

House Bill 2263

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Attorney General Hardy Myers for Department of Justice)

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 kidnapping in first degree to include kidnapping with purpose of committing sex crime against victim who is under 12 years of age.

A BILL FOR AN ACT

1
2 Relating to kidnapping; creating new provisions; and amending ORS 163.235.

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

4 **SECTION 1.** ORS 163.235 is amended to read:

5 163.235. (1) A person commits the crime of kidnapping in the first degree if the person violates
6 ORS 163.225 with any of the following purposes:

7 (a) To compel any person to pay or deliver money or property as ransom;

8 (b) To hold the victim as a shield or hostage;

9 (c) To cause physical injury to the victim; *[or]*

10 (d) To terrorize the victim or another person; **or**

11 **(e) To further the commission or attempted commission of any of the following crimes**
12 **against the victim:**

13 **(A) Rape in the first degree, as defined in ORS 163.375 (1)(b);**

14 **(B) Sodomy in the first degree, as defined in ORS 163.405 (1)(b); or**

15 **(C) Unlawful sexual penetration in the first degree, as defined in ORS 163.411 (1)(b).**

16 (2) Kidnapping in the first degree is a Class A felony.

17 **SECTION 2. The amendments to ORS 163.235 by section 1 of this 2009 Act apply to of-**
18 **fenses committed on or after the effective date of this 2009 Act.**

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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.