



**TO: Rep. Jason Kropf, Chair House Judiciary Committee  
Members of the Committee**

**FR: Oregon District Attorneys Association**

**RE: Support for HB 4146 with -1 Amendment**

**DATE: February 8, 2024**

---

The Oregon District Attorney's Association (ODAA) appreciates the opportunity to express support for HB 4146.

In collaboration with Representative Annessa Hartman and key stakeholders, ODAA has diligently worked on this critical bill over the past months. The final package aims to empower victims by (1) enabling them to file protective orders in the jurisdictions where the abuse occurred and (2) provide a critical fix to Oregon's invasion of privacy/revenge porn law.

Currently a victim of abuse is limited to filing a protective order in the county that either the petitioner or the respondent resided in. This limitation limits victims from filing protective orders if the abuse occurred while the individuals were away from their homes. HB 4146 will fix this by allowing a petitioner of a restraining order the option to file where the abuse occurred.

The final bill also eliminates the term "identifiable" from ORS 163.472, a broad qualifier that was making successful prosecution of these cases challenging. Eliminating the 'identifiable' requirement recognizes the significance of other corroborating evidence in establishing that an image was taken under compromising circumstances.

It is also important to note that the bill has sparked a crucial dialogue regarding potential revisions to the existing language addressing invasion of privacy in ORS 163.700. While the -1 Amendment removes this provision for the short session consideration, ODAA supports looking at crafting language in the next long legislative session that would permit prosecution of an individual who captures images with the intent to humiliate others.

We urge your support of HB 4146 with the -1 Amendment.