

GUIDE TO ONLINE UPDATE OF OREGON JUDGES CRIMINAL BENCHBOOK

*To quickly access the following sections in the Benchbook, click on the *blue hyperlinks* in the *Preface* of the Benchbook, *page 2*.

The following sections have been updated:

Chapter 1, Section IV.A.3.

- a. Calculating 5-day Time Period for Defendant in Custody
- b. Calculating 30-day Time Period for Defendant on Release

Comments: Updated sections clarify that “intermediate weekends and holidays” are included in the calculation of a 5 or 30-day time period because of changes made in 2002 Special Session 1.

Chapter 3, Section II.A.4. Informing Non-Citizen Defendants of Potential Deportation

Comments: Updated section discusses defense counsel’s obligation to inform defendant of potential immigration consequences.

Chapter 16, Section I.V.

- E.1. Restitution and Compensatory Fines
- G.2.e.2. Further Considerations Concerning Restitution

Comments: Updated sections include a note that time may be extended for good cause in certain circumstances.

The following sections have been added:

Chapter 1, Section III.D. Defendant’s Right to Waive Appearance at Trial

Comments: This section briefly explains a defendant’s right to waive appearance at trial.

Chapter 2, Section V. Right to Speedy Trial*

*This section has been highlighted in pdf format for easy access.

Comments: The most comprehensive update to the Criminal Benchbook, this section outlines the speedy-trial rights under the United States and Oregon Constitutions and tracks the most recent cases interpreting a defendant’s statutory right to speedy trial.