

House Bill 2142

Sponsored by Representative HUFFMAN, Senator TAYLOR (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires state agency that issues certain authorizations to persons to suspend authorization upon receipt of court order that person has been convicted of specified crimes relating to solicitation or prostitution.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to state-issued authorizations; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** (1) All licenses, certificates, permits or registrations that a person is re-
5 quired by state law to possess in order to engage in an occupation or profession, or to use
6 a particular occupational or professional title, all annual licenses issued to a person by the
7 Oregon Liquor Control Commission, all driver licenses or permits issued by the Department
8 of Transportation and recreational hunting and fishing licenses, as defined by the Depart-
9 ment of Justice, are subject to suspension by the respective issuing entities when the issuing
10 entity receives a court order stating that the person who holds the license, certificate, per-
11 mit or registration has been convicted of:

12 (a) Commercial sexual solicitation under ORS 167.008;

13 (b) Promoting prostitution under ORS 167.012; or

14 (c) Compelling prostitution under ORS 167.017.

15 (2) A person charged with a crime listed in subsection (1) of this section shall provide to
16 the court a complete list of licenses, certificates, permits and registrations described in
17 subsection (1) of this section that the person holds.

18 (3) Upon conviction of a person for a crime listed in subsection (1) of this section, a court
19 shall transmit to the issuing entities of licenses, certificates, permits or registrations listed
20 by the person pursuant to subsection (2) of this section a copy of the final order of the court.
21 The order must specify the dates during which the licenses, certificates, permits or regis-
22 trations must be suspended.

23 (4) Unless an issuing entity receives a subsequent order, an issuing entity that receives
24 an order pursuant to subsection (3) of this section may not remove the suspension from a
25 license, certificate, permit or registration prior to the date specified in the order.

26 (5) A court may find a person in contempt of court as that term is defined in ORS 33.015
27 and may impose sanctions for contempt pursuant to ORS 33.045 if the person violates sub-
28 section (2) of this section and is convicted of a crime listed in subsection (1) of this section.

29 (6)(a) The Department of Justice may enter into written agreements with the issuing
30 entities to facilitate the transmittal of the court orders described in subsections (3) and (4)

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.
New sections are in **boldfaced** type.

1 of this section.

2 (b) An issuing entity that issues a license, certificate, permit or registration described
3 in subsection (1) of this section shall adopt rules to carry out this section.

4 (c) An issuing entity shall clearly state on application forms for licenses, certificates,
5 permits or registrations that, by being issued the license, certificate, permit or registration,
6 the person agrees to comply with the requirements of subsection (2) of this section.

7 **SECTION 2.** Section 1 of this 2017 Act applies to initial licenses, certificates, permits and
8 registrations issued on or after the operative date specified in section 3 of this 2017 Act.

9 **SECTION 3.** (1) Section 1 of this 2017 Act becomes operative on January 1, 2018.

10 (2) The Department of Justice and an issuing entity described in section 1 of this 2017
11 Act may take any action before the operative date specified in subsection (1) of this section
12 that is necessary to enable the department and the entity to exercise, on or after the oper-
13 ative date specified in subsection (1) of this section, all of the duties, functions and powers
14 conferred on the department and the entity by section 1 of this 2017 Act.

15 **SECTION 4.** This 2017 Act being necessary for the immediate preservation of the public
16 peace, health and safety, an emergency is declared to exist, and this 2017 Act takes effect
17 on its passage.

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