

## SENATE AMENDMENTS TO SENATE BILL 914

By COMMITTEE ON JUDICIARY

April 11

1 Delete lines 4 through 21 of the printed bill and insert:

2 “**SECTION 1.** ORS 144.791 is amended to read:

3 “144.791. (1) When a person is convicted of a felony, including a felony sexual offense, the sen-  
4 tencing court may order a presentence report upon its own motion or upon the request of the dis-  
5 trict attorney or the defendant.

6 “(2) The sentencing court shall order a presentence report if the defendant is convicted of a  
7 felony sexual offense unless:

8 “(a) The defendant, as part of the same prosecution, is convicted of aggravated murder;

9 “(b) The felony sexual offense requires the imposition of a mandatory minimum prison sentence  
10 and no departure is sought by the court, district attorney or defendant; or

11 “(c) The felony sexual offense requires imposition of a presumptive prison sentence and no de-  
12 parture is sought by the court, district attorney or defendant.

13 “(3) The Department of Corrections shall:

14 “(a) **Require that a presentence report provide an analysis of what disposition is most**  
15 **likely to reduce the offender’s criminal conduct, explain why that disposition would have that**  
16 **effect and provide an assessment of the availability to the offender of any relevant programs**  
17 **or treatment in or out of custody, whether provided by the department or another entity;**

18 “[a] (b) Determine what **additional information** must be included in [a] **the** presentence re-  
19 port; and

20 “[b] (c) Establish a uniform presentence report form.”.

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