

## SENATE AMENDMENTS TO A-ENGROSSED HOUSE BILL 2282

By COMMITTEE ON JUDICIARY

June 22

1 On page 1 of the printed A-engrossed bill, line 2, delete “and”.

2 In line 3, after “153.045” insert “; and declaring an emergency”.

3 On page 3, line 31, after “appear” insert “at the arraignment”.

4 On page 8, after line 8, insert:

5 **“SECTION 14. Section 15 of this 2005 Act is added to and made a part of ORS 133.055 to**  
6 **133.076.**

7 **“SECTION 15. (1) Notwithstanding ORS 133.065, a peace officer, following procedures es-**  
8 **tablished by court rule, may file a criminal citation with or without a form of complaint with**  
9 **the court by electronic means, without an actual signature of the officer, in lieu of filing a**  
10 **duplicate paper copy of the citation. A peace officer who files a criminal citation under this**  
11 **section is deemed to certify the citation and any complaint included with the citation by that**  
12 **filing and has the same rights, responsibilities and liabilities in relation to the citation and**  
13 **any complaint included with the citation as an officer has in relation to citations and com-**  
14 **plaints that are filed with the court in paper form and are certified by actual signature.**

15 **“(2) A court may allow electronic filing of criminal citations as described under sub-**  
16 **section (1) of this section. Procedures established to allow electronic filing of criminal cita-**  
17 **tions under this section shall be established by court rule and shall include procedures**  
18 **necessary to ensure that:**

19 **“(a) An electronically filed criminal citation with or without a form of complaint includes**  
20 **all information required on a uniform citation adopted by the Supreme Court under ORS**  
21 **1.525.**

22 **“(b) An electronically filed criminal citation with or without a form of complaint is veri-**  
23 **fiable as being filed by a specific peace officer.**

24 **“(c) Members of the public can obtain copies of and review a criminal citation with or**  
25 **without a form of complaint that is electronically filed and maintained under this section in**  
26 **the same manner as the manner used for those filed on paper.**

27 **“(3) For a criminal citation with a form of complaint issued under ORS 133.069, the dis-**  
28 **trict attorney’s review required by ORS 133.069 and, if necessary, amendments for legal suf-**  
29 **ficiency, must be completed before the electronic filing of the citation with the form of**  
30 **complaint is made with a court under this section.**

31 **“SECTION 16. This 2005 Act being necessary for the immediate preservation of the public**  
32 **peace, health and safety, an emergency is declared to exist, and this 2005 Act takes effect**  
33 **on its passage.”.**