

Requested by Representative NERON

**PROPOSED AMENDMENTS TO
HOUSE BILL 3035**

1 On page 1 of the printed bill, delete lines 5 through 29 and delete page
2 2 and insert:

3 **“SECTION 1. (1) A person commits the crime of threatening a mass
4 injury event if:**

5 **“(a) The person intentionally causes fear, alarm or terror in an-
6 other person by conveying a threat to cause unlawful serious physical
7 injury or death to four or more persons at a school, place of worship,
8 health care facility, place of business, government building, mass
9 transit facility, park, plaza, event space or other place of assembly;**

10 **“(b) The person expresses the intent to carry out the threat; and**

11 **“(c) A reasonable person would:**

12 **“(A) Be placed in fear, alarm or terror by the threat; and**

13 **“(B) Believe that the threat was credible and presents a reasonable
14 likelihood of being carried out.**

15 **“(2) Threatening a mass injury event is a Class C felony.**

16 **“(3) A threat under this section may be conveyed orally, in writing
17 or telephonically, or may be an electronic threat as defined in ORS
18 166.065.**

19 **“(4) When a court imposes sentence on a person convicted under
20 this section who was under 18 years of age at the time of the offense,
21 but who was not subject to the jurisdiction of the juvenile court under**

1 **ORS 419C.005 due to the person attaining 18 years of age prior to the**
2 **commencement of prosecution, the court shall consider the age of the**
3 **person at the time of the offense as a mitigating circumstance.**

4 **“SECTION 2. Beginning no later than January 1, 2026, and**
5 **biennially thereafter, the Oregon Criminal Justice Commission shall**
6 **report to the relevant interim committees of the Legislative Assembly,**
7 **in the manner described in ORS 192.245, concerning the following in-**
8 **formation pertaining to the previous biennium:**

9 **“(1) The number of persons charged with threatening a mass injury**
10 **event under section 1 of this 2023 Act, disaggregated by race, age,**
11 **ethnicity, gender, disability and county;**

12 **“(2) The number of persons who were victims of the offense de-**
13 **scribed in section 1 of this 2023 Act or who were otherwise targeted**
14 **by a person convicted under section 1 of this 2023 Act, disaggregated**
15 **by race, age, ethnicity, gender, disability and county; and**

16 **“(3) The amount of moneys distributed to and expended by the**
17 **Oregon Youth Authority and county juvenile departments for the costs**
18 **of detaining and supervising persons found to be within the jurisdic-**
19 **tion of the juvenile court under ORS 419C.005 for committing an act**
20 **that, if committed by an adult, would constitute an offense under**
21 **section 1 of this 2023 Act.**

22 **“SECTION 3. ORS 161.005 is amended to read:**

23 **“161.005. ORS 161.005 to 161.055, 161.085 to 161.125, 161.150 to 161.175,**
24 **161.190 to 161.275, 161.290 to 161.373, 161.405 to 161.485, 161.505 to 161.585,**
25 **161.605, 161.615 to 161.685, 161.705 to 161.737, 162.005, 162.015 to 162.035,**
26 **162.055 to 162.115, 162.135 to 162.205, 162.225 to 162.375, 162.405 to 162.425,**
27 **162.465, 163.005, 163.095, 163.107, 163.115, 163.125 to 163.145, 163.149, 163.160**
28 **to 163.208, 163.191, 163.196, 163.215 to 163.257, 163.261, 163.263, 163.264,**
29 **163.266, 163.275, 163.285, 163.305 to 163.467, 163.432, 163.433, 163.472, 163.505**
30 **to 163.575, 163.665 to 163.693, 163.700, 163.701, 163.715, 164.005, 164.015 to**

1 164.135, 164.138, 164.140, 164.205 to 164.270, 164.305 to 164.377, 164.395 to
2 164.415, 164.805, 164.857, 164.886, 165.002 to 165.102, 165.109, 165.118, 165.805,
3 165.815, 166.005 to 166.095, 166.350, 166.382, 166.384, 166.660, 167.002 to 167.027,
4 167.057, 167.060 to 167.100, 167.117, 167.122 to 167.162, 167.203 to 167.252,
5 167.310 to 167.340, 167.350, 167.810 and 167.820 **and section 1 of this 2023**
6 **Act** shall be known and may be cited as Oregon Criminal Code of 1971.

7 **“SECTION 4. This 2023 Act takes effect on the 91st day after the**
8 **date on which the 2023 regular session of the Eighty-second Legislative**
9 **Assembly adjourns sine die.”**

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