

**Enrolled
House Bill 2601**

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Judiciary)

CHAPTER

AN ACT

Relating to photo red light; creating new provisions; and amending ORS 810.435.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 810.435 is amended to read:

810.435. (1) **Except as provided in subsection (2) of this section, photographs taken under ORS 810.434 may be submitted into evidence in a criminal trial, grand jury proceeding or other criminal proceeding for the purpose of proving or disproving a felony or a Class A misdemeanor.** *[administrative proceeding or other judicial or quasi-judicial proceeding only for the purpose of proving or disproving a violation of ORS 811.265.]*

(2) **Photographs taken under ORS 810.434 may not be used in any criminal proceeding relating to the prosecution of a violation as described in ORS 153.008, other than for the purpose of proving or disproving a violation of ORS 811.265.**

SECTION 2. The amendments to ORS 810.435 by section 1 of this 2013 Act apply to photographs taken on or after the effective date of this 2013 Act.

Passed by House April 17, 2013

Received by Governor:

Repassed by House June 11, 2013

.....M.,....., 2013

Approved:

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Ramona J. Line, Chief Clerk of House

.....M.,....., 2013

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Tina Kotek, Speaker of House

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John Kitzhaber, Governor

Passed by Senate June 5, 2013

Filed in Office of Secretary of State:

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Peter Courtney, President of Senate

.....M.,....., 2013

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Kate Brown, Secretary of State