

House Bill 2789

Sponsored by Representative SMITH DB; Representatives LEIF, ZIKA (Pre-session filed.)

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**.

Expands crime of criminal impersonation of a peace officer to include possession of false law enforcement vehicle. Punishes by maximum of five years' imprisonment, \$125,000 fine, or both.

A BILL FOR AN ACT

Relating to criminal impersonation of a peace officer; 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 officer if the person, with the intent to obtain a benefit or to injure or defraud another person[,]:

(a) Uses false law enforcement identification or wears a law enforcement uniform to give the impression that the person is a peace officer and does an act in that assumed character; **or**

(b) Possesses a false law enforcement vehicle.

(2) Criminal impersonation of a peace 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) "False law enforcement vehicle" means a vehicle that has been modified to appear sufficiently similar to an official vehicle of a law enforcement unit that it is reasonably likely that a person would believe that the vehicle is owned or operated by a law enforcement unit.

[(b)] (c) "Law enforcement uniform" means clothing bearing words such as "police," "sheriff," "state trooper" 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.

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.