

Requested by HOUSE COMMITTEE ON JUDICIARY

**PROPOSED AMENDMENTS TO
B-ENGROSSED SENATE BILL 95**

1 On page 1 of the printed B-engrossed bill, delete line 3 and insert
2 “59.995.”.

3 Delete lines 16 and 17 and insert:

4 “(D) Using the income or assets of another person for purposes other than
5 the support and maintenance of the person without the person’s consent.”.

6 On page 3, delete lines 44 and 45 and delete page 4 and insert:

7 **“SECTION 8. ORS 59.995 is amended to read:**

8 **“59.995. (1)(a) Except as provided in paragraph (b) of this subsection,**
9 **in addition to all other penalties and enforcement provisions provided by**
10 **law, any person who violates or who procures, aids or abets [in] the violation**
11 **of ORS 59.005 to 59.451, 59.710 to 59.830, 59.991 and 59.995 or any rule or**
12 **order of the Director of the Department of Consumer and Business Services**
13 **shall be subject to a penalty of not more than \$20,000 for every violation,**
14 **which shall be paid to the General Fund of the State Treasury.**

15 **“(b) Notwithstanding paragraph (a) of this subsection, any person**
16 **who violates or who procures, aids or abets the violation of section 3**
17 **of this 2017 Act or of any rule adopted by the director for adminis-**
18 **tration of sections 2 to 7 of this 2017 Act shall be subject to a penalty**
19 **of not more than \$1,000 for every violation, which shall be paid to the**
20 **General Fund of the State Treasury.**

21 **“(2) Every violation described in subsection (1)(a) of this section is a**

1 separate offense and, in the case of a continuing violation, each day's con-
2 tinuance is a separate violation, but the maximum penalty for any continuing
3 violation shall not exceed \$100,000.

4 “(3) Civil penalties under this section shall be imposed as provided in
5 ORS 183.745.

6 “(4) This section does not apply to a failure to file a notice and pay a fee
7 pursuant to ORS 59.049 (1), (2) or (3), nor to a failure to file a notice and
8 pay a fee pursuant to ORS 59.165 (7), nor to a failure to pay a fee pursuant
9 to ORS 59.175 (8), nor to a violation of any rule adopted by the director un-
10 der ORS 59.049 (1), (2) or (3), 59.165 (7) or 59.175 (8).”

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