

**REVENUE:** No revenue impact

**FISCAL:** Minimal fiscal impact, no statement issued

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<b>Action:</b>	Do Pass as Amended and Be Printed Engrossed
<b>Vote:</b>	7 - 0 - 2
<b>Yeas:</b>	Barton, Garrett, Hicks, Krieger, Olson, Williamson, Barker
<b>Nays:</b>	0
<b>Exc.:</b>	Cameron, Tomei
<b>Prepared By:</b>	Anna Braun, Counsel
<b>Meeting Dates:</b>	3/27, 4/12

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**WHAT THE MEASURE DOES:** Removes requirement that oral statements supporting search warrants be transcribed. Requires oral statements be recorded and a copy provided to and retained by the judge who took the oral statement. Requires District Attorney to retain copy. Declares emergency, effective on passage.

**ISSUES DISCUSSED:**

- Warrants generally requested by telephone
- Transcription currently performed by police officer or hired out

**EFFECT OF COMMITTEE AMENDMENT:** Requires oral statements be recorded and a copy provided to and retained by the judge who took the oral statement. Requires District Attorney to retain copy.

**BACKGROUND:** ORS 133.545 provides the rules governing issuing search warrants. Search warrants can only be issued by a judge and generally must be supported by a written affidavit by the district attorney, police officer, or special agent employed under ORS 131.805. A judge can take an oral statement but it must be recorded and transcribed. House Bill 3286 A removes the requirement that the oral statement be transcribed.