

## SENATE AMENDMENTS TO B-ENGROSSED SENATE BILL 337

By JOINT COMMITTEE ON WAYS AND MEANS

June 12

1 On page 89 of the printed B-engrossed bill, after line 13, insert:

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3 **“UNREPRESENTED DEFENDANT CRISIS PLANS**

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5 **“SECTION 103. The Legislative Assembly finds that:**

6 **“(1) Oregonians accused of a crime are entitled, under the Sixth and Fourteenth**  
7 **Amendments of the United States Constitution, and Article I, section 11, of the Oregon**  
8 **Constitution, to have an attorney provided at government expense whenever the person is**  
9 **facing the potential loss of liberty and is unable to afford an attorney.**

10 **“(2) The current unrepresented defendant crisis represents a threat to the constitutional**  
11 **rights of Oregonians and must be resolved.**

12 **“SECTION 104. (1)(a) The presiding judge of each judicial district shall immediately de-**  
13 **velop and implement a coordinated public safety unrepresented defendant crisis plan, and**  
14 **submit the plan to the Oregon Criminal Justice Commission, as soon as practicable and no**  
15 **later than September 1, 2023.**

16 **“(b) The plan described in this subsection must first prioritize the resolution of the cases**  
17 **of unrepresented defendants who are in custody, and then the cases of unrepresented de-**  
18 **fendants who are out of custody.**

19 **“(2) The presiding judge of a judicial district with a total population of over 100,000 shall**  
20 **immediately convene a crisis team to assist in the development of the plan and to coordinate**  
21 **the implementation of the plan described in subsection (1) of this section. The team shall be**  
22 **composed of at least the following persons:**

23 **“(a) The presiding judge of the judicial district;**

24 **“(b) District attorneys within the judicial district; and**

25 **“(c) The public defense services executive director, or the director’s designee.**

26 **“(3) The Chief Justice of the Supreme Court may issue orders related to resolving the**  
27 **unrepresented defendant crisis.**

28 **“(4) The presiding judge of a judicial district may enter standing orders related to re-**  
29 **solving the unrepresented defendant crisis that are consistent with the orders of the Chief**  
30 **Justice described in subsection (3) of this section and the plan of the judicial district de-**  
31 **scribed in subsection (1) of this section.**

32 **“SECTION 105. The Public Defense Services Commission shall:**

33 **“(1) By no later than August 15, 2023, promulgate and disseminate guidance for the ju-**  
34 **dicial district coordinated public safety unrepresented defendant crisis plans described in**  
35 **section 104 of this 2023 Act.**



1 Laws 2023 (Enrolled Senate Bill 5532), for the biennium beginning July 1, 2023, for the Juvenile Trial Division, is increased by \$1,234,365, for the purpose of carrying out the provisions  
2 of sections 7a to 14, 76, 92, 96 to 99 and 102 of this 2023 Act and the amendments to statutes  
3 by sections 1 to 7, 15 to 75, 77 to 91, 93 to 95, 100 and 101 of this 2023 Act.

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5 SECTION 113. Notwithstanding any other provision of law, the General Fund appropriation  
6 made to the Public Defense Services Commission by section 1 (7), chapter \_\_, Oregon  
7 Laws 2023 (Enrolled Senate Bill 5532), for the biennium beginning July 1, 2023, for Court  
8 Mandated Expenses, is increased by \$14,656,343, for the purpose of carrying out the provisions  
9 of sections 7a to 14, 76, 92, 96 to 99 and 102 of this 2023 Act and the amendments to  
10 statutes by sections 1 to 7, 15 to 75, 77 to 91, 93 to 95, 100 and 101 of this 2023 Act.

11 SECTION 114. Notwithstanding any other provision of law, the General Fund appropriation  
12 made to the Public Defense Services Commission by section 1 (8), chapter \_\_, Oregon  
13 Laws 2023 (Enrolled Senate Bill 5532), for the biennium beginning July 1, 2023, for the Parent  
14 Child Representation Program, is increased by \$1,234,365, for the purpose of carrying out the  
15 provisions of sections 7a to 14, 76, 92, 96 to 99 and 102 of this 2023 Act and the amendments  
16 to statutes by sections 1 to 7, 15 to 75, 77 to 91, 93 to 95, 100 and 101 of this 2023 Act.

17 SECTION 115. Notwithstanding any other provision of law, the General Fund appropriation  
18 made to the Public Defense Services Commission by section 1 (9), chapter \_\_, Oregon  
19 Laws 2023 (Enrolled Senate Bill 5532), for the biennium beginning July 1, 2023, for the Administrative Services Division, is increased by \$8,465,430, for the purpose of carrying out the  
20 provisions of sections 7a to 14, 76, 92, 96 to 99 and 102 of this 2023 Act and the amendments  
21 to statutes by sections 1 to 7, 15 to 75, 77 to 91, 93 to 95, 100 and 101 of this 2023 Act.

22 SECTION 116. Notwithstanding any other provision of law, the General Fund appropriation  
23 made to the Public Defense Services Commission by section 1 (10), chapter \_\_, Oregon  
24 Laws 2023 (Enrolled Senate Bill 5532), for the biennium beginning July 1, 2023, for the Special  
25 Programs, Contracts and Distributions Division, is increased by \$285,508, for the purpose of  
26 carrying out the provisions of sections 7a to 14, 76, 92, 96 to 99 and 102 of this 2023 Act and  
27 the amendments to statutes by sections 1 to 7, 15 to 75, 77 to 91, 93 to 95, 100 and 101 of this  
28 2023 Act.

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30 SECTION 117. Notwithstanding any other provision of law, the General Fund appropriation  
31 made to the Judicial Department by section 1 (2), chapter \_\_, Oregon Laws 2023 (Enrolled Senate Bill 5512), for the biennium beginning July 1, 2023, for Operations, is increased  
32 by \$283,504, for the purpose of carrying out the provisions of sections 7a to 14, 76, 92, 96 to  
33 99 and 102 of this 2023 Act and the amendments to statutes by sections 1 to 7, 15 to 75, 77  
34 to 91, 93 to 95, 100 and 101 of this 2023 Act relating to the transfer of the Oregon Public  
35 Defense Commission to the executive branch.

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“(Unrepresented Defendant Crisis Plans)”

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40 SECTION 118. Notwithstanding any other provision of law, the General Fund appropriation  
41 made to the Public Defense Services Commission by section 1 (4), chapter \_\_, Oregon  
42 Laws 2023 (Enrolled Senate Bill 5532), for the biennium beginning July 1, 2023, for the Adult  
43 Trial Division, is increased by \$368,316, for an expedited resolution case docket in the fourth  
44 judicial district.

45 SECTION 119. Notwithstanding any other provision of law, the General Fund appropriation

1 ation made to the Public Defense Services Commission by section 1 (4), chapter \_\_, Oregon  
2 Laws 2023 (Enrolled Senate Bill 5532), for the biennium beginning July 1, 2023, for the Adult  
3 Trial Division, is increased by \$4,588,202, for the purpose of carrying out the provisions of  
4 sections 103 to 107 of this 2023 Act.

5 “SECTION 120. Notwithstanding any other provision of law, the General Fund appropri-  
6 ation made to the Public Defense Services Commission by section 1 (10), chapter \_\_, Oregon  
7 Laws 2023 (Enrolled Senate Bill 5532), for the biennium beginning July 1, 2023, for the Special  
8 Programs, Contracts and Distributions Division, is increased by \$545,000, for the purpose of  
9 carrying out the provisions of sections 103 to 107 of this 2023 Act.

10 “SECTION 121. Notwithstanding any other provision of law, the General Fund appropri-  
11 ation made to the Judicial Department by section 1 (2), chapter \_\_, Oregon Laws 2023 (En-  
12 rolled Senate Bill 5512), for the biennium beginning July 1, 2023, for Operations, is increased  
13 by \$1,852,566, for the purpose of carrying out the provisions of sections 104 and 105 of this  
14 2023 Act.”.

15 In line 17, delete “103” and insert “122”.

16 In line 23, delete “104” and insert “123”.

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