

House Bill 4075

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim 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 **as introduced**.

Replaces School Safety Hotline established by Department of Justice with statewide tip line established by Department of State Police for anonymous reporting of information concerning threats to student safety. Requires Department of State Police to adopt certain rules for operation of tip line.

Provides that person who improperly uses tip line commits crime of improper use of emergency communications system. Punishes by maximum of one year's imprisonment, \$6,250 fine, or both.

Appropriates moneys from General Fund to Department of State Police for biennial expenses relating to establishment and operation of tip line.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to student safety; creating new provisions; amending ORS 165.570; repealing ORS 180.650
3 and 180.660; and declaring an emergency.

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

SECTION 1. (1) As used in this section:

5
6 (a) **"Cyberbullying" and "harassment, intimidation or bullying" have the meaning given**
7 **those terms in ORS 339.351.**

8 (b) **"Local law enforcement contact" means a local law enforcement officer designated**
9 **by a school district to be notified when the tip line receives a report of a potential threat to**
10 **student safety within the district.**

11 (c) **"Threats to student safety" include but are not limited to:**

12 (A) **Harassment, intimidation or bullying or cyberbullying;**

13 (B) **Threats of suicide or self-harm; and**

14 (C) **Violence against others.**

15 (d) **"Tip line" means a telephone service line designed to accept information concerning**
16 **potential threats to student safety through methods of transmission including:**

17 (A) **Telephone calls;**

18 (B) **Text messaging; and**

19 (C) **Electronic format through the Internet.**

20 (2) **The Department of State Police shall establish a statewide tip line for students and**
21 **other members of the public to report anonymously information concerning threats to stu-**
22 **dent safety or potential threats to student safety on school grounds, on school-sponsored**
23 **transportation or at school-sponsored activities.**

24 (3) **The department shall adopt rules necessary to establish and to operate the tip line.**
25 **The rules must include but are not limited to:**

26 (a) **Provisions that protect the identity of a caller without compromising opportunities**
27 **for follow-up calls by local law enforcement contacts to provide or obtain further informa-**

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 **tion; and**

2 **(b) Written policies and procedures for:**

3 **(A) Logging reports received on the tip line;**

4 **(B) Verifying the authenticity and validity of a reported threat to student safety; and**

5 **(C) Relaying information concerning potential threats to student safety to local law**
6 **enforcement contacts and appropriate school district officials.**

7 **(4) The department may seek and accept gifts, grants and donations from any source for**
8 **the purpose of carrying out its duties under this section.**

9 **SECTION 2.** ORS 165.570 is amended to read:

10 165.570. (1) A person commits the crime of improper use of the emergency communications sys-
11 tem if the person knowingly:

12 (a) Makes an emergency call or calls the [*School Safety Hotline*] **tip line** for a purpose other
13 than to report a situation that the person reasonably believes requires prompt service in order to
14 preserve human life or property; or

15 (b) Allows another person to use communications equipment owned, rented or leased by or under
16 the control of the person to make an emergency call or call the [*School Safety Hotline*] **tip line** for
17 a purpose other than to report a situation that the other person reasonably believes requires prompt
18 service in order to preserve human life or property.

19 (2) As used in this section:

20 (a) "Emergency call" has the meaning given that term in ORS 403.105.

21 (b) "Emergency communications system" has the meaning given that term in ORS 403.105.

22 [*(c) "School Safety Hotline" means the toll-free telephone line established under ORS 180.650.*]

23 **(c) "Tip line" means the statewide tip line established under section 1 of this 2016 Act.**

24 (3) Improper use of the emergency communications system is a Class A misdemeanor.

25 **SECTION 3.** In addition to and not in lieu of any other appropriation, there is appropri-
26 ated to the Department of State Police for the biennium beginning July 1, 2015, out of the
27 General Fund, the amount of \$1 million, which may be expended to establish and operate the
28 tip line established under section 1 of this 2016 Act.

29 **SECTION 4.** ORS 180.650 and 180.660 are repealed.

30 **SECTION 5.** This 2016 Act being necessary for the immediate preservation of the public
31 peace, health and safety, an emergency is declared to exist, and this 2016 Act takes effect
32 on its passage.