

Senate Bill 636

Sponsored by COMMITTEE ON JUDICIARY

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 threatening a public official. Punishes by maximum of 10 years' imprisonment, \$250,000 fine, or both.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to crime; and declaring an emergency.

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

4 **SECTION 1. (1) A person commits the crime of threatening a public official if:**

5 **(a) The person makes a threat of imminent serious physical injury or death to a public**
6 **official serving in a state or federal elective office, or a threat of imminent serious physical**
7 **injury or death to a family member of a public official serving in a state or federal elective**
8 **office;**

9 **(b) The person knew or should have known that the person to whom the threat was made**
10 **was a public official serving in a state or federal elective office, or to a family member of a**
11 **public official serving in a state or federal elective office; and**

12 **(c) The threat was made in such a manner and under such circumstances that the public**
13 **official or family member has a reasonable fear for the personal safety of the public official**
14 **or family member.**

15 **(2) A threat under this section may be written, may be made by telephone or may be an**
16 **electronic threat as defined in ORS 166.065.**

17 **(3) Except as provided in subsection (4) of this section, threatening a public official is a**
18 **Class C felony.**

19 **(4) Threatening a public official is a Class B felony if a person violates subsection (1) of**
20 **this section while displaying a firearm or other deadly weapon to the public official or family**
21 **member of the public official.**

22 **(5) As used in this section, "family member" means any person related by consanguinity**
23 **or affinity within the second degree and includes a domestic partner or household member.**

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

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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.