

Senate Bill 686

Sponsored by Senator SCHRADER

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 private indecency to include offense committed by person in view of place where another person has reasonable expectation of privacy.

A BILL FOR AN ACT

1
2 Relating to private indecency; creating new provisions; and amending ORS 163.467.

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

4 **SECTION 1.** ORS 163.467 is amended to read:

5 163.467. (1) A person commits the crime of private indecency if the person exposes the **person's**
6 genitals [*of the person*] with the intent of arousing the **person's** sexual desire [*of the person*] or **that**
7 **of** another person and:

8 (a) The person is in a place, **or in view of a place**, where another person has a reasonable
9 expectation of privacy;

10 (b) The person [*is in view of*] **intends to be seen by** the other person;

11 (c) The exposure reasonably would be expected to alarm or annoy the other person; and

12 (d) The person knows that the other person did not consent to the exposure.

13 (2) Private indecency is a Class A misdemeanor.

14 (3) Subsection (1) of this section does not apply to a person who commits the act described in
15 subsection (1) of this section if the person cohabits with and is involved in a sexually intimate re-
16 lationship with the other person.

17 (4) For purposes of this section, "place where another person has a reasonable expectation of
18 privacy" includes, but is not limited to, residences, yards of residences, working areas and offices.

19 **SECTION 2. The amendments to ORS 163.467 by section 1 of this 2009 Act apply to acts**
20 **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.