

B-Engrossed
House Bill 3469

Ordered by the Senate August 2
Including House Amendments dated May 31 and Senate Amendments
dated August 2

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.

Creates crime of unlawfully being in location where children regularly congregate. Punishes by maximum of *[five years']* **one year's** imprisonment, *[\$125,000]* **\$6,250** fine, or both.

Creates crime of unlawful contact with child. Punishes by maximum of five years' imprisonment, \$125,000 fine, or both.

A BILL FOR AN ACT

1
2 Relating to crimes perpetrated by convicted sex offenders.

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

4 **SECTION 1. (1) A person commits the crime of unlawfully being in a location where**
5 **children regularly congregate if the person:**

6 (a)(A) **Has been designated a sexually violent dangerous offender under ORS 137.765;**

7 (B) **Has been designated a predatory sex offender under ORS 181.585 and does not have**
8 **written approval from the State Board of Parole and Post-Prison Supervision or the person's**
9 **supervisory authority or supervising officer to be in or upon the specific premises;**

10 (C) **Has been sentenced as a dangerous offender under ORS 161.725 upon conviction of a**
11 **sex crime; or**

12 (D) **Has been given a similar designation or been sentenced under a similar law of an-**
13 **other jurisdiction; and**

14 (b) **Knowingly enters or remains in or upon premises where persons under 18 years of**
15 **age regularly congregate.**

16 (2) **As used in this section:**

17 (a) **"Premises where persons under 18 years of age regularly congregate" means schools,**
18 **child care centers, playgrounds, other places intended for use primarily by persons under 18**
19 **years of age and places where persons under 18 years of age gather for regularly scheduled**
20 **educational and recreational programs.**

21 (b) **"Sex crime" has the meaning given that term in ORS 181.594.**

22 (3) **Unlawfully being in a location where children regularly congregate is a Class A**
23 **misdemeanor.**

24 **SECTION 2. (1) A person commits the crime of unlawful contact with a child if the per-**
25 **son:**

26 (a)(A) **Has been designated a sexually violent dangerous offender under ORS 137.765;**

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 **(B) Has been designated a predatory sex offender under ORS 181.585;**
2 **(C) Has been sentenced as a dangerous offender under ORS 161.725 upon conviction of a**
3 **sex crime; or**
4 **(D) Has been given a similar designation or been sentenced under a similar law of an-**
5 **other jurisdiction; and**
6 **(b) Knowingly contacts a child with the intent to commit a crime or for the purpose of**
7 **arousing or satisfying the sexual desires of the person or another person.**
8 **(2) As used in this section:**
9 **(a) “Child” means a person under 18 years of age.**
10 **(b) “Contact” means to communicate in any manner.**
11 **(c) “Sex crime” has the meaning given that term in ORS 181.594.**
12 **(3) Unlawful contact with a child is a Class C felony.**
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