

# Senate Bill 30

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## 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**.

Adds crimes to list of sex crimes requiring person convicted of sex crime or adjudicated for act that constitutes sex crime to register as sex offender after being discharged, paroled or released from correctional or detention facility.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to sex offender registration; creating new provisions; amending ORS 181.594; and declaring  
3 an emergency.

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

5 **SECTION 1.** ORS 181.594 is amended to read:

6 181.594. As used in this section and ORS 181.595, 181.596, 181.597, 181.603, 181.609, 181.826,  
7 181.830 and 181.833:

8 (1) "Another United States court" means a federal court, a military court, the tribal court of a  
9 federally recognized Indian tribe or a court of:

- 10 (a) A state other than Oregon;  
11 (b) The District of Columbia;  
12 (c) The Commonwealth of Puerto Rico;  
13 (d) Guam;  
14 (e) American Samoa;  
15 (f) The Commonwealth of the Northern Mariana Islands; or  
16 (g) The United States Virgin Islands.

17 (2) "Attends" means is enrolled on a full-time or part-time basis.

18 (3)(a) "Correctional facility" means any place used for the confinement of persons:

19 (A) Charged with or convicted of a crime or otherwise confined under a court order.

20 (B) Found to be within the jurisdiction of the juvenile court for having committed an act that  
21 if committed by an adult would constitute a crime.

22 (b) "Correctional facility" applies to a state hospital or a secure intensive community inpatient  
23 facility only as to persons detained therein charged with or convicted of a crime, or detained therein  
24 after being found guilty except for insanity under ORS 161.290 to 161.370 or responsible except for  
25 insanity under ORS 419C.411.

26 (4) "Institution of higher education" means a public or private educational institution that pro-  
27 vides a program of post-secondary education.

28 (5) "Sex crime" means:

- 29 (a) Rape in any degree;

**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.

- 1 (b) Sodomy in any degree;
- 2 (c) Unlawful sexual penetration in any degree;
- 3 (d) Sexual abuse in any degree;
- 4 (e) Incest with a child victim;
- 5 (f) Using a child in a display of sexually explicit conduct;
- 6 (g) Encouraging child sexual abuse in any degree;
- 7 (h) Transporting child pornography into the state;
- 8 (i) Paying for viewing a child’s sexually explicit conduct;
- 9 (j) Compelling prostitution;
- 10 (k) Promoting prostitution;
- 11 (L) Kidnapping in the first degree if the victim was under 18 years of age;
- 12 (m) Contributing to the sexual delinquency of a minor;
- 13 (n) Sexual misconduct if the offender is at least 18 years of age;
- 14 (o) Possession of materials depicting sexually explicit conduct of a child in the first degree;
- 15 (p) Kidnapping in the second degree if the victim was under 18 years of age, except by a parent
- 16 or by a person found to be within the jurisdiction of the juvenile court;
- 17 (q) Online sexual corruption of a child in any degree if the offender reasonably believed the
- 18 child to be more than five years younger than the offender;
- 19 **(r) Luring a minor if the offender reasonably believed the child to be more than five years**
- 20 **younger than the offender;**
- 21 [(r)] (s) Sexual assault of an animal;
- 22 **(t) Public indecency or private indecency, if the person has a prior conviction for a crime**
- 23 **listed in this subsection;**
- 24 [(s)] (u) Any attempt to commit any of the crimes [set forth] listed in paragraphs (a) to [(r)] (s)
- 25 of this subsection;
- 26 **(v) Coercion if the offender compels or induces another person to commit any of the of-**
- 27 **fenses listed in paragraphs (a) to (s) of this subsection;**
- 28 [(t)] (w) Burglary, when committed with intent to commit any of the offenses listed in paragraphs
- 29 (a) to [(r) or (u)] (t) of this subsection; or
- 30 [(u) *Public indecency or private indecency, if the person has a prior conviction for a crime listed*
- 31 *in this subsection.*]
- 32 **(x) Criminal conspiracy if the offender agrees with one or more persons to engage in or**
- 33 **cause the performance of an offense listed in paragraphs (a) to (t) of this subsection.**
- 34 (6) “Sex offender” means a person who:
  - 35 (a) Has been convicted of a sex crime;
  - 36 (b) Has been found guilty except for insanity of a sex crime;
  - 37 (c) Is paroled to this state under ORS 144.610 after being convicted in another United States
  - 38 court of a crime that would constitute a sex crime if committed in this state; or
  - 39 (d) Is described in ORS 181.609 (1).
- 40 (7) “Works” or “carries on a vocation” means full-time or part-time employment for more than
- 41 14 days within one calendar year whether financially compensated, volunteered or for the purpose
- 42 of governmental or educational benefit.
- 43 **SECTION 2. The amendments to ORS 181.594 by section 1 of this 2013 Act apply to**
- 44 **offenders convicted of an offense or adjudicated for an act on or after the effective date of**
- 45 **this 2013 Act.**

1        **SECTION 3. This 2013 Act being necessary for the immediate preservation of the public**  
2        **peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect**  
3        **on its passage.**

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