

TIGARD MUNICIPAL CODE

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 - 7.08.010 Sections Of Chapter 743, 1971 Oregon Laws Adopted By Reference.**

By virtue of the authority contained in ORS Section 221.330, all those sections of:

(1) Chapter 743 of the Oregon Laws of 1971 as enacted by the 1971 Legislative Session, and specifically amended in this chapter and hereinafter listed in this code are adopted by this reference in the entirety.

(2) Oregon Revised Statutes referred to in this code shall be adopted as part of this code. All references are to be statutes in effect at the adoption of this code and such provisions shall remain in effect until specifically amended by the

City, by ordinance. (Ord. 84-65 §2(Exhibit A(part)), 1984).

7.08.020 Chapter 743 Sections--Definitions.

Whenever reference in the section of Chapter 743 of the Oregon Laws of 1971 cited in this chapter is made to:

(1) "Oregon Criminal Code" means the criminal code of the City of Tigard;

(2) "State" means the City of Tigard;

(3) "Court" means the Municipal Court of the City of Tigard. (Ord. 84-65 §2(Exhibit A(part)), 1984).

7.08.030 Article 1, Sections 3 And 4--General Definitions--Defenses--Burden Of Proof.

The following sections of Article 1, Chapter 743, Oregon Laws of 1971 are adopted by reference:

(1) Section 3 as amended by 1973 c.139 s.1; 1979 c.653 s.3, general definitions;

(2) Section 4, defenses, burden of proof. (Ord. 84-65 §2(Exhibit A(part)), 1984).

7.08.040 Article 2, Sections 7, 8, 9, 10 And 11--General Principles Of Criminal Liability.

The following sections of Article 2, Chapter 743, Oregon Laws of 1971 are adopted by reference:

(1) Section 7 as amended by 1973 c.139 s.2, culpability, definitions;

(2) Section 8, general requirements of

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culpability;

(3) Section 9, culpability requirements inapplicable to violations and to offenses defined by other statutes;

(4) Section 10, construction of statutes with respect to culpability requirements;

(5) Section 11 as amended by 1973 c.697 s.13; 1979 c.744 s.6, intoxication. (Ord. 84-65 §2(Exhibit A(part)), 1984).

7.08.050 Article 3, Sections 12, 13, 14, 15, 16, And 17--Parties To Crime.

The following sections of Article 3, Chapter 743, Oregon Laws of 1971 are adopted by reference:

(1) Section 12, criminal liability based upon conduct;

(2) Section 13, criminal liability for conduct of another, complicity;

(3) Section 14, criminal liability for conduct of another, no defense;

(4) Section 15, exemptions to criminal liability for conduct of another;

(5) Section 16, criminal liability of corporations;

(6) Section 17, criminal liability of an individual for corporate conduct. (Ord. 84-65 §2(Exhibit A(part)), 1984).

7.08.060 Article 4, Sections 18 Through 35--General Principles Of Justification.

The following sections of Article 4, Chapter 743, Oregon Laws of 1971 are adopted by

reference:

(1) Section 18, justification, a defense;

(2) Section 19, justification, generally;

(3) Section 20, justification, choice of evils;

(4) Section 21, as amended by 1981 c.246 s.1, justification, use of physical force generally;

(5) Section 22, justification use of physical force in defense of a person;

(6) Section 23, justification, limitations on use of deadly physical force in defense of a person;

(7) Section 24, justification, limitations on use of physical force in defense of a person;

(8) Section 25, justification, use of physical force in defense of premises;

(9) Section 26, justification, use of physical force in defense of property;

(10) Section 27, justification, use of physical force in making an arrest or in preventing an escape;

(11) Section 28, justification, use of deadly physical force in making an arrest or in preventing an escape;

(12) Section 29, justification, use of physical force in making an arrest or preventing an escape, basis for reasonable belief;

(13) Section 30, justification, use of physical force by private person assisting an arrest;

(14) Section 31 as amended by 1973 c.836 s.339, justification, use of physical force by private person acting on his own account to make

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an arrest;

(15) Section 32, justification, use of physical force in resisting arrest prohibited;

(16) Section 33, justification, use of physical force by guard in correctional facility to prevent an escape;

(17) Section 34, duress;

(18) Section 35, entrapment. (Ord. 84-65 §2(Exhibit A(part)), 1984).

7.08.070 Article 22, Sections 182, 186, 187, And 188-Perjury.

The following sections of Article 22, Chapter 743, Oregon Laws of 1971 are adopted by reference:

(1) Section 182 as amended by 1981 c.892 s.90, perjury and related offenses, definitions;

(2) Section 186, perjury and false swearing, irregularities no defense;

(3) Section 187, perjury and false swearing, retraction;

(4) Section 188, perjury and false swearing, corroboration required. (Ord. 84-65 §2(Exhibit A(part)), 1984).

7.08.080 Article 24, Section 197-- Obstructing Governmental Administration.

Section 197 of Chapter 743, Oregon Laws of 1971 is adopted by reference as follows: Section 197, obstructing governmental administration, definitions. (Ord. 84-65 §2(Exhibit A(part)), 1984).■