

**PROPOSED AMENDMENTS TO
SENATE BILL 1550**

1 On page 1 of the printed bill, line 2, delete “amending ORS 163.700;”.

2 After line 2, insert:

3 “Whereas several states have passed laws to stop the recent phenomenon
4 of ‘revenge pornography,’ in which a jilted lover posts explicit photos of an
5 ex-girlfriend or ex-boyfriend on the Internet to retaliate against the ex-
6 girlfriend or ex-boyfriend for the end of the relationship; and

7 “Whereas shocking examples of this new form of sexual exploitation in-
8 clude an ex-boyfriend auctioning off a compact disc of compromising pictures
9 of an ex-girlfriend on the Internet auction website eBay and sending a web
10 link to the ex-girlfriend’s friends, family and coworkers; and

11 “Whereas this type of vindictive and exploitive behavior is not currently
12 a criminal offense in Oregon; and

13 “Whereas Article I, section 8, of the Oregon Constitution, broadly pro-
14 tects free expression and limits content-based regulations; and

15 “Whereas Legislative Counsel has advised that a statute prohibiting re-
16 venge pornography will need to be narrowly drafted to comply with the
17 Oregon Constitution; and

18 “Whereas the great need to prevent victimization and the complexity of
19 related constitutional issues would benefit from an extended, in-depth devel-
20 opment of a bill on this issue for the 2015 legislative session; now,
21 therefore,”.

22 Delete lines 4 through 29.

1 On page 2, delete lines 1 through 22 and insert:

2 **“SECTION 1. (1) The Task Force on Sexual Exploitation Prevention**
3 **is established, consisting of nine members appointed as follows:**

4 **“(a) The President of the Senate and the Minority Leader of the**
5 **Senate shall each appoint one member from among the members of**
6 **the Senate.**

7 **“(b) The Speaker of the House of Representatives and the Minority**
8 **Leader of the House of Representatives shall each appoint one member**
9 **from among the members of the House of Representatives.**

10 **“(c) The Governor shall appoint five members as follows:**

11 **“(A) One representative of the Department of Justice upon recom-**
12 **mendation of the Attorney General;**

13 **“(B) One member representing a group advocating for the pro-**
14 **tection of free speech and expression;**

15 **“(C) One member representing criminal defense attorneys;**

16 **“(D) One member representing district attorneys; and**

17 **“(E) One member representing law enforcement agencies.**

18 **“(2) The task force shall study statutes and proposed legislation**
19 **from other states criminalizing or otherwise prohibiting revenge**
20 **pornography. The task force shall further study the constitutional**
21 **limitations on restricting the content of communications and recom-**
22 **mend legislation that balances the interests of persons victimized by**
23 **revenge pornography with the protection of free expression.**

24 **“(3) A majority of the voting members of the task force constitutes**
25 **a quorum for the transaction of business.**

26 **“(4) Official action by the task force requires the approval of a**
27 **majority of the voting members of the task force.**

28 **“(5) The task force shall elect one of its members to serve as**
29 **chairperson.**

30 **“(6) If there is a vacancy for any cause, the appointing authority**

1 shall make an appointment to become immediately effective.

2 “(7) The task force shall meet at times and places specified by the
3 call of the chairperson or of a majority of the voting members of the
4 task force.

5 “(8) The task force may adopt rules necessary for the operation of
6 the task force.

7 “(9) The task force shall submit a report in the manner provided
8 by ORS 192.245, and shall include recommendations for legislation, to
9 an interim committee of the Legislative Assembly related to the judi-
10 ciary as appropriate no later than September 15, 2014.

11 “(10) The Department of Justice shall provide staff support to the
12 task force.

13 “(11) Members of the task force who are not members of the Leg-
14 islative Assembly are not entitled to compensation, but may be reim-
15 bursed for actual and necessary travel and other expenses incurred by
16 them in the performance of their official duties in the manner and
17 amounts provided for in ORS 292.495. Claims for expenses incurred in
18 performing functions of the task force shall be paid out of funds ap-
19 propriated to the Department of Justice for purposes of the task force.

20 “(12) All agencies of state government, as defined in ORS 174.111,
21 are directed to assist the task force in the performance of its duties
22 and, to the extent permitted by laws relating to confidentiality, to
23 furnish such information and advice as the members of the task force
24 consider necessary to perform their duties.

25 “SECTION 2. Section 1 of this 2014 Act is repealed on the date of
26 the convening of the 2015 regular session of the Legislative Assembly
27 as specified in ORS 171.010.”

28 In line 23, delete “2” and insert “3”.

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