

SB 720 STAFF MEASURE SUMMARY

Senate Committee On Judiciary

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Sub-Referral To: Joint Committee On Ways and Means

Meeting Dates: 2/25

WHAT THE MEASURE DOES:

Expands crime of official misconduct in the first degree to include public servants acting as certifying employees. Defines certifying employee as a person responsible for approving licensing or certification applications for the provision of care to vulnerable persons.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

A public servant, while acting as a supervisory employee, commits the crime of official misconduct if the person violates any statute relating to the office of the person and the violation creates a risk of physical injury to a vulnerable person, commission of a sex crime against a vulnerable person, or withholding of necessary and adequate food, physical care or medical attention from a vulnerable person.

Senate Bill 720 includes certifying employees within the crime of official misconduct by stating that a public servant acting as a certifying employee is also subject to criminal liability under ORS 162.415.