

SB 957 A STAFF MEASURE SUMMARY

House Committee On Judiciary

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Meeting Dates: 5/10, 5/17

WHAT THE MEASURE DOES:

Expands the types of prior convictions that increase the offense level for the crime of public indecency to include: Using Child in Display of Sexually Explicit Conduct (ORS 163.670); Encouraging Child Abuse in the First, Second, and Third Degree (ORS 163.684, 163.686, 163.687); Possession of Materials Depicting Sexually Explicit Conduct of a Child in the First and Second Degree (ORS 163.688, 163.689); and Failure to Report Child Pornography (ORS 163.693). Modifies crime of Luring a Minor to include engaging in sexual conduct in the immediate presence of a minor for the purpose of inducing the minor to engage in sexual conduct. Modifies the affirmative defense for the crime of Luring a Minor to include that the defendant had reasonable cause to believe that the person in the immediate presence of whom the defendant engaged in sexual conduct was not a minor.

FISCAL: Indeterminate fiscal impact

Revenue: No revenue impact

Senate floor vote: 28--0

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Under current law, the crime of public indecency is a Class A misdemeanor. It is a Class C felony if the person has a prior conviction for the following crimes: Public Indecency; Rape in the Third, Second, or First degree; Sodomy in the Third, Second, or First degree; Unlawful Sexual Penetration in the Second or First degree; Purchasing Sex with a Minor; Sexual Abuse in the Third, Second, or First degree; Online Sexual Corruption of a Child in the Second or First degree; Contributing to the Sexual Delinquency of a Minor; or Sexual Misconduct.

Senate Bill 957 A expands the number and types of prior convictions that qualify to enhance the crime of public indecency to a Class C felony and modifies the crime of Luring a Minor to include engaging in sexual conduct in the immediate presence of the minor for the purpose of inducing the minor to engage in sexual conduct.