

D R A F T

SUMMARY

Creates crime of threatening a public official. Punishes by maximum of ten years' imprisonment, \$250,000 fine, or both.

Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to crime; 166.065; and declaring an emergency.

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

SECTION 1. (1) A person commits the crime of threatening a public official if:

(a) The person makes a threat of imminent serious physical injury or death to a public official serving in a state or federal elective office, or a threat of imminent serious physical injury or death to a family member of a public official serving in a state or federal elective office;

(b) The person knew or should have known that the person to whom the threat was made was a public official serving in a state or federal elective office, or to a family member of a public official serving in a state or federal elective office; and

(c) The threat was made in such a manner and under such circumstances that the public official or family member has a reasonable fear for the personal safety of the public official or family member.

(2) A threat under this section may be written, may be made by telephone or may be an electronic threat as defined in ORS 166.065.

(3) Except as provided in subsection (4) of this section, threatening a public official is a Class C felony.

1 **(4) Threatening a public official is a Class B felony if a person vio-**
2 **lates subsection (1) of this section while displaying a firearm or other**
3 **deadly weapon to the public official or family member of the public**
4 **official.**

5 **(5) As used in this section, “family member” means any person re-**
6 **lated by consanguinity or affinity within the second degree and in-**
7 **cludes a domestic partner or household member.**

8 **SECTION 2.** **This 2013 Act being necessary for the immediate pres-**
9 **ervation of the public peace, health and safety, an emergency is de-**
10 **clared to exist, and this 2013 Act takes effect on its passage.**