House Bill 3361

Sponsored by Representative SMITH DB (at the request of Christopher Paasch)

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.

Renames crime of criminal impersonation of a peace officer to criminal impersonation of a law enforcement officer. Includes impersonation of federal officer as manner of committing crime. Punishes by maximum of five years' imprisonment, $125,000 fine, or both.

A BILL FOR AN ACT

Relating to criminal impersonation of a law enforcement officer; creating new provisions; and amending ORS 162.367.

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

SECTION 1. ORS 162.367 is amended to read:

162.367. (1) A person commits the crime of criminal impersonation of a peace law enforcement officer if the person, with the intent to obtain a benefit or to injure or defraud another person, uses false law enforcement identification or wears a law enforcement uniform to give the impression that the person is a peace officer or a federal officer and does an act in that assumed character.

(2) Criminal impersonation of a peace law enforcement officer is a Class C felony.

(3) As used in this section:

(a) “False law enforcement identification” means a badge or an identification card that:

(A) Identifies the possessor of the badge or card as a member of a law enforcement unit; and

(B) Was not lawfully issued to the possessor by the law enforcement unit.

(b) “Federal officer” has the meaning given that term in ORS 133.005.

(c) “Law enforcement uniform” means clothing bearing words such as “police,” “sheriff,” “state trooper,” “FBI” or “law enforcement,” or clothing that is an official uniform or substantially similar to an official uniform of a law enforcement unit that would make it reasonably likely that a person would believe that the wearer is a peace officer or a federal officer.

(d) “Peace officer” has the meaning given that term in ORS 161.015.

SECTION 2. The amendments to ORS 162.367 by section 1 of this 2019 Act apply to conduct occurring on or after the effective date of this 2019 Act.

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.

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