

B-Engrossed Senate Bill 3

Ordered by the House June 1
Including Senate Amendments dated April 27 and House Amendments
dated June 1

Sponsored by Senator COURTNEY; Senators DEVLIN, JOHNSON, MONNES ANDERSON (Presession filed.)

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 endangering person protected by Family Abuse Prevention Act restraining order. Punishes by maximum of [*one year's imprisonment, \$6,250 fine, or both. Punishes by*] five years' imprisonment, \$125,000 fine, or both[, *if person convicted of crime has previous conviction for same crime or creates substantial risk of or fear of injury to victim*].

A BILL FOR AN ACT

Relating to protective orders in Family Abuse Prevention Act proceedings.

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

SECTION 1. Section 2 of this 2015 Act is added to and made a part of ORS 163.160 to 163.208.

SECTION 2. (1) A person commits the crime of endangering a person protected by a Family Abuse Prevention Act restraining order if the person:

(a) Has been served with the order as provided in ORS 107.718, unless service was waived under ORS 107.720 because the person appeared before the court;

(b) Intentionally engaged in conduct prohibited by the order while the order was in effect; and

(c) By engaging in the prohibited conduct, recklessly created a substantial risk of physical injury to a person protected by the order, or intentionally attempted to place a person protected by the order in fear of imminent physical injury.

(2) Endangering a person protected by a Family Abuse Prevention Act restraining order is a Class C felony.

SECTION 3. Section 2 of this 2015 Act applies only to conduct occurring on or after the effective date of this 2015 Act.

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.