

# Senate Bill 1009

Sponsored by Senator HAYDEN

## 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 defines the term "victim" for purposes of the release of sex offender data. (Flesch Readability Score: 61.8).

Defines "victim" for purposes of the release of sex offender information by the Department of State Police.

## A BILL FOR AN ACT

1  
2 Relating to sex offenders; amending ORS 163A.230.

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

4 **SECTION 1.** ORS 163A.230 is amended to read:

5 163A.230. (1)(a) When information about a person is first entered into the Law Enforcement Data  
6 System under ORS 163A.035, the person will be assigned a registry identification number.

7 (b) A victim shall be issued a victim identification number and shall be given the registry iden-  
8 tification number of the person who committed the crime against the victim:

9 (A) At any time, upon request by the victim; and

10 (B) Upon verification of the identification of the victim.

11 (2) The Department of State Police shall establish a toll-free telephone number to provide vic-  
12 tims with updates on the prison status, release information, parole status and any other information  
13 authorized for release under ORS 163A.005 to 163A.235 regarding the person who committed the  
14 crime against the victim. The telephone line shall be operational within the state during normal  
15 working hours.

16 (3) Access of the victim to the telephone line shall be revoked if the victim makes public, or  
17 otherwise misuses, information received.

18 (4) When a victim receives notification under ORS 144.750 of upcoming parole release hearings,  
19 or at any other time that the victim is notified concerning the offender, the victim shall be provided  
20 a notice of rights under this section and information about the toll-free telephone number.

21 **(5) As used in this section, "victim" means:**

22 **(a) Any person determined by the prosecuting attorney, the court or the department to**  
23 **have suffered direct psychological or physical harm as a result of the sex crime that resulted**  
24 **in a person having to report as a sex offender;**

25 **(b) Any person determined by the department to have suffered direct psychological or**  
26 **physical harm as a result of some other crime connected to the sex crime that resulted in**  
27 **a person having to report as a sex offender, or connected to the sentence for that sex crime,**  
28 **including but not limited to crimes connected through plea negotiations, crimes admitted at**  
29 **trial to prove an element of the offense or crimes used as a basis for a departure sentence,**  
30 **a merged conviction or a concurrent or consecutive sentence; or**

**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           **(c) Any person against whom the person who must report as a sex offender has admitted**  
2           **to committing conduct constituting a sex crime, if the conduct was not the subject of a**  
3           **criminal prosecution due to the time limitations described in ORS 131.125.**

4

---