

Requested by Representative NERON

**PROPOSED AMENDMENTS TO  
HOUSE BILL 3035**

1 On page 1 of the printed bill, delete lines 5 through 29 and delete page  
2 2 and insert:

3 **“SECTION 1. (1) A person commits the crime of threatening a mass  
4 injury event if:**

5 **“(a) The person intentionally causes fear, alarm or terror in an-  
6 other person by conveying a threat to cause unlawful serious physical  
7 injury or death to two or more persons at a school, place of worship,  
8 health care facility, place of business, government building, mass  
9 transit facility, park, plaza, event space or other place of assembly;**

10 **“(b) The person expresses the intent to carry out the threat; and**

11 **“(c) A reasonable person would:**

12 **“(A) Be placed in fear, alarm or terror by the threat; and**

13 **“(B) Believe that the threat was credible and presents a reasonable  
14 likelihood of being carried out.**

15 **“(2) Threatening a mass injury event is a Class C felony.**

16 **“(3) A threat under this section may be conveyed orally, in writing  
17 or telephonically, or may be an electronic threat as defined in ORS  
18 166.065.**

19 **“(4) In a prosecution under this section, the state is not required  
20 to specifically identify the two or more persons against whom the  
21 threat is made.**

1       **“(5) When a court imposes sentence on a person convicted under**  
2 **this section who was under 18 years of age at the time of the offense,**  
3 **but who was not subject to the jurisdiction of the juvenile court under**  
4 **ORS 419C.005 due to the person attaining 18 years of age prior to the**  
5 **commencement of prosecution, the court shall consider the age of the**  
6 **person at the time of the offense as a mitigating circumstance.**

7       **“SECTION 2. Beginning no later than January 1, 2026, and**  
8 **biennially thereafter, the Oregon Criminal Justice Commission shall**  
9 **report to the relevant interim committees of the Legislative Assembly,**  
10 **in the manner described in ORS 192.245, concerning the following in-**  
11 **formation pertaining to the previous biennium:**

12       **“(1) The number of persons charged with threatening a mass injury**  
13 **event under section 1 of this 2023 Act, disaggregated by race, age,**  
14 **ethnicity, gender, disability, county and, when available, adverse**  
15 **childhood experiences assessment score;**

16       **“(2) The number of persons who were victims of the offense de-**  
17 **scribed in section 1 of this 2023 Act or who were otherwise targeted**  
18 **by a person convicted under section 1 of this 2023 Act, disaggregated**  
19 **by race, age, ethnicity, gender, disability and county; and**

20       **“(3) The amount of moneys distributed to and expended by the**  
21 **Oregon Youth Authority and county juvenile departments for the costs**  
22 **of detaining and supervising persons found to be within the jurisdic-**  
23 **tion of the juvenile court under ORS 419C.005 for committing an act**  
24 **that, if committed by an adult, would constitute an offense under**  
25 **section 1 of this 2023 Act.**

26       **“SECTION 3. ORS 161.005 is amended to read:**

27       **“161.005. ORS 161.005 to 161.055, 161.085 to 161.125, 161.150 to 161.175,**  
28 **161.190 to 161.275, 161.290 to 161.373, 161.405 to 161.485, 161.505 to 161.585,**  
29 **161.605, 161.615 to 161.685, 161.705 to 161.737, 162.005, 162.015 to 162.035,**  
30 **162.055 to 162.115, 162.135 to 162.205, 162.225 to 162.375, 162.405 to 162.425,**

1 162.465, 163.005, 163.095, 163.107, 163.115, 163.125 to 163.145, 163.149, 163.160  
2 to 163.208, 163.191, 163.196, 163.215 to 163.257, 163.261, 163.263, 163.264,  
3 163.266, 163.275, 163.285, 163.305 to 163.467, 163.432, 163.433, 163.472, 163.505  
4 to 163.575, 163.665 to 163.693, 163.700, 163.701, 163.715, 164.005, 164.015 to  
5 164.135, 164.138, 164.140, 164.205 to 164.270, 164.305 to 164.377, 164.395 to  
6 164.415, 164.805, 164.857, 164.886, 165.002 to 165.102, 165.109, 165.118, 165.805,  
7 165.815, 166.005 to 166.095, 166.350, 166.382, 166.384, 166.660, 167.002 to 167.027,  
8 167.057, 167.060 to 167.100, 167.117, 167.122 to 167.162, 167.203 to 167.252,  
9 167.310 to 167.340, 167.350, 167.810 and 167.820 **and section 1 of this 2023**  
10 **Act** shall be known and may be cited as Oregon Criminal Code of 1971.

11 **“SECTION 4. This 2023 Act takes effect on the 91st day after the**  
12 **date on which the 2023 regular session of the Eighty-second Legislative**  
13 **Assembly adjourns sine die.”**

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