

Requested by Representative BYNUM

**PROPOSED AMENDMENTS TO
HOUSE BILL 3216**

1 On page 1 of the printed bill, line 2, after “officer” delete the rest of the
2 line and insert a period.

3 Delete line 3.

4 Delete lines 5 through 29 and delete pages 2 and 3 and insert:

5 **“SECTION 1. (1) A person may bring a civil action for damages**
6 **against any person who knowingly causes a police officer to arrive at**
7 **a location to contact another person for a reason other than suspected**
8 **criminal activity and with the intent to:**

9 **“(a) Infringe on the other person’s rights under the Oregon or**
10 **United States Constitutions;**

11 **“(b) Unlawfully discriminate against the other person;**

12 **“(c) Cause the other person to feel harassed, humiliated or embar-**
13 **rassed;**

14 **“(d) Cause the other person to be expelled from a place in which the**
15 **other person is lawfully located; or**

16 **“(e) Damage the other person’s:**

17 **“(A) Reputation or standing within the community; or**

18 **“(B) Financial, economic, consumer or business prospects or inter-**
19 **ests.**

20 **“(2) Upon prevailing in an action under this section, the plaintiff**
21 **may recover:**

1 **“(a) The greater of:**

2 **“(A) Special and general damages, including damages for emotional**
3 **distress; or**

4 **“(B) Statutory damages of \$250 against each defendant found liable**
5 **under this section; and**

6 **“(b) Punitive damages.**

7 **“(3) The court may award reasonable attorney fees to the prevailing**
8 **plaintiff in an action under this section.**

9 **“(4) A civil action under this section:**

10 **“(a) May be brought in the small claims department of a circuit**
11 **court if the total damages do not exceed the jurisdictional limit of the**
12 **small claims department.**

13 **“(b) Does not affect a right or remedy available under any other law**
14 **of this state.”.**

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