

**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>	Barker, Bonamici, Cameron, Komp, Krieger, Whisnant, Macpherson
<b>Nays:</b>	0
<b>Exc.:</b>	Flores, Read
<b>Prepared By:</b>	Darian Stanford, Counsel
<b>Meeting Dates:</b>	5/9, 5/18

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**WHAT THE MEASURE DOES:** Modifies ORS 162.365 regarding criminal impersonation to include the impersonation of active members or veterans of Armed Forces of the United States.

**ISSUES DISCUSSED:**

- Use of word “deceive” in existing statute as being too broad

**EFFECT OF COMMITTEE AMENDMENT:** Eliminates “deceive” from existing statute.

**BACKGROUND:** ORS 162.365 creates a Class A misdemeanor for persons who injure, deceive or defraud another or who intend to obtain a benefit by falsely impersonating a “public servant.” ORS 162.005(2) defines “public servant” as (1) an officer or employee of the state or of any political subdivision of the state, (2) an advisor, consultant or assistant acting at the request of the state or of any political subdivision of the state, (3) a person nominated, elected or appointed to a position but not yet filling the role and (4) jurors. If the public servant is a peace officer, judge or justice of the peace, the offense is a Class C felony.

SB 590 A amends ORS 162.365 in the following ways: (1) adds “to facilitate an unlawful activity” to the intent options (instead of merely intent to injure, defraud, etc.), and (2) includes the impersonation of an active member or veteran of the Armed Forces of the United States. It also eliminates the intent to “deceive” as a mental state for the crime.