

Enrolled
Senate Bill 204

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Attorney General Hardy Myers for Department of Justice)

CHAPTER

AN ACT

Relating to simulating legal process; amending ORS 162.355.

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

SECTION 1. ORS 162.355 is amended to read:

162.355. (1) A person commits the crime of simulating legal process if, **with the intent to harass, injure or defraud another person**, the person knowingly issues or delivers to another person any document that in form and substance falsely simulates civil or criminal process.

(2) As used in this section:

(a) "Civil or criminal process" means a document or order, including, but not limited to, a summons, lien, complaint, warrant, injunction, writ, notice, pleading or subpoena, that is issued by a court or that is filed or recorded for the purpose of:

- (A) Exercising jurisdiction;
- (B) Representing a claim against a person or property;
- (C) Directing a person to appear before a court or tribunal; or
- (D) Directing a person to perform or refrain from performing a specified act.

(b) "Person" has the meaning given that term in ORS 161.015, except that in relation to a defendant, "person" means a human being, a public or private corporation, an unincorporated association or a partnership.

(3) Simulating legal process is a Class C felony.

Passed by Senate January 24, 2005

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Secretary of Senate

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President of Senate

Passed by House February 23, 2005

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Speaker of House

Received by Governor:

.....M,....., 2005

Approved:

.....M,....., 2005

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Governor

Filed in Office of Secretary of State:

.....M,....., 2005

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Secretary of State