

**PROPOSED AMENDMENTS TO  
HOUSE BILL 4068**

1 On page 2 of the printed bill, line 8, after “(g)” insert “Except as provided  
2 in paragraph (L) of this subsection,”.

3 In line 10, after “(h) insert “Except as provided in paragraph (L) of this  
4 subsection,”.

5 Delete lines 23 through 30 and insert:

6 “(A) The person can demonstrate that the person has been convicted only  
7 once of a marijuana possession offense that constituted a misdemeanor or  
8 violation under the law of the jurisdiction of the offense, and has not com-  
9 pleted a drug diversion program for a marijuana possession offense that  
10 constituted a misdemeanor or violation under the law of the jurisdiction of  
11 the offense; or

12 “(B) The person can demonstrate that the person has only once completed  
13 a drug diversion program for a marijuana possession offense that constituted  
14 a misdemeanor or violation under the law of the jurisdiction of the offense,  
15 and has not been convicted of a marijuana possession offense that consti-  
16 tuted a misdemeanor or violation under the law of the jurisdiction of the  
17 offense;”.

18 On page 3, line 27, after the period insert “Except as provided in ORS  
19 166.291 (1)(L),”.

20 In line 28, after the period insert “Except as provided in ORS 166.291  
21 (1)(L),”.

22 On page 5, after line 19, insert:

1 “(10) As used in this section, ‘drug diversion program’ means a program  
2 in which a defendant charged with a marijuana possession offense completes  
3 a program of treatment as indicated by a court-ordered diagnostic assessment  
4 under court supervision and in which the marijuana possession offense is  
5 dismissed upon successful completion of the diversion program.”.

6 On page 6, line 10, after “(g)” insert “Except as provided in paragraph (L)  
7 of this subsection,”.

8 In line 12, after “(h) insert “Except as provided in paragraph (L) of this  
9 subsection,”.

10 Delete lines 25 through 32 and insert:

11 “(A) The person can demonstrate that the person has been convicted only  
12 once of a marijuana possession offense that constituted a misdemeanor or  
13 violation under the law of the jurisdiction of the offense, and has not com-  
14 pleted a drug diversion program for a marijuana possession offense that  
15 constituted a misdemeanor or violation under the law of the jurisdiction of  
16 the offense; or

17 “(B) The person can demonstrate that the person has only once completed  
18 a drug diversion program for a marijuana possession offense that constituted  
19 a misdemeanor or violation under the law of the jurisdiction of the offense,  
20 and has not been convicted of a marijuana possession offense that consti-  
21 tuted a misdemeanor or violation under the law of the jurisdiction of the  
22 offense;”.

23 On page 7, line 28, after the period insert “Except as provided in ORS  
24 166.291 (1)(L),”.

25 In line 29, after the period insert “Except as provided in ORS 166.291  
26 (1)(L),”.

27 On page 9, after line 19 insert:

28 “(10) As used in this section, ‘drug diversion program’ means a program  
29 in which a defendant charged with a marijuana possession offense completes  
30 a program of treatment as indicated by a court-ordered diagnostic assessment

1 under court supervision and in which the marijuana possession offense is  
2 dismissed upon successful completion of the diversion program.”.

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