

# TIGARD MUNICIPAL CODE

## **Chapter 7.12 CLASSIFICATION OF OFFENSES.**

### **Sections:**

- 7.12.010 Offense Defined.**
- 7.12.020 Crimes And Misdemeanors Defined.**
- 7.12.030 Classification Of Misdemeanors.**
- 7.12.040 Violation--Defined.**
- 7.12.050 Violation--Classification.**
- 7.12.060 Attempt To Commit A Crime Defined.**

### **7.12.010 Offense Defined.**

(a) An offense is conducted for which a sentence to a term of imprisonment or to a fine is provided by any law of this state or by any law or ordinance of a political subdivision of this state. An offense is either a crime or a violation or an infraction.

(b) The doing of any act or thing prohibited, or the failure to do an act or thing commanded to be done, by this title within the City limits, is declared to be an offense against the public peace, safety, health, morals and general welfare of the people of the City. (Ord. 84-65 §2(Exhibit A(part)), 1984).

### **7.12.020 Crimes And Misdemeanors Defined.**

A "crime" for purposes of this title is an offense for which a sentence of imprisonment in jail is authorized, and all crimes for purposes of this title are misdemeanors. (Ord. 84-65 §2(Exhibit A(part)), 1984).

### **7.12.030 Classification Of Misdemeanors.**

(a) Misdemeanors are classified for the

purpose of sentence into the following categories:

- (1) Class A misdemeanors;
- (2) Class B misdemeanors;
- (3) Class C misdemeanors; and
- (4) Unclassified misdemeanors.

(b) The particular classification of each misdemeanor defined in this title is expressly designated in the section defining the crime. An offense defined outside this title which, because of the express sentence provided in the ordinance defining the crime, shall be considered an unclassified misdemeanor.

(c) An offense defined by City ordinance, but without specification as to its classification or as to the penalty authorized upon conviction, shall be considered a Class A misdemeanor. (Ord. 84-65 §2(Exhibit A(part)), 1984).

### **7.12.040 Violation--Defined.**

An offense is a "violation" if it is so designated in the chapter defining the offense or if the offense is punishable only by a fine, forfeiture, fine and forfeiture or other civil penalty. Conviction of a violation does not give rise to any disability or legal disadvantage based on conviction of a crime. (Ord. 84-65 §2(Exhibit A(part)), 1984).

### **7.12.050 Violation--Classification.**

(a) Any violation defined in this title is expressly designated in the section defining the offense. Any offense defined outside of this title which is punishable as provided in Section 7.12.040 shall be considered a violation.

(b) Violations are not classified. (Ord. 84-65 §2(Exhibit A(part)), 1984).

# TIGARD MUNICIPAL CODE

## **7.12.060      Attempt To Commit A Crime Defined.**

(a) A person is guilty of an attempt to commit a crime when he intentionally engages in conduct which constitutes a substantial step toward the commission of the crime.

(b) An attempt is a:

(1) Class B misdemeanor, if the offense attempted is a Class A misdemeanor;

(2) Class C misdemeanor, if the offense attempted is a Class B misdemeanor;

(3) Violation, if the offense attempted is a Class C misdemeanor, or an unclassified misdemeanor. (Ord. 84-65 §2(Exhibit A(part)), 1984).■