

House Bill 3315

Sponsored by COMMITTEE ON JUDICIARY (at the request of Sonja Harju)

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**.

Creates crime of making false accusation of sexual abuse or kidnapping. Punishes by maximum of five years' imprisonment, \$125,000 fine, or both.

A BILL FOR AN ACT

1
2 Relating to false accusations.

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

4 **SECTION 1. (1) A person commits the crime of making a false accusation of sexual abuse**
5 **or kidnapping if:**

6 (a) **The person intentionally:**

7 (A) **Alleges that another person has:**

8 (i) **Committed a sexual offense against the person;**

9 (ii) **Subjected the person to sexual harassment; or**

10 (iii) **Kidnapped the person; and**

11 (B) **Makes the allegation to a law enforcement agency; and**

12 (b) **A court determines that the allegation is false.**

13 (2) **Making a false accusation of sexual abuse or kidnapping is a Class C felony.**

14 (3) **In addition to any other sentence a court may impose, the court shall include in the**
15 **sentence of a person convicted under this section an order that the person:**

16 (a) **Pay all costs incurred by the victim in defending the allegation;**

17 (b) **Undergo a psychological evaluation to determine appropriate treatment; and**

18 (c) **Make a private and public apology to the victim. The defendant shall make the public**
19 **apology by causing a letter of apology to the victim to be published in print media. If the**
20 **original allegations were published in print media, the letter of apology shall be published in**
21 **the print media that covered the original allegations, on an equivalent page to the original**
22 **coverage.**

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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.