

PRELIMINARY STAFF MEASURE SUMMARY

CARRIER:

Senate Committee on Judiciary

REVENUE: No revenue impact

FISCAL: No fiscal impact

SUBSEQUENT REFERRAL TO:

Action:

Vote:

Yeas:

Nays:

Exc.:

Prepared By: Eric Deitrick, Counsel

Meeting Dates: 5/11

WHAT THE MEASURE DOES: Modifies crime of “Invasion of Personal Privacy” to prohibit the nonconsensual recording of another person’s intimate areas. Defines terms.

ISSUES DISCUSSED:

EFFECT OF COMMITTEE AMENDMENT:

BACKGROUND: ORS 163.700 defines the crime of Invasion of Personal Privacy, which prohibits the nonconsensual recording or viewing of a person when that person is in a private place and nude. House Bill 2596 A expands the statute to prohibit the nonconsensual recording of a person’s intimate areas, regardless of whether that person is nude or in a private place. The prohibition only applies when the victim has a reasonable expectation of privacy concerning the intimate area, meaning that (1) the person intended to protect the intimate area from being seen and (2) the person has not exposed the intimate area to public view.