

HB 2987 STAFF MEASURE SUMMARY

Senate Committee On Judiciary

Prepared By: Whitney Perez, Counsel

Meeting Dates: 5/2

WHAT THE MEASURE DOES:

Renames crime of giving false information to peace officer for issuance or service of a citation or for an arrest on a warrant, as giving false information to a peace officer in connection with a citation or warrant. Expands crime to include person providing false information to peace officer when there is outstanding warrant for person's arrest.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Currently, it is a Class A misdemeanor to give false information to a peace officer in connection with issuance or service of a citation or for arrest on a warrant. The false information consists of a person knowingly using or giving a false name, address or date of birth. The Court of Appeals of Oregon has ruled that this offense does not apply when an officer requests a person's identification to ascertain whether a warrant exists, as opposed to requesting identification for the purpose of arresting the person on a warrant. *State v. Moresco*, See also *State v. Lusk*. House Bill 2987 addresses this issue by expanding this crime to include providing false information to a peace officer when there is an outstanding warrant for the person's arrest. It also renames this offense as giving false information to a peace officer in connection with a citation or warrant.