

B-Engrossed
House Bill 2641

Ordered by the Senate May 20
Including House Amendments dated March 25 and Senate Amendments
dated May 20

Sponsored by Representatives OLSON, SPRENGER; Representatives BARKER, BARNHART, BARTON, BENTZ, BERGER, BOONE, BRUUN, COWAN, D EDWARDS, ESQUIVEL, FREEMAN, GARRARD, GILMAN, HANNA, HUFFMAN, JENSON, KENNEMER, KOMP, MAURER, RICHARDSON, SCHAUFLE, G SMITH, STIEGLER, THATCHER, THOMPSON, WEIDNER, WHISNANT, WINGARD, Senators BURDICK, FERRIOLI, KRUSE, MORSE, WALKER, WHITSETT, WINTERS

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.

Modifies definition of online communication for purposes of online sexual corruption of child.

A BILL FOR AN ACT

1
2 Relating to online sexual corruption of a child; creating new provisions; and amending ORS 163.431.

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

4 **SECTION 1.** ORS 163.431 is amended to read:

5 163.431. As used in ORS [*163.432*] **163.431** to 163.434:

6 (1) "Child" means a person who the defendant reasonably believes to be under 16 years of age.

7 (2) "Online communication" means communication that occurs via **telephone text messaging,**
8 electronic mail, personal or instant messaging, chat rooms, bulletin boards or any other [*method of*
9 *communicating over the Internet*] **transmission of information by wire, radio, optical cable, cel-**
10 **lular system, electromagnetic system or other similar means.**

11 (3) "Sexual contact" has the meaning given that term in ORS 163.305.

12 (4) "Sexually explicit conduct" has the meaning given that term in ORS 163.665.

13 (5) "Solicit" means to invite, request, seduce, lure, entice, persuade, prevail upon, coax, coerce
14 or attempt to do so.

15 **SECTION 2.** **ORS 163.431 to 163.434 are added to and made a part of ORS chapter 163.**

16 **SECTION 3.** **The amendments to ORS 163.431 by section 1 of this 2009 Act apply to com-**
17 **munications that occur 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.