

SENATE AMENDMENTS TO SENATE BILL 376

By COMMITTEE ON JUDICIARY

May 4

1 On page 1 of the printed bill, line 2, after “crime;” delete the rest of the line and insert “cre-
2 ating new provisions; amending ORS 131.602; and declaring an emergency.”.

3 Delete lines 4 through 30 and delete pages 2 through 4 and insert:

4 **“SECTION 1. Section 2 of this 2011 Act is added to and made a part of ORS 163.160 to**
5 **163.208.**

6 **“SECTION 2. (1) A person commits the crime of aiding another person to commit suicide**
7 **if the person intentionally sells or transfers any substance or object to another person**
8 **knowing that the other person intends to use the substance or object to commit suicide.**

9 **“(2) This section does not apply to a person:**

10 **“(a) Acting pursuant to a court order, an advance directive or power of attorney for**
11 **health care pursuant to ORS 127.505 to 127.660 or a POLST, as defined in ORS 127.663;**

12 **“(b) A person withholding or withdrawing life-sustaining procedures or artificially ad-**
13 **ministered nutrition and hydration pursuant to ORS 127.505 to 127.660; or**

14 **“(c) A person acting in accordance with the provisions of ORS 127.800 to 127.897.**

15 **“(3) Aiding another person to commit suicide is a Class B felony.**

16 **“SECTION 3.** ORS 131.602 is amended to read:

17 “131.602. The crimes to which ORS 131.550 (12)(b) applies are:

18 “(1) Bribe giving, as defined in ORS 162.015.

19 “(2) Bribe receiving, as defined in ORS 162.025.

20 “(3) Public investment fraud, as defined in ORS 162.117.

21 “(4) Bribing a witness, as defined in ORS 162.265.

22 “(5) Bribe receiving by a witness, as defined in ORS 162.275.

23 “(6) Simulating legal process, as defined in ORS 162.355.

24 “(7) Official misconduct in the first degree, as defined in ORS 162.415.

25 **“(8) Aiding another person to commit suicide, as defined in section 2 of this 2011 Act.**

26 “[8] **(9)** Custodial interference in the second degree, as defined in ORS 163.245.

27 “[9] **(10)** Custodial interference in the first degree, as defined in ORS 163.257.

28 “[10] **(11)** Buying or selling a person under 18 years of age, as defined in ORS 163.537.

29 “[11] **(12)** Using a child in a display of sexually explicit conduct, as defined in ORS 163.670.

30 “[12] **(13)** Encouraging child sexual abuse in the first degree, as defined in ORS 163.684.

31 “[13] **(14)** Encouraging child sexual abuse in the second degree, as defined in ORS 163.686.

32 “[14] **(15)** Encouraging child sexual abuse in the third degree, as defined in ORS 163.687.

33 “[15] **(16)** Possession of materials depicting sexually explicit conduct of a child in the first de-
34 gree, as defined in ORS 163.688.

35 “[16] **(17)** Possession of materials depicting sexually explicit conduct of a child in the second

1 degree, as defined in ORS 163.689.

2 “[17] (18) Theft in the second degree, as defined in ORS 164.045.

3 “[18] (19) Theft in the first degree, as defined in ORS 164.055.

4 “[19] (20) Aggravated theft in the first degree, as defined in ORS 164.057.

5 “[20] (21) Theft by extortion, as defined in ORS 164.075.

6 “[21] (22) Theft by deception, as defined in ORS 164.085, if it is a felony or a Class A
7 misdemeanor.

8 “[22] (23) Theft by receiving, as defined in ORS 164.095, if it is a felony or a Class A
9 misdemeanor.

10 “[23] (24) Theft of services, as defined in ORS 164.125, if it is a felony or a Class A
11 misdemeanor.

12 “[24] (25) Unauthorized use of a vehicle, as defined in ORS 164.135.

13 “[25] (26) Mail theft or receipt of stolen mail, as defined in ORS 164.162.

14 “[26] (27) Laundering a monetary instrument, as defined in ORS 164.170.

15 “[27] (28) Engaging in a financial transaction in property derived from unlawful activity, as
16 defined in ORS 164.172.

17 “[28] (29) Burglary in the second degree, as defined in ORS 164.215.

18 “[29] (30) Burglary in the first degree, as defined in ORS 164.225.

19 “[30] (31) Possession of a burglary tool or theft device, as defined in ORS 164.235.

20 “[31] (32) Unlawful entry into a motor vehicle, as defined in ORS 164.272.

21 “[32] (33) Arson in the second degree, as defined in ORS 164.315.

22 “[33] (34) Arson in the first degree, as defined in ORS 164.325.

23 “[34] (35) Computer crime, as defined in ORS 164.377.

24 “[35] (36) Robbery in the third degree, as defined in ORS 164.395.

25 “[36] (37) Robbery in the second degree, as defined in ORS 164.405.

26 “[37] (38) Robbery in the first degree, as defined in ORS 164.415.

27 “[38] (39) Unlawful labeling of a sound recording, as defined in ORS 164.868.

28 “[39] (40) Unlawful recording of a live performance, as defined in ORS 164.869.

29 “[40] (41) Unlawful labeling of a videotape recording, as defined in ORS 164.872.

30 “[41] (42) A violation of ORS 164.886.

31 “[42](a) (43)(a) Endangering aircraft in the first degree, as defined in ORS 164.885.

32 “(b) Endangering aircraft in the second degree, as defined in ORS 164.885.

33 “[43] (44) Interference with agricultural operations, as defined in ORS 164.887.

34 “[44] (45) Forgery in the second degree, as defined in ORS 165.007.

35 “[45] (46) Forgery in the first degree, as defined in ORS 165.013.

36 “[46] (47) Criminal possession of a forged instrument in the second degree, as defined in ORS
37 165.017.

38 “[47] (48) Criminal possession of a forged instrument in the first degree, as defined in ORS
39 165.022.

40 “[48] (49) Criminal possession of a forgery device, as defined in ORS 165.032.

41 “[49] (50) Criminal simulation, as defined in ORS 165.037.

42 “[50] (51) Fraudulently obtaining a signature, as defined in ORS 165.042.

43 “[51] (52) Fraudulent use of a credit card, as defined in ORS 165.055.

44 “[52] (53) Negotiating a bad check, as defined in ORS 165.065.

45 “[53] (54) Possessing a fraudulent communications device, as defined in ORS 165.070.

1 “[(54)] **(55)** Unlawful factoring of a payment card transaction, as defined in ORS 165.074.
2 “[(55)] **(56)** Falsifying business records, as defined in ORS 165.080.
3 “[(56)] **(57)** Sports bribery, as defined in ORS 165.085.
4 “[(57)] **(58)** Sports bribe receiving, as defined in ORS 165.090.
5 “[(58)] **(59)** Misapplication of entrusted property, as defined in ORS 165.095.
6 “[(59)] **(60)** Issuing a false financial statement, as defined in ORS 165.100.
7 “[(60)] **(61)** Obtaining execution of documents by deception, as defined in ORS 165.102.
8 “[(61)] **(62)** A violation of ORS 165.543.
9 “[(62)] **(63)** Cellular counterfeiting in the third degree, as defined in ORS 165.577.
10 “[(63)] **(64)** Cellular counterfeiting in the second degree, as defined in ORS 165.579.
11 “[(64)] **(65)** Cellular counterfeiting in the first degree, as defined in ORS 165.581.
12 “[(65)] **(66)** Identity theft, as defined in ORS 165.800.
13 “[(66)] **(67)** A violation of ORS 166.190.
14 “[(67)] **(68)** Unlawful use of a weapon, as defined in ORS 166.220.
15 “[(68)] **(69)** A violation of ORS 166.240.
16 “[(69)] **(70)** Unlawful possession of a firearm, as defined in ORS 166.250.
17 “[(70)] **(71)** A violation of ORS 166.270.
18 “[(71)] **(72)** Unlawful possession of a machine gun, short-barreled rifle, short-barreled shotgun
19 or firearms silencer, as defined in ORS 166.272.
20 “[(72)] **(73)** A violation of ORS 166.275.
21 “[(73)] **(74)** Unlawful possession of armor piercing ammunition, as defined in ORS 166.350.
22 “[(74)] **(75)** A violation of ORS 166.370.
23 “[(75)] **(76)** Unlawful possession of a destructive device, as defined in ORS 166.382.
24 “[(76)] **(77)** Unlawful manufacture of a destructive device, as defined in ORS 166.384.
25 “[(77)] **(78)** Possession of a hoax destructive device, as defined in ORS 166.385.
26 “[(78)] **(79)** A violation of ORS 166.410.
27 “[(79)] **(80)** Providing false information in connection with a transfer of a firearm, as defined in
28 ORS 166.416.
29 “[(80)] **(81)** Improperly transferring a firearm, as defined in ORS 166.418.
30 “[(81)] **(82)** Unlawfully purchasing a firearm, as defined in ORS 166.425.
31 “[(82)] **(83)** A violation of ORS 166.429.
32 “[(83)] **(84)** A violation of ORS 166.470.
33 “[(84)] **(85)** A violation of ORS 166.480.
34 “[(85)] **(86)** A violation of ORS 166.635.
35 “[(86)] **(87)** A violation of ORS 166.638.
36 “[(87)] **(88)** Unlawful paramilitary activity, as defined in ORS 166.660.
37 “[(88)] **(89)** A violation of ORS 166.720.
38 “[(89)] **(90)** Prostitution, as defined in ORS 167.007.
39 “[(90)] **(91)** Promoting prostitution, as defined in ORS 167.012.
40 “[(91)] **(92)** Compelling prostitution, as defined in ORS 167.017.
41 “[(92)] **(93)** Exhibiting an obscene performance to a minor, as defined in ORS 167.075.
42 “[(93)] **(94)** Unlawful gambling in the second degree, as defined in ORS 167.122.
43 “[(94)] **(95)** Unlawful gambling in the first degree, as defined in ORS 167.127.
44 “[(95)] **(96)** Possession of gambling records in the second degree, as defined in ORS 167.132.
45 “[(96)] **(97)** Possession of gambling records in the first degree, as defined in ORS 167.137.

1 “[97] (98) Possession of a gambling device, as defined in ORS 167.147.
2 “[98] (99) Possession of a gray machine, as defined in ORS 167.164.
3 “[99] (100) Cheating, as defined in ORS 167.167.
4 “[100] (101) Tampering with drug records, as defined in ORS 167.212.
5 “[101] (102) A violation of ORS 167.262.
6 “[102] (103) Research and animal interference, as defined in ORS 167.312.
7 “[103] (104) Animal abuse in the first degree, as defined in ORS 167.320.
8 “[104] (105) Aggravated animal abuse in the first degree, as defined in ORS 167.322.
9 “[105] (106) Animal neglect in the first degree, as defined in ORS 167.330.
10 “[106] (107) Interfering with an assistance, a search and rescue or a therapy animal, as defined
11 in ORS 167.352.
12 “[107] (108) Involvement in animal fighting, as defined in ORS 167.355.
13 “[108] (109) Dogfighting, as defined in ORS 167.365.
14 “[109] (110) Participation in dogfighting, as defined in ORS 167.370.
15 “[110] (111) Unauthorized use of a livestock animal, as defined in ORS 167.385.
16 “[111] (112) Interference with livestock production, as defined in ORS 167.388.
17 “[112] (113) A violation of ORS 167.390.
18 “[113] (114) Participation in cockfighting, as defined in ORS 167.431.
19 “[114] (115) A violation of ORS 471.410.
20 “[115] (116) Failure to report missing precursor substances, as defined in ORS 475.955.
21 “[116] (117) Illegally selling drug equipment, as defined in ORS 475.960.
22 “[117] (118) Providing false information on a precursor substances report, as defined in ORS
23 475.965.
24 “[118] (119) Unlawful delivery of an imitation controlled substance, as defined in ORS 475.912.
25 “[119] (120) A violation of ORS 475.840, if it is a felony or a Class A misdemeanor.
26 “[120] (121) A violation of ORS 475.914, if it is a felony or a Class A misdemeanor.
27 “[121] (122) A violation of ORS 475.916.
28 “[122] (123) A violation of ORS 475.906, if it is a felony or a Class A misdemeanor.
29 “[123] (124) A violation of ORS 475.904.
30 “[124] (125) Misuse of an identification card, as defined in ORS 807.430.
31 “[125] (126) Unlawful production of identification cards, licenses, permits, forms or camera
32 cards, as defined in ORS 807.500.
33 “[126] (127) Transfer of documents for the purposes of misrepresentation, as defined in ORS
34 807.510.
35 “[127] (128) Using an invalid license, as defined in ORS 807.580.
36 “[128] (129) Permitting misuse of a license, as defined in ORS 807.590.
37 “[129] (130) Using another’s license, as defined in ORS 807.600.
38 “[130] (131) Criminal driving while suspended or revoked, as defined in ORS 811.182, when it
39 is a felony.
40 “[131] (132) Driving while under the influence of intoxicants, as defined in ORS 813.010, when
41 it is a felony.
42 “[132] (133) Unlawful distribution of cigarettes, as defined in ORS 323.482.
43 “[133] (134) Unlawful distribution of tobacco products, as defined in ORS 323.632.
44 “[134] (135) A violation of ORS 180.440 (2) or 180.486 (2).
45 “[135] (136) A violation described in ORS 475.846 to 475.894, if it is a felony.

1 “[(136)] (137) Subjecting another person to involuntary servitude in the first degree, as defined
2 in ORS 163.264.

3 “[(137)] (138) Subjecting another person to involuntary servitude in the second degree, as de-
4 fined in ORS 163.263.

5 “[(138)] (139) Trafficking in persons, as defined in ORS 163.266.

6 “[(139)] (140) Furnishing sexually explicit material to a child, as defined in ORS 167.054.

7 “[(140)] (141) Luring a minor, as defined in ORS 167.057.

8 “[(141)] (142) Online sexual corruption of a child in the second degree, as defined in ORS
9 163.432.

10 “[(142)] (143) Online sexual corruption of a child in the first degree, as defined in ORS 163.433.

11 “[(143)] (144) An attempt, conspiracy or solicitation to commit a crime in subsections (1) to
12 [(142)] (143) of this section if the attempt, conspiracy or solicitation is a felony or a Class A
13 misdemeanor.

14 “**SECTION 4. This 2011 Act being necessary for the immediate preservation of the public**
15 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**
16 **on its passage.”**

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