

# TIGARD MUNICIPAL CODE

## **Chapter 7.20 OFFENSES AGAINST PERSONS.**

### **Sections:**

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### **7.20.010 Assault In The Fourth Degree.**

(a) A person commits the crime of "assault in the fourth degree" if he:

(1) Intentionally, knowingly or recklessly causes physical injury to another; or

(2) With criminal negligence causes physical injury to another by means of a deadly weapon.

(b) Assault in the fourth degree is a Class A misdemeanor. (Ord. 84-65 §2(Exhibit A(part)), 1984).

### **7.20.020 Menacing Defined.**

(a) A person commits the crime of "menacing" if, by word or conduct, he intentionally attempts to place another person in fear of imminent serious physical injury.

(b) Menacing is a Class A misdemeanor. (Ord. 84-65 §2(Exhibit A(part)), 1984).

### **7.20.030 Recklessly Endangering Another Person.**

(a) A person commits the crime of "recklessly endangering another person" if he

recklessly engages in conduct which creates a substantial risk of serious physical injury to another person.

(b) Recklessly endangering another person is a Class A misdemeanor. (Ord. 84-65 §2(Exhibit A(part)), 1984).

### **7.20.040 Harassment.**

(a) A person commits the crime of harassment if, with intent to harass, annoy or alarm another person, the actor:

(1) Subjects another to offensive physical contact;

(2) Subjects another to alarm by conveying a false report, known by the conveyor to be false, concerning death or serious physical injury to a person, which report reasonably would be expected to cause alarm;

(3) Subjects another to alarm by conveying a telephonic or written threat to inflict serious physical injury on that person or to commit a felony involving the person or property of that person or any member of that person's family, which threat reasonably would be expected to cause alarm;

(4) Subjects another to alarm or annoyance by telephonic use of obscenities or description of sexual excitement or sadomasochistic abuse or sexual conduct as defined in ORS 167.060 including intercourse, masturbation, cunnilingus, fellatio or anilingus, which use or description is patently offensive and otherwise obscene as defined in ORS 167.087 (2) (b) and (c); or

(5) Causes the telephone of another to ring with no communicative purpose.

(b) A person is criminally liable for harassment if the person knowingly permits any

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telephone under the person's control to be used in violation of subsection (a) of this section.

(c) Harassment is a Class B misdemeanor. (Ord. 84-65 §2(Exhibit A(part)), 1984).

## **7.20.050 Criminal Defamation.**

(a) A person commits the crime of "criminal defamation" if, with intent to defame another person, he knowingly:

(1) Publishes or causes to be published false and scandalous durable matter concerning such other person; or

(2) Publishes or causes to be published false and scandalous matter concerning such other person by means of a radio or television broadcast.

(b) It shall be a defense to any prosecution under this section that:

(1) The matter published was true and was published with good motives and for justifiable ends; or

(2) The publication is protected by an absolute or qualified privilege.

(c) Criminal defamation is a Class A misdemeanor. (Ord. 84-65 §2(Exhibit A(part)), 1984).

## **7.20.060 Assaulting A Public Safety Officer.**

(a) A person commits the crime of assaulting a public safety officer if the person intentionally or knowingly causes physical injury to another person, knowing the other person to be a peace officer, corrections officer or firefighter, and while such other person is acting in the course of official duty.

(b) Assaulting a public safety officer is a Class A misdemeanor. A person convicted under this section shall be sentenced to not less than seven days of imprisonment and shall not be granted bench parole, probation or suspension of sentence before serving at least seven days of the sentence. (Ord. 84-65 §2(part), 1984).■