

Senate Bill 897

Sponsored by COMMITTEE ON JUDICIARY (at the request of former Senator Charlie Ringo)

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**.

Creates crime of militia terrorism. Punishes by maximum of five years' imprisonment, \$125,000 fine, or both.

A BILL FOR AN ACT

Relating to militia terrorism; creating new provisions; and amending ORS 161.005.

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

SECTION 1. (1) A person commits the crime of militia terrorism if the person, together with at least two other persons, physically occupies publicly owned premises and:

(a) A law enforcement officer or a person in charge of the premises directs at least one of the occupying persons to leave the premises;

(b) At least one of the occupying persons remains on the premises for more than 48 hours following the direction to leave; and

(c) At least one of the occupying persons possesses a firearm while physically occupying the premises.

(2) Militia terrorism is a Class C felony.

(3) As used in this section:

(a) "Firearm" has the meaning given that term in ORS 166.210.

(b) "Person in charge" has the meaning given that term in ORS 164.205.

(c) "Premises" means any building and any real property.

SECTION 2. ORS 161.005, as amended by section 4, chapter 22, Oregon Laws 2016, is amended to read:

161.005. ORS 161.005 to 161.055, 161.085 to 161.125, 161.150 to 161.175, 161.190 to 161.275, 161.290 to 161.370, 161.405 to 161.485, 161.505 to 161.585, 161.605, 161.615 to 161.685, 161.705 to 161.737, 162.005, 162.015 to 162.035, 162.055 to 162.115, 162.135 to 162.205, 162.225 to 162.375, 162.405 to 162.425, 162.465, 163.005, 163.115, 163.125 to 163.145, 163.149, 163.160 to 163.208, 163.196, 163.215 to 163.257, 163.261, 163.263, 163.264, 163.266, 163.275, 163.285, 163.305 to 163.467, 163.432, 163.433, 163.472, 163.505 to 163.575, 163.665 to 163.693, 163.700, 163.701, 164.005, 164.015 to 164.135, 164.138, 164.140, 164.205 to 164.270, 164.305 to 164.377, 164.395 to 164.415, 164.805, 164.857, 164.886, 165.002 to 165.102, 165.109, 165.118, 165.805, 166.005 to 166.095, 166.350, 166.382, 166.384, 166.660, 167.002 to 167.027, 167.057, 167.060 to 167.100, 167.117, 167.122 to 167.162, 167.203 to 167.252, 167.310 to 167.340, 167.350, 167.810 and 167.820 and section 1, chapter 22, Oregon Laws 2016, **and section 1 of this 2017 Act** shall be known and may be cited as Oregon Criminal Code of 1971.

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.