

HOUSE AMENDMENTS TO HOUSE BILL 3216

By COMMITTEE ON JUDICIARY

April 17

- 1 On page 1 of the printed bill, line 2, after “officer” delete the rest of the line and insert a period.
2 Delete line 3.
3 Delete lines 5 through 29 and delete pages 2 and 3 and insert:
4 **“SECTION 1. (1) A person may bring a civil action for damages against any person who**
5 **knowingly causes a police officer to arrive at a location to contact another person for a**
6 **reason other than suspected criminal activity and with the intent to:**
7 **“(a) Infringe on the other person’s rights under the Oregon or United States Consti-**
8 **tutions;**
9 **“(b) Unlawfully discriminate against the other person;**
10 **“(c) Cause the other person to feel harassed, humiliated or embarrassed;**
11 **“(d) Cause the other person to be expelled from a place in which the other person is**
12 **lawfully located; or**
13 **“(e) Damage the other person’s:**
14 **“(A) Reputation or standing within the community; or**
15 **“(B) Financial, economic, consumer or business prospects or interests.**
16 **“(2) Upon prevailing in an action under this section, the plaintiff may recover:**
17 **“(a) The greater of:**
18 **“(A) Special and general damages, including damages for emotional distress; or**
19 **“(B) Statutory damages of \$250 against each defendant found liable under this section;**
20 **and**
21 **“(b) Punitive damages.**
22 **“(3) The court may award reasonable attorney fees to the prevailing plaintiff in an action**
23 **under this section.**
24 **“(4) A civil action under this section:**
25 **“(a) May be brought in the small claims department of a circuit court if the total dam-**
26 **ages do not exceed the jurisdictional limit of the small claims department.**
27 **“(b) Does not affect a right or remedy available under any other law of this state.”.**
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