under this section, the court shall**
2 **award reasonable attorney fees and costs to a prevailing plaintiff. In**
3 **an action for injunctive relief under this section, the court shall deem**
4 **a plaintiff to have prevailed if the plaintiff’s suit was a substantial**
5 **factor or significant catalyst in obtaining the results sought by the**
6 **litigation.**

7 **“(b) The court may award reasonable attorney fees and costs to a**
8 **defendant in an action under this section for defending any claims the**
9 **court finds frivolous.**

10 **“(5) A person may not bring an action under this section against a**
11 **person subject to suit for the injury under 42 U.S.C. 1983, including**
12 **but not limited to a law enforcement agency or an officer, as those**
13 **terms are defined in ORS 181A.822.**

14 **“(6) An action under this section must be commenced within two**
15 **years after the cause of action accrues.**

16 **“SECTION 2. This 2026 Act being necessary for the immediate**
17 **preservation of the public peace, health and safety, an emergency is**
18 **declared to exist, and this 2026 Act takes effect on its passage.”.**

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