

A-Engrossed
Senate Bill 482

Ordered by the Senate April 15
Including Senate Amendments dated April 15

Sponsored by COMMITTEE ON JUDICIARY

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.

Adds saliva to *[list]* **category** of bodily substances that may not be propelled at public safety officer under aggravated harassment statute, **provided that saliva comes into physical contact with public safety officer.**

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to aggravated harassment; creating new provisions; amending ORS 166.070; and declaring
3 an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 166.070, as amended by section 27, chapter 54, Oregon Laws 2012, is amended
6 to read:

7 166.070. (1) A person commits the crime of aggravated harassment if the person, knowing that
8 the other person is a:

9 (a) Staff member, knowingly propels saliva, blood, urine, semen, feces or other dangerous sub-
10 stance at the staff member while the staff member is acting in the course of official duty or as a
11 result of the staff member's official duties; *[or]*

12 (b) Public safety officer, knowingly propels blood, urine, semen or feces at the public safety of-
13 ficer while the public safety officer is acting in the course of official duty or as a result of the public
14 safety officer's official duties~~].~~; **or**

15 **(c) Public safety officer, intentionally propels saliva at the public safety officer, and the**
16 **saliva comes into physical contact with the public safety officer, while the public safety of-**
17 **ficer is acting in the course of official duty or as a result of the public safety officer's official**
18 **duties.**

19 (2) Aggravated harassment is a Class C felony. When a person is convicted of violating sub-
20 section (1)(a) of this section, in addition to any other sentence it may impose, the court shall impose
21 a term of incarceration in a state correctional facility.

22 (3) As used in this section:

23 (a) "Public safety officer" means an emergency medical services provider as defined in ORS
24 682.025, a liquor enforcement inspector as defined in ORS 471.001 or a fire service professional, a
25 parole and probation officer or a police officer as those terms are defined in ORS 181.610.

26 (b) "Staff member" has the meaning given that term in ORS 163.165.

27 **SECTION 2. The amendments to ORS 166.070 by section 1 of this 2013 Act apply to con-**

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.

1 **duct occurring on or after the effective date of this 2013 Act.**

2 **SECTION 3. This 2013 Act being necessary for the immediate preservation of the public**
3 **peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect**
4 **on its passage.**

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