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Chair Prozanski and members of the Senate Committee on Judiciary,

On behalf of the Oregon District Attorney's Association, Multnomah County District Attorney Rod Underhill, and myself, I write in support of Senate Bill 247.

Presently O.R.S. 163.305 (1) defines deviate sexual intercourse as "sexual conduct between persons consisting of contact between the sex organs of one person and the mouth or anus of another." Deviate is defined by Merriam-Webster Dictionary as "to stray especially from a standard, principle or topic...to depart from an established course or norm." In addition, Merriam-Webster explains that deviant and deviate share a common Latin root. This association to the word "deviant" and negative connotation of the word "deviate" is common.

Senate Bill 247 is written to simply change the name and title of the sexual acts defined in O.R.S. 163.305(1) from "deviate sexual intercourse" to "oral or anal sexual intercourse" without changing the rights, laws or penalties associated with the prescribed crimes. In addition, the intent of the bill is not to alter case law, definitions or meanings, rather to simply rename sex acts that under certain circumstances are prohibited by Oregon Law.

In many instances within the criminal justice system, the use of the word "deviate" to describe sex acts has offended individuals. These individuals range from grand jurors to victims. This bill simply changes the title of O.R.S. 163.305(1) to describe, in a neutral manner, the sex acts; oral or anal sexual intercourse. This is consistent with other statutes and titles within the Oregon Revised Statutes as well as other states.

Thank you for your consideration. I respectfully urge the Senate Committee on Judiciary to approve Senate Bill 247.

Regards,

By: \_\_\_\_\_  
Glen (J.R.) Ujifusa Jr.  
Sr. Deputy District Attorney  
Multnomah County DA's Office