

House Bill 3361

Sponsored by Representative SMITH DB (at the request of Christopher Paasch)

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 **as introduced**.

Renames crime of criminal impersonation of a peace officer to criminal impersonation of a law enforcement officer. Includes impersonation of federal officer as manner of committing crime. Punishes by maximum of five years' imprisonment, \$125,000 fine, or both.

A BILL FOR AN ACT

1
2 Relating to criminal impersonation of a law enforcement officer; creating new provisions; and
3 amending ORS 162.367.

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

5 **SECTION 1.** ORS 162.367 is amended to read:

6 162.367. (1) A person commits the crime of criminal impersonation of a [*peace*] **law enforcement**
7 officer if the person, with the intent to obtain a benefit or to injure or defraud another person, uses
8 false law enforcement identification or wears a law enforcement uniform to give the impression that
9 the person is a peace officer **or a federal officer** and does an act in that assumed character.

10 (2) Criminal impersonation of a [*peace*] **law enforcement** officer is a Class C felony.

11 (3) As used in this section:

12 (a) "False law enforcement identification" means a badge or an identification card that:

13 (A) Identifies the possessor of the badge or card as a member of a law enforcement unit; and

14 (B) Was not lawfully issued to the possessor by the law enforcement unit.

15 **(b) "Federal officer" has the meaning given that term in ORS 133.005.**

16 [*b*] **(c) "Law enforcement uniform" means clothing bearing words such as "police," "sheriff,"**
17 "state trooper," "FBI" or "law enforcement," or clothing that is an official uniform or substantially
18 similar to an official uniform of a law enforcement unit that would make it reasonably likely that
19 a person would believe that the wearer is a peace officer **or a federal officer**.

20 **(d) "Peace officer" has the meaning given that term in ORS 161.015.**

21 **SECTION 2. The amendments to ORS 162.367 by section 1 of this 2019 Act apply to con-**
22 **duct occurring on or after the effective date of this 2019 Act.**

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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.