

## HOUSE AMENDMENTS TO HOUSE BILL 3238

By COMMITTEE ON JUDICIARY

March 29

- 1 In line 2 of the printed bill, after "167.320" insert "and 167.322".  
2 Delete lines 25 and 26 and insert:  
3 "**SECTION 2.** ORS 167.322 is amended to read:  
4 "167.322. (1) A person commits the crime of aggravated animal abuse in the first degree if the  
5 person:  
6 "(a) Maliciously kills an animal; or  
7 "(b) Intentionally or knowingly tortures an animal.  
8 "(2) Aggravated animal abuse in the first degree is a Class C felony.  
9 "(3) As used in this section:  
10 "(a) 'Maliciously' means intentionally acting with a depravity of mind and reckless and wanton  
11 disregard of life.  
12 "(b) 'Torture' means an action taken for the primary purpose of inflicting pain.  
13 "**(4) The Oregon Criminal Justice Commission shall classify aggravated animal abuse in**  
14 **the first degree as crime category 6 of the sentencing guidelines grid of the commission.**  
15 "**SECTION 3.** The amendments to ORS 167.320 and 167.322 by sections 1 and 2 of this 2011  
16 Act apply to conduct occurring on or after the effective date of this 2011 Act."  
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