

House Bill 3136

Sponsored by Representative CANNON (at the request of Sophia Frison-Phelps in memory of Michael Wayne Phelps)

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**.

Creates crime of failing to summon assistance. Punishes by maximum of one year's imprisonment, \$6,250 fine, or both.

A BILL FOR AN ACT

1
2 Relating to medical emergencies; creating new provisions; and amending ORS 161.005.

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

4 **SECTION 1. (1) A person commits the crime of failing to summon assistance if:**

5 **(a) The person is present at a location where the person knows another person is experiencing a medical emergency;**

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7 **(b) A reasonable person would believe that no other person is attempting to notify law enforcement or medical personnel that the other person is experiencing a medical emergency; and**

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10 **(c) The person fails to notify a law enforcement agency or medical personnel that the other person is experiencing a medical emergency within a period of time that is reasonable under the circumstances.**

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13 **(2) Failing to summon assistance is a Class A misdemeanor.**

14 **(3) As used in this section, "medical emergency" means circumstances under which a person is likely to die or suffer serious physical injury as the result of the absence of medical care.**

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17 **SECTION 2. ORS 161.005 is amended to read:**

18 161.005. ORS 161.005 to 161.055, 161.085 to 161.125, 161.150 to 161.175, 161.190 to 161.275, 161.290
19 to 161.370, 161.405 to 161.485, 161.505 to 161.585, 161.605, 161.615 to 161.685, 161.705 to 161.737,
20 162.005, 162.015 to 162.035, 162.055 to 162.115, 162.135 to 162.205, 162.225 to 162.375, 162.405 to
21 162.425, 162.465, 163.005, 163.115, 163.125 to 163.145, 163.149, 163.160 to 163.208, 163.196, 163.215 to
22 163.257, 163.261, 163.263, 163.264, 163.266, 163.275, 163.285, 163.305 to 163.467, 163.432, 163.433,
23 163.505 to 163.575, 163.665 to 163.693, 164.005, 164.015 to 164.135, 164.138, 164.140, 164.205 to 164.270,
24 164.305 to 164.377, 164.395 to 164.415, 164.805, 164.857, 164.886, 165.002 to 165.102, 165.109, 165.118,
25 165.805, 166.005 to 166.095, 166.350, 166.382, 166.384, 166.660, 167.002 to 167.027, 167.054, 167.057,
26 167.060 to 167.100, 167.117, 167.122 to 167.162, 167.203 to 167.252, 167.310 to 167.340 and 167.350,
27 167.810 and 167.820 **and section 1 of this 2011 Act** shall be known and may be cited as Oregon
28 Criminal Code of 1971.

29 **SECTION 3. Section 1 of this 2011 Act applies to conduct occurring on or after the effective date of this 2011 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.