

Senate Bill 1575

Sponsored by Senator PROZANSKI, Representatives SHEEHAN, WEIDNER; Senators BEYER, COURTNEY, DEVLIN, EDWARDS, JOHNSON, MONNES ANDERSON, STEINER HAYWARD, Representatives BARNHART, BEYER, HOLVEY, HOYLE, SCHAUFLE (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Increases penalty for crime of disorderly conduct if crime is committed within 200 feet of property on which person knows funeral service is being conducted. Punishes by maximum of one year's imprisonment, \$6,250 fine, or both.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to disorderly conduct in the second degree; amending ORS 166.025; and declaring an
3 emergency.

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

5 **SECTION 1.** ORS 166.025 is amended to read:

6 166.025. (1) A person commits the crime of disorderly conduct in the second degree if, with in-
7 tent to cause public inconvenience, annoyance or alarm, or recklessly creating a risk thereof, the
8 person:

9 (a) Engages in fighting or in violent, tumultuous or threatening behavior;

10 (b) Makes unreasonable noise;

11 (c) Disturbs any lawful assembly of persons without lawful authority;

12 (d) Obstructs vehicular or pedestrian traffic on a public way;

13 *[(e) Congregates with other persons in a public place and refuses to comply with a lawful order*
14 *of the police to disperse;]*

15 *[(f)]* (e) Initiates or circulates a report, knowing it to be false, concerning an alleged or im-
16 pending fire, explosion, crime, catastrophe or other emergency; or

17 *[(g)]* (f) Creates a hazardous or physically offensive condition by any act which the person is
18 not licensed or privileged to do.

19 (2)(a) Disorderly conduct in the second degree is a Class B misdemeanor.

20 (b) **Notwithstanding paragraph (a) of this subsection, disorderly conduct in the second**
21 **degree is a Class A misdemeanor if the crime is committed within 200 feet of the real prop-**
22 **erty on which the person knows a funeral service is being conducted.**

23 (3) **As used in this section, "funeral service" means a burial or other memorial service**
24 **for a deceased person.**

25 **SECTION 2. This 2012 Act being necessary for the immediate preservation of the public**
26 **peace, health and safety, an emergency is declared to exist, and this 2012 Act takes effect**
27 **on its passage.**

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NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.