

# Senate Bill 285

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## 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**.

Expands crime of endangering welfare of minor to include leaving minor unattended with sex offender or allowing minor to have contact with sex offender who has order barring contact with minors.

## A BILL FOR AN ACT

1  
2 Relating to endangering the welfare of a minor; amending ORS 163.575 and 163.580.

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

4 **SECTION 1.** ORS 163.575 is amended to read:

5 163.575. (1) A person commits the crime of endangering the welfare of a minor if the person  
6 knowingly:

7 (a) Induces, causes or permits an unmarried person under 18 years of age to witness an act of  
8 sexual conduct or sadomasochistic abuse as defined by ORS 167.060; [*or*]

9 (b) Permits a person under 18 years of age to enter or remain in a place where unlawful activity  
10 involving controlled substances is maintained or conducted; [*or*]

11 (c) Induces, causes or permits a person under 18 years of age to participate in gambling as de-  
12 fined by ORS 167.117; [*or*]

13 **(d) Allows a person under 18 years of age to remain unattended with a sex offender for**  
14 **such a period of time as may be likely to endanger the person;**

15 **(e) Allows a person under 18 years of age to have contact with a sex offender who has**  
16 **been ordered not to have contact with minors as a condition of probation, parole or any ju-**  
17 **venile court order;**

18 [*d*] (f) Distributes, sells, or causes to be sold, tobacco in any form to a person under 18 years  
19 of age; or

20 [*e*] (g) Sells to a person under 18 years of age any device in which tobacco, marijuana, cocaine  
21 or any controlled substance, as defined in ORS 475.005, is burned and the principal design and use  
22 of which is directly or indirectly to deliver tobacco smoke, marijuana smoke, cocaine smoke or  
23 smoke from any controlled substance into the human body including but not limited to:

24 (A) Pipes, water pipes, hookahs, wooden pipes, carburetor pipes, electric pipes, air driven pipes,  
25 corncob pipes, meerschaum pipes and ceramic pipes, with or without screens, permanent screens,  
26 hashish heads or punctured metal bowls;

27 (B) Carburetion tubes and devices, including carburetion masks;

28 (C) Bongos;

29 (D) Chillums;

30 (E) Ice pipes or chillers;

**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.

1 (F) Cigarette rolling papers and rolling machines; and

2 (G) Cocaine free basing kits.

3 (2) Endangering the welfare of a minor by violation of subsection (1)(a), (b), (c), **(d)**, **(e)** or [(e)]  
4 **(g)** of this section, involving other than a device for smoking tobacco, is a Class A misdemeanor.

5 (3) Endangering the welfare of a minor by violation of subsection [(1)(d)] **(1)(f)** of this section  
6 or by violation of subsection [(1)(e)] **(1)(g)** of this section, involving a device for smoking tobacco,  
7 is a Class A violation and the court shall impose a fine of not less than \$100.

8 **(4) As used in this section, “sex offender” has the meaning given that term in ORS**  
9 **181.594.**

10 **SECTION 2.** ORS 163.580 is amended to read:

11 163.580. (1) Any person who sells any of the smoking devices listed in ORS 163.575 [(1)(e)] **(1)(g)**  
12 shall display a sign clearly stating that the sale of such devices to persons under 18 years of age  
13 is prohibited by law.

14 (2) Any person who violates this section commits a Class B violation.  
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