

Senate Bill 1191

Sponsored by Senator MANNING JR; Representatives FRAGALA, GAMBA, PHAM H

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**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act says that some laws making crimes do not apply to the act of telling another person about their rights. (Flesch Readability Score: 72.7).

Provides that certain laws establishing crimes do not apply to the act of informing another person of the other person's civil or constitutional rights.

A BILL FOR AN ACT

Relating to informing others of their rights; creating new provisions; and amending ORS 162.235, 162.245 and 162.247.

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

SECTION 1. ORS 162.235 is amended to read:

162.235. (1) A person commits the crime of obstructing governmental or judicial administration if the person:

(a) Intentionally obstructs, impairs or hinders the administration of law or other governmental or judicial function by means of intimidation, force, physical or economic interference or obstacle;

(b) With intent to defraud, engages in the business of or acts in the capacity of a notary public as defined in ORS 194.215 without having received a commission as a notary public from the Secretary of State; or

(c) With intent to defraud, engages in the business of or acts in the capacity of an immigration consultant, as defined in ORS 9.280, in violation of ORS 9.160.

(2) This section *[shall]* **does** not apply to:

(a) The obstruction of unlawful governmental or judicial action or interference with the making of an arrest.

(b) The act of informing another person of the other person's civil or constitutional rights.

(3) Obstructing governmental or judicial administration is a Class A misdemeanor.

SECTION 2. ORS 162.245 is amended to read:

162.245. (1) A person commits the offense of refusing to assist a peace officer if upon command by a person known by the person to be a peace officer the person unreasonably refuses or fails to assist in effecting an authorized arrest or preventing another from committing a crime.

(2) This section does not apply to the act of informing another person of the other person's civil or constitutional rights.

[(2)] **(3)** Refusing to assist a peace officer is a Class B violation.

SECTION 3. ORS 162.247 is amended to read:

162.247. (1) A person commits the crime of interfering with a peace officer or parole and probation officer if the person, knowing that another person is a peace officer or a parole and probation

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.

1 officer as defined in ORS 181A.355, intentionally or knowingly acts in a manner that prevents, or
2 attempts to prevent, the peace officer or parole and probation officer from performing the lawful
3 duties of the officer with regards to another person or a criminal investigation.

4 (2) Interfering with a peace officer or parole and probation officer is a Class A misdemeanor.

5 (3) This section does not apply:

6 (a) In situations in which the person is engaging in passive resistance.

7 (b) **To the act of informing another person of the other person's civil or constitutional**
8 **rights.**

9 (4) A person may not be arrested or charged under this section if the person is arrested or
10 charged for another offense based on the same conduct.

11 **SECTION 4. The amendments to ORS 162.235, 162.245 and 162.247 by sections 1 to 3 of this**
12 **2025 Act apply to conduct occurring on or after the effective date of this 2025 Act.**