

**PRELIMINARY** STAFF MEASURE SUMMARY

CARRIER:

Senate Committee on Judiciary

**REVENUE: May have revenue impact, statement not yet issued**

**FISCAL: May have fiscal impact, statement not yet issued**

**SUBSEQUENT REFERRAL TO:**

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**Action:**

**Vote:**

**Yeas:**

**Nays:**

**Exc.:**

**Prepared By:** Eric Deitrick, Counsel

**Meeting Dates:** 4/2

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**WHAT THE MEASURE DOES:** Amends Disorderly Conduct statute. Elevates offense classification for those who falsely report hazardous substance, fire, explosion, catastrophe, or other emergency in all public buildings and court facilities to A Misdemeanor for first offense, C Felony for each subsequent offense.

**ISSUES DISCUSSED:**

**EFFECT OF COMMITTEE AMENDMENT:**

**BACKGROUND:** Currently, ORS 166.025 defines Disorderly Conduct in the Second Degree, which makes it a Class B Misdemeanor to initiate a false report about a hazardous substance, fire, explosion, catastrophe, or other emergency. ORS 166.023 defines the elevated offense of Disorderly Conduct in the First Degree, an elevated offense if the location of the false report is a school. Disorderly Conduct in the First Degree is Class A Misdemeanor for the first offense, and a Class C Felony for each subsequent offense.

On February 5, 2015, this committee held a public hearing on Senate Bill 364, which proposed increasing the offense classification when the proposed target of a false report was a court facility. The committee considered expanding the scope of the bill to all public buildings. However, the “relating to” clause precluded the amendment.

Senate Bill 919 adds court facilities and all public buildings to locations where the false report becomes an elevated offense.