

Enrolled
House Bill 3216

Sponsored by Representative BYNUM, Senators MANNING JR, FREDERICK; Representatives ALONSO LEON, CLEM, FAHEY, GORSEK, HERNANDEZ, KENY-GUYER, LIVELY, MCLAIN, MEEK, NERON, NOSSE, PILUSO, POWER, SANCHEZ, SOLLMAN, Senators DEMBROW, FAGAN, GELSER, MONNES ANDERSON

CHAPTER

AN ACT

Relating to unlawfully summoning a police officer.

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

SECTION 1. (1) A person may bring a civil action for damages against any person who knowingly causes a police officer to arrive at a location to contact another person with the intent to:

- (a) Infringe on the other person's rights under the Oregon or United States Constitutions;
 - (b) Unlawfully discriminate against the other person;
 - (c) Cause the other person to feel harassed, humiliated or embarrassed;
 - (d) Cause the other person to be expelled from a place in which the other person is lawfully located; or
 - (e) Damage the other person's:
 - (A) Reputation or standing within the community; or
 - (B) Financial, economic, consumer or business prospects or interests.
- (2) Upon prevailing in an action under this section, the plaintiff may recover:
- (a) The greater of:
 - (A) Special and general damages, including damages for emotional distress; or
 - (B) Statutory damages of \$250 against each defendant found liable under this section; and
 - (b) Punitive damages.
- (3) The court may award reasonable attorney fees to the prevailing plaintiff in an action under this section.
- (4) A civil action under this section:
- (a) May be brought in the small claims department of a circuit court if the total damages do not exceed the jurisdictional limit of the small claims department.
 - (b) Does not affect a right or remedy available under any other law of this state.
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Passed by House April 23, 2019

Repassed by House June 6, 2019

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Timothy G. Sekerak, Chief Clerk of House

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Tina Kotek, Speaker of House

Passed by Senate June 3, 2019

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Peter Courtney, President of Senate

Received by Governor:

.....M,....., 2019

Approved:

.....M,....., 2019

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Kate Brown, Governor

Filed in Office of Secretary of State:

.....M,....., 2019

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Bev Clarno, Secretary of State