

## SENATE AMENDMENTS TO RESOLVE CONFLICTS TO B-ENGROSSED HOUSE BILL 2549

By JOINT COMMITTEE ON WAYS AND MEANS

July 8

- 1 On page 1 of the printed B-engrossed bill, line 3, delete “181.597,”.
- 2 On page 2, delete lines 29 through 32 and insert:
- 3 “(a) Has been convicted in another United States court of a crime:
- 4 “(A) That would constitute a sex crime if committed in this state; or
- 5 “(B) For which the person would have to register as a sex offender in that court’s jurisdiction,
- 6 or as required under federal law, regardless of whether the crime would constitute a sex crime in
- 7 this state; or”.
- 8 In line 33, delete “(c)” and insert “(b)”.
- 9 On page 17, delete lines 2 through 45 and delete page 18.
- 10 On page 19, delete lines 1 through 40 and insert:
- 11 “**NOTE:** Section 16 was deleted by amendment. Subsequent sections were not renumbered.
- 12 “**SECTION 17.** ORS 181.594, as amended by section 1, chapter 437, Oregon Laws 2013 (Enrolled
- 13 House Bill 3253), is amended to read:
- 14 “181.594. As used in [*this section and ORS 181.595, 181.596, 181.597, 181.603, 181.609, 181.826,*
- 15 *181.830 and 181.833*] **sections 1 to 6 of this 2013 Act:**
- 16 “(1) ‘Another United States court’ means a federal court, a military court, the tribal court of a
- 17 federally recognized Indian tribe or a court of:
- 18 “(a) A state other than Oregon;
- 19 “(b) The District of Columbia;
- 20 “(c) The Commonwealth of Puerto Rico;
- 21 “(d) Guam;
- 22 “(e) American Samoa;
- 23 “(f) The Commonwealth of the Northern Mariana Islands; or
- 24 “(g) The United States Virgin Islands.
- 25 “(2) ‘Attends’ means is enrolled on a full-time or part-time basis.
- 26 “(3)(a) ‘Correctional facility’ means any place used for the confinement of persons:
- 27 “(A) Charged with or convicted of a crime or otherwise confined under a court order.
- 28 “(B) Found to be within the jurisdiction of the juvenile court for having committed an act that
- 29 if committed by an adult would constitute a crime.
- 30 “(b) ‘Correctional facility’ applies to a state hospital or a secure intensive community inpatient
- 31 facility only as to persons detained therein charged with or convicted of a crime, or detained therein
- 32 after being found guilty except for insanity under ORS 161.290 to 161.370 or responsible except for
- 33 insanity under ORS 419C.411.
- 34 “(4) ‘Institution of higher education’ means a public or private educational institution that pro-
- 35 vides a program of post-secondary education.

1 “(5) ‘Sex crime’ means:  
2 “(a) Rape in any degree;  
3 “(b) Sodomy in any degree;  
4 “(c) Unlawful sexual penetration in any degree;  
5 “(d) Sexual abuse in any degree;  
6 “(e) Incest with a child victim;  
7 “(f) Using a child in a display of sexually explicit conduct;  
8 “(g) Encouraging child sexual abuse in any degree;  
9 “(h) Transporting child pornography into the state;  
10 “(i) Paying for viewing a child’s sexually explicit conduct;  
11 “(j) Compelling prostitution;  
12 “(k) Promoting prostitution;  
13 “(L) Kidnapping in the first degree if the victim was under 18 years of age;  
14 “(m) Contributing to the sexual delinquency of a minor;  
15 “(n) Sexual misconduct if the offender is at least 18 years of age;  
16 “(o) Possession of materials depicting sexually explicit conduct of a child in the first degree;  
17 “(p) Kidnapping in the second degree if the victim was under 18 years of age, except by a parent  
18 or by a person found to be within the jurisdiction of the juvenile court;  
19 “(q) Online sexual corruption of a child in any degree if the offender reasonably believed the  
20 child to be more than five years younger than the offender;  
21 “(r) Sexual assault of an animal;  
22 “(s) Any attempt to commit any of the crimes set forth in paragraphs (a) to (r) of this subsection;  
23 “(t) Burglary, when committed with intent to commit any of the offenses listed in paragraphs (a)  
24 to (r) or (u) of this subsection; or  
25 “(u) Public indecency or private indecency, if the person has a prior conviction for a crime listed  
26 in this subsection.  
27 “(6) ‘Sex offender’ means a person who:  
28 “(a) Has been convicted of a sex crime;  
29 “(b) Has been found guilty except for insanity of a sex crime;  
30 “(c) Has been convicted in another United States court of a crime:  
31 “(A) That would constitute a sex crime if committed in this state; or  
32 “(B) For which the person would have to register as a sex offender in that court’s jurisdiction,  
33 or as required under federal law, regardless of whether the crime would constitute a sex crime in  
34 this state; or  
35 “(d) Is described in ORS 181.609 (1).  
36 “(7) ‘Works’ or ‘carries on a vocation’ means full-time or part-time employment for more than  
37 14 days within one calendar year whether financially compensated, volunteered or for the purpose  
38 of governmental or educational benefit.”  
39 On page 27, line 27, delete “181.597.”  
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