

**2009 Regular Legislative Session**  
**FISCAL ANALYSIS OF PROPOSED LEGISLATION**  
**Prepared by the Oregon Legislative Fiscal Office**

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**MEASURE NUMBER:** HB 2477                      **STATUS:** B Engrossed  
**SUBJECT:** Modifies crime of invasion of personal privacy.  
**GOVERNMENT UNIT AFFECTED:** Department of Corrections, Oregon Judicial Department, and Public Defense Services Commission  
**PREPARED BY:** Tim Walker  
**REVIEWED BY:** Doug Wilson and John Borden  
**DATE:** June 27, 2009

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	<u>2009-2011</u>	<u>2011-2013</u>
<b>EXPENDITURES:</b> See Analysis.		

**EFFECTIVE DATE:** January 1, 2010

**LOCAL GOVERNMENT MANDATE:** This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

**ANALYSIS:** This bill clarifies the definition of “nudity” and allows for a civil action in cases of invasion of privacy.

This measure has an indeterminate impact due to the uncertainty of how many arrests will occur due to the provisions of this bill and in turn how many offenders may go to trial and ultimately be convicted and sentenced according to the provisions of this bill. Therefore, the agencies affected by this bill may require a budget adjustment, by the current Legislature, the Emergency Board, or a future Legislature, if the agency’s budgeted resources prove insufficient to cover the actual cost of this measure.

It is not anticipated that the provisions of this bill will have any substantive affects on prison beds, but if more offenders are prosecuted due to the expansion of the definition of “nudity”, Public Defense Services Commission may see increased defense costs and the Oregon Judicial Department may see increased court costs and civil litigation costs.