

# CONFERENCE COMMITTEE AMENDMENTS TO B-ENGROSSED HOUSE BILL 2312

July 30

## Amended Summary

Extends time that motion requesting performance of DNA testing must be filed. Expands circumstances under which person may file affidavit requesting performance of DNA testing.

**Establishes statute of limitations for certain offenses when conviction for other offense is set aside as result of DNA testing.**

Speaker Minnis:

Your Conference Committee to whom was referred B-engrossed House Bill 2312, having had the same under consideration, respectfully reports it back with the recommendation that the House concur in the Senate amendments dated June 27 and that the bill be amended as follows and re-passed.

1 On page 1 of the printed B-engrossed bill, after “testing;” insert “creating new provisions;”.

2 On page 3, after line 3, insert:

3 **“SECTION 3. When a conviction has been set aside as the result of evidence obtained**  
4 **through DNA (deoxyribonucleic acid) testing conducted under section 2, chapter 697, Oregon**  
5 **Laws 2001, the prosecution of any offense that was dismissed or not charged pursuant to a**  
6 **plea agreement that resulted in the conviction that has been set aside may be commenced**  
7 **within the later of:**

8 **“(1) The period of limitation established for the offense under ORS 131.125 to 131.155; or**

9 **“(2) Notwithstanding ORS 131.125 and 131.155, two years after the date the conviction was**  
10 **set aside.”.**

11 In line 4, delete “3” and insert “4”.

12 /s/ Wayne Krieger  
13 Representative

14 /s/ Jeff Barker  
15 Representative

16 /s/ Andy Olson  
17 Representative

18 /s/ Ginny Burdick  
19 Senator

20 /s/ Avel Gordly  
21 Senator

22 /s/ Doug Whitsett  
23 Senator  
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