

Appendices

Appendix A: The Oregon Criminal Justice Commission

by Phillip Lemman, Executive Director

Overview

The Oregon Criminal Justice Commission was created by the 1995 legislature to fulfill two new functions and continue other duties from its predecessor agency, the Criminal Justice Council.

The Commission will serve as the focal point for State public safety policy development and agency coordination. Its primary responsibility is to develop a long-range, comprehensive public safety plan for Oregon. The plan will make recommendations to the Governor and legislature regarding capacity and utilization of State prisons and local jails, monitor implementation of community corrections programs, determine effective programs to use in addition to or in lieu of incarceration, establish whether new jail or prison facilities or alternative programs are needed and recommend methods to reduce risk of future criminal conduct. Once the plan is developed, the Commission will provide policy coordination and oversight for State agencies providing services or programs related to the plan.

The Commission also will provide technical assistance to and establish general performance benchmarks for local public safety coordinating councils created under 1994 Senate Bill 1145. That legislation strengthens the State and local public safety partnership by giving counties responsibility and funding for incarceration and services for felony offenders sentenced to 12 months or less in prison, and for parole and probation violators. That transfer of authority occurs January 1, 1997. The public safety councils already are being appointed by county commissions, and will develop local plans to use State funds for adult offenders, coordinate local public safety policies and develop a crime prevention plan for juvenile offenders.

The Commission will continue responsibility for amending sentencing guidelines and serve as an information resource and clearinghouse for local, state and federal agencies. Commission staff will conduct independent research as well as providing an information conduit among the different levels of government.

The Commission has seven seats. Commissioners are Dale Penn, Marion County District Attorney, Salem; William Gary, attorney, Eugene; J. Eduardo Lopez, winery owner, Salem; Charles Moose, Chief, Portland Police Bureau, Portland; Linda Moore, community volunteer, Bend; and Ann Rupe, title company owner, Ontario. One seat currently is vacant.

Statutory Powers and Duties

ORS 137.656

(1) The purpose of the Oregon Criminal Justice Commission is to improve the effectiveness and efficiency of state and local criminal justice systems by providing a centralized and impartial forum for statewide policy development and planning.

(2) The primary duty of the commission is to develop and maintain a state criminal justice policy and comprehensive, long-range plan for a coordinated state criminal justice system that encompasses public safety, offender accountability, crime reduction and prevention and offender treatment and rehabilitation. The plan must include, but need not be limited to, recommendations regarding:

- (a) Capacity, utilization and type of state and local prison and jail facilities;
- (b) Implementation of community corrections programs;
- (c) Alternatives to the use of prison and jail facilities;
- (d) Appropriate use of existing facilities and programs;
- (e) Whether additional or different facilities and programs are necessary; and
- (f) Methods of reducing the risk of future criminal conduct.

(3) Other duties of the commission are:

(a) To conduct joint studies by agreement with other state agencies, boards or commissions on any matter within the jurisdiction of the commission.

(b) To provide Oregon criminal justice analytical and statistical information to federal agencies and serve as a clearinghouse to federal agencies and serve as a clearinghouse and information center for the collection, preparation, analysis and dissemination on state and local sentencing practices.

(c) To provide technical assistance and support to local public safety coordinating councils.

Appendix B: Sentencing Guidelines Overview

by Tracey Cordes, J.D., Program Manager

History of Oregon's Felony Sentencing Guidelines

The call for a new sentencing system for Oregon arose in the late 1980's after many years of dissatisfaction with the old system of indeterminate sentencing. Under that system, the Parole Board determined release dates through use of a matrix based on offense severity and an offender's criminal history. The system was criticized as lacking truth in sentencing due to the frequent disparity between the term imposed by the sentencing court and the actual term served under the matrix. By 1986, offenders were serving an average of only 24 percent of the judicial sentence imposed. In 1985 the Parole Board reduced 65 percent of the mandatory minimum sentences imposed by sentencing judges on offenders committed to state prisons.

In addition, between 1975 and 1987 Oregon's prison population doubled. The overcrowding was dealt with at the "back end" through adjustments in the parole matrix and through early release mechanisms administered by the Department of Corrections. Decisions about incarceration and release were made on a crisis basis.

These concerns prompted the 1987 Legislative Assembly to direct the Criminal Justice Council (the Council) to develop sentencing guidelines for felony crimes. Immediately following the session, the Council formed a working committee comprised of judges, legislators, a prosecutor, defense attorneys, the chairperson of the Parole Board, the director of the Department of Corrections and the state Attorney General.

With the existing problems in mind, the guidelines were developed to achieve four specific goals:

- ◆ Establish proportional and just punishment, so that offenders convicted of the most serious violent crimes and those with the most extensive criminal histories receive the most severe sanctions.
- ◆ Create truth in sentencing, whereby the sentence imposed by the court is the sentence served, subject only to limited earned time credit reductions for appropriate institution conduct and participation in work programs, vocational training, education, self improvement or treatment programs.
- ◆ Establish sentencing uniformity, so that offenders who commit similar crimes and have similar criminal histories receive similar sentences.
- ◆ Maintain a sentencing policy consistent with correctional capacity. This allows for "front end" management of the prison population by the Legislature.

Oregon modeled its guidelines after well-established systems in Minnesota and Washington. Oregon thus was able to enjoy the wisdom gained by policy planners in other states without repeating their mistakes. In addition, the guidelines development committee (the committee) added significant innovations to the Oregon guidelines that later were used as models by other states.

For example, the committee established articulable principles for use in ranking crimes. These principles provided an objectively defensible, rational system for ranking offenses. They also provided a mechanism by which newly created crimes could be ranked in the future. An additional innovation lies in the criminal history scale. The committee wanted a scale that was simpler than the Washington and Minnesota systems, and one that would reduce disputes at sentencing. The criminal history classifications in use in Oregon are responsive to those concerns. They are also more sensitive in that the type of prior conviction (misdemeanor/felony, person/non-person) is factored in.

Oregon's guidelines were approved by the state Sentencing Guidelines Board in November 1988. The guidelines were amended by the 1989 Legislative Assembly and made effective for felony crimes committed on or after November 1, 1989.

There have been at least three key changes in sentencing policy for felony offenses in the past six years. First, sentencing guidelines were approved by the 1989 Legislative Assembly to apply to offenses committed on or after November 1, 1989. Second, ORS 137.635 was approved by the voters in 1988 as Ballot Measure 4. The measure provided that offenders sentenced for any of 11 specified offenses committed on or after January 1, 1990, would receive no probation, parole, temporary leave or reductions in terms of incarceration if the offender previously had been convicted of any of the 11 offenses.

Finally, the voters approved Ballot Measure 11 in 1994. The measure provided for lengthy, mandatory-minimum sentences for 16 offenses committed on or after April 1, 1995. Four additional offenses were added during the 1995 legislative session, bringing to 20 the number of offenses subject to these mandatory minimum sentences. These offenders are not eligible for release on post-prison supervision, temporary leave or any reductions in sentence. The measure also provided that persons who are 15, 16 or 17-years of age at the time charges are filed shall be tried as adults.

How Sentencing Guidelines Work

The existing sentencing guidelines set presumptive sentences for convicted felons based on the seriousness of the crime of conviction and the offender's criminal history. Crime seriousness levels range from one to 11, with murder ranked highest at crime seriousness category 11.

Some offenses may be ranked in more than one crime seriousness category based on specific elements of the crime. A few felony offenses are unranked; the sentencing judge sets the crime category based on the facts of the particular case. Attempts and solicitations are ranked at two crime seriousness categories below the completed offense. Sentencing courts may impose sentences other than the presumptive guidelines sentence through departures or optional probation.

An offender's criminal history classification is based on the number and severity of prior adult felony and Class A misdemeanor convictions and juvenile felony adjudications. Guidelines distinguish between person and non-person convictions, between adult and juvenile convictions, and between felony and misdemeanor convictions. There are nine criminal history categories, ranging from "A" for an offender with three or more prior convictions for person-to-person felony offenses, to "I" for an offender with no prior felony or adult Class A misdemeanor convictions.

Guidelines presumptive sentences are presented graphically in an easy-to-use two-dimensional grid. (A copy of the grid is included at the end of Appendix B.) The vertical axis is the crime seriousness scale and the horizontal axis is the criminal history scale. The solid black, diagonal line is the dispositional line. For grid blocks above the line, the presumptive sentence is imprisonment for a term within the range of months indicated in the grid block. Prison sentences are followed by a term of post-prison supervision. For most offenses, these terms range from one to three years, depending upon the crime seriousness category of the offense of conviction.

For grid blocks below the dispositional line, the presumptive sentence is probation. For most offenses, the presumptive length of probation supervision is determined by the crime seriousness category of the offense of conviction. Each grid block below the dispositional line includes a maximum jail term and a maximum number of sanction units that can be imposed.

The presumptive guidelines sentences are intended to apply to most offenders. Judges retain the discretion, however, to depart from the presumptive guidelines sentence in cases that are not typical. Judges may impose sentences that are more or less severe by stating on the record the "substantial and compelling" reasons for the departure. The guidelines rules provide non-exclusive lists of aggravating and mitigating factors judges may cite.

Crime Seriousness Categories

The relative seriousness of the offense of conviction is a primary determinant of an offender's sentence under the sentencing guidelines. During guidelines development in the late 1980's, three principles were agreed upon and served as guides in ranking offenses:

- ◆ The primary determinant of crime severity was to be the harm or threat of harm produced by the criminal conduct.
- ◆ Factors indicating the individual blameworthiness of the offender were to be considered when assessing aggravating and mitigating circumstances in individual cases.
- ◆ Different societal interests were considered to have different weights with respect to assessing offense seriousness: society's greatest interest was determined to be protection of the individual from personal assaults; the next most important societal interest was determined to be protection of the individual's right to property; and the third was protection of the integrity of governmental institutions.

The crime seriousness scheme ultimately developed placed felony offenses on a scale ranging from one to eleven. An example of an offense in the least serious felony crime category is possession of a controlled substance. Murder is the highest ranked offense and alone occupies crime category 11. All ranked offenses are listed according to crime category in Appendix 2 of the sentencing guidelines administrative rules. The following table provides examples of offenses in each crime category:

| Crime Category | Offense | ORS |
|-----------------------|--|------------|
| 1 | Possession of Controlled Substance | 475.992 |
| 2 | Unlawfully Obtaining Public Assistance | 411.630 |
| 3 | Unauthorized Use of a Vehicle (if the vehicle is valued at more than \$1000 but less than \$10,000 and is used primarily for personal rather than commercial transportation) | 164.135 |
| 4 | Failure to Appear | 162.205 |
| 5 | Robbery in the Third Degree | 164.395 |
| 6 | Felon in Possession of a Firearm | 166.270 |
| 7 | Sexual Abuse in the Second Degree | 163.425 |
| 8 | Assault in the Second Degree | 163.175 |
| 9 | Robbery in the First Degree | 164.415 |
| 10 | Kidnapping in the First Degree | 163.235 |
| 11 | Murder | 163.115 |

Some offenses are "subcategorized", meaning they are ranked in more than one crime seriousness category. Subcategorized offenses are those in which the statutory definition captures a wide spectrum of criminal conduct. Burglary in the First Degree, for example, may be ranked as a crime category 7, 8 or 9 offense, depending upon the presence or absence of weapons, injury or threat of injury to the victim, or whether the dwelling was occupied. Property offenses such as Theft in the First Degree are ranked in crime categories 2 through 6 depending upon the value of the property stolen. All subcategorized offenses appear in Appendix 3 of the sentencing guidelines rules.

Drug offenses also are subcategorized. These offenses fall in crime categories 1, 4, 6 or 8, depending upon the offense of conviction and the presence or absence of certain aggravating factors. To illustrate, possession of less than 10 grams of cocaine is ranked at crime category 1. If a person possesses 10 grams -- an amount considered to be a "substantial quantity" -- the offense is elevated to crime category 6. If a person possesses the 10 grams of cocaine and also possesses more than \$300 in cash and packaging materials the offense is ranked at crime category 8. Drug offense subcategories are described in Appendix 4 of the sentencing guidelines administrative rules.

A few felony offenses have not been ranked and do not appear on the crime seriousness scale. The sentencing judge determines the appropriate crime category for such "unranked offenses" and states on the record the reason for the assigned classification. Conspiracy is an example of an unranked offense. See OAR 213-04-004.

Attempts and solicitations are ranked on the crime seriousness scale at two crime categories below the category for the completed crime. Murder, for example, is ranked as a crime category 11 offense. Attempted murder, therefore, is ranked at crime category 9. See OAR 213-04-005.

Criminal History Scores

Criminal history scores are defined at OAR 213-04-007 as follows:

| | |
|----------|--|
| A | The offender's criminal history includes three or more person felonies in any combination of adult convictions or juvenile adjudications. |
| B | The offender's criminal history includes two person felonies in any combination of adult convictions or juvenile adjudications. |
| C | The offender's criminal history includes one adult conviction or juvenile adjudication for a person felony; and one or more adult conviction or juvenile adjudication for a non-person felony. |
| D | The offender's criminal history includes one adult conviction or juvenile adjudication for a person felony; but no adult conviction or juvenile adjudications for a non-person felony. |
| E | The offender's criminal history includes four or more adult convictions for non-person felonies but no adult conviction or juvenile adjudication for a person felony. |
| F | The offender's criminal history includes two or three adult convictions for non-person felonies but no adult conviction or juvenile adjudication for a person felony. |
| G | The offender's criminal history includes four or more adult convictions for Class A misdemeanors; one adult conviction for a non-person felony; or three or more juvenile adjudications for non-person felonies, but no adult conviction or juvenile adjudication for a person felony. |
| H | The offender's criminal history includes no adult felony conviction or juvenile adjudication for a person felony; no more than two juvenile adjudications for non-person felonies; and no more than three adult convictions for Class A misdemeanors. |
| I | The offender's criminal history does not include any juvenile adjudication for a felony or any adult conviction for a felony or Class A misdemeanor. |

Glossary of Sentencing Guidelines Terminology

This glossary provides definitions of some, though not all, guidelines terms. Additional definitions may be found at Oregon Administrative Rule 213-03-00.

Aggravating Factor -- Circumstance which may be considered in determining whether a substantial and compelling reason exists for a sentence which is longer or different in character (prison instead of probation) than the presumptive guidelines sentence. Examples include that the offender has had persistent involvement in similar offenses or repetitive assaults, or that the offense resulted in a permanent injury to the victim. See also Mitigating Factor.

Completed Offense -- Conduct which comprises all material elements of an offense. Most convictions are for completed offenses. See also Inchoate Crime.

Criminal History Scale -- A scale which includes nine mutually exclusive categories to classify an offender's criminal history. Juvenile felony convictions are counted, as well as adult felony convictions and adult Class A misdemeanor convictions. Person convictions have a greater effect on the criminal history classification than non-person convictions.

Crime Seriousness Scale -- A scale consisting of 11 categories of crimes, each category representing felony crimes of relatively equal seriousness. A few felony offenses are not ranked because they are charged infrequently or because they cover a broad range of criminal behavior. Some offenses are ranked in more than one crime seriousness category based on specific elements of the crime. See also Subcategorized Offenses.

Departure -- A sentence which is inconsistent with the presumptive sentence for an offender. These may be dispositional or durational, upward or downward. See terms which follow.

Dispositional Departure -- A sentence which imposes probation when the presumptive sentence is prison, or prison when the presumptive sentence is probation.

Dispositional Line -- The solid black line on the sentencing guidelines grid which separates the grid blocks in which the presumptive sentence is a prison term from the grid blocks in which the presumptive sentence is probation.

Durational Departure -- A sentence which maintains the disposition (prison or probation) of the presumptive sentence, but which is inconsistent with the presumptive sentence as to term of incarceration, term of supervised probation or number of sanction units which may be imposed as a condition of probation.

Felony -- A crime that is designated as a felony by statute and/or where the maximum term of incarceration exceeds one year. Examples include all levels of robbery, most sexual offenses and unauthorized use of a motor vehicle (car theft). Most felony offenses are subject to the sentencing guidelines. Felonies are classified A through C, with A being the most serious.

Inchoate Crime -- Includes attempted crimes, as well as solicitations and conspiracies.

Attempt -- Intentionally engaging in conduct which constitutes a substantial step toward commission of the crime.

Solicitation -- Commanding or requesting another person to engage in conduct which constitutes a crime punishable as a felony or Class A misdemeanor or an attempt to commit a felony or Class A misdemeanor.

Conspiracy -- Agreeing with one or more persons to engage in or cause the performance of a crime punishable as a felony or Class A misdemeanor.

Juvenile Adjudication -- A formal adjudication or finding by a court that the juvenile has committed an act which, if committed by an adult, would be punishable as a felony.

Misdemeanor -- A crime that is designated as a misdemeanor by statute and/or where the maximum term of incarceration is not more than one year. Examples include driving under the influence of intoxicants, menacing and lower-level thefts. Misdemeanors are classified A through C, with A being the most serious.

Mitigating Factor -- Circumstance which may be considered in determining whether a substantial and compelling reason exists for a sentence which is shorter or different in character (probation instead of prison) than the presumptive guidelines sentence. Examples include that the offender cooperated with the state, or had lived conviction-free in the community for a significant period of time preceding the current crime of conviction. See also Aggravating Factor.

Non-Person Offense -- Any felonies not defined as "person offenses". Examples include forgery, possession of controlled substances, and unauthorized use of a vehicle.

Optional Probation -- An opportunity for offenders in grid blocks 8-I, 8-H and 8-G to receive a probation sentence without a departure. A sentencing judge must make findings regarding the availability and likely effectiveness of a treatment program and that community safety interests will be served. Optional probation is not available for offenders who used a firearm in the commission of the crime or who were on probation or post-prison supervision for a felony conviction at the time of the offense.

Person Offense -- A crime committed against a person, as opposed to property, that often includes actual or threatened physical harm to the victim. Examples include robbery, assault, rape and manslaughter. Person crimes generally receive longer sentences under the sentencing guidelines than non-person crimes. See also Non-Person Offense.

Post-Prison Supervision -- A term of supervision which follows a term of incarceration in prison. The duration of supervision depends upon the crime seriousness category of the most serious current crime of conviction.

Presumptive Sentence -- The sentence provided in a grid block for an offender by the combined effect of the crime seriousness ranking of the current crime of conviction and the offender's criminal history.

Probation -- A term of supervision in the community imposed instead of a prison term. Conditions of probation can include a jail term, as well as treatment and/or community service. An offender who fails to abide by probation conditions may be revoked and required to serve a term of incarceration.

Sanction Units -- Units used to establish durations of conditions of probation. Sanction units may be imposed as jail, a residential treatment facility, any of a variety of release programs, house arrest and/or community service. The number of units available depends upon the grid block classification.

Subcategorized Offenses -- Offenses which are ranked at more than one crime category because of the range of criminal conduct possible under the statutory offense. Examples include drug offenses (crime categories 8, 6, 4 or 2), Arson in the First Degree (crime categories 10, 9, 8 or 7) and certain property offenses (crime categories 2 - 6, depending on value of property).

Sentencing Guidelines Grid

The following graphic is the sentencing guidelines grid, as described above. It shows the presumptive sentence type and length for each combination of criminal history and crime seriousness.

| POST PRISON SUPERVISION | CRIMINAL HISTORY | | | | | | | | | DISPOSITIONAL DEPARTURE MAXIMUM SENTENCE | | | |
|-------------------------|------------------|---------|---------|---------|---------|---------|---------|---------|---------|--|-----------|----------------------------------|-------------------------------|
| | A | B | C | D | E | F | G | H | I | PROBATION | | | |
| 3 years | 11 | 225-269 | 196-224 | 178-194 | 164-177 | 149-163 | 135-148 | 129-134 | 122-128 | 120-121 | 60 months | | |
| | | 10 | 121-130 | 116-120 | 111-115 | 91-110 | 81-90 | 71-80 | 66-70 | 61-65 | | | 58-60 |
| | | | 9 | 66-72 | 61-65 | 56-60 | 51-55 | 46-50 | 41-45 | 39-40 | | | 37-38 |
| | 2 years | 8 | 41-45 | 35-40 | 29-34 | 27-28 | 25-26 | 23-24 | 21-22 | 19-20 | 16-18 | | 36 months |
| | | | 7 | 31-36 | 25-30 | 21-24 | 19-20 | 16-18 | 180-90 | 180-90 | 180-90 | | |
| | | 6 | 25-30 | 19-24 | 15-18 | 13-14 | 10-12 | 180-90 | 180-90 | 180-90 | 180-90 | | 7 F-I, 6 F-I, 5F 18 months |
| 1 year | 5 | 15-16 | 13-14 | 11-12 | 9-10 | 6-8 | 180-90 | 120-60 | 120-60 | 120-60 | 24 months | | |
| | | 4 | 10-11 | 8-9 | 120-60 | 120-60 | 120-60 | 120-60 | 120-60 | 120-60 | | 5 G-I, 4 C-I, 3 A-F 12 months | |
| | 3 | 120-60 | 120-60 | 120-60 | 120-60 | 120-60 | 120-60 | 90-30 | 90-30 | 90-30 | 18 months | | |
| 2 | 90-30 | 90-30 | 90-30 | 90-30 | 90-30 | 90-30 | 90-30 | 90-30 | 90-30 | 3 G-I, 2 A-I, 1 A-I 6 months | | | |
| | 1 | 90-30 | 90-30 | 90-30 | 90-30 | 90-30 | 90-30 | 90-30 | 90-30 | | | | |

In white blocks, numbers are presumptive prison sentences expressed as a range of months.
 In gray blocks, upper number is the maximum number of custody units which may be imposed; lower number is the maximum number of jail days which may be imposed.

Appendix C: Offense Groupings

Many of the analyses in this report group offenses of various statutes together into more general groupings. The groupings have been established to provide the best consistency with earlier Criminal Justice Council research. This appendix lists all the statutes that are included in each of the two grouping schemes used in this report.

Crime Type

This grouping classifies all offenses into the categories of person, property, driving, drug, and other.

| Type | ORS | Description |
|--------|---------|-------------------------------|
| Person | 161.405 | Attempted Murder |
| Person | 162.165 | Escape I |
| Person | 162.185 | Supply Contraband |
| Person | 163.095 | Aggravated Murder |
| Person | 163.115 | Murder |
| Person | 163.118 | Manslaughter I |
| Person | 163.125 | Manslaughter II |
| Person | 163.145 | Criminal Negl Homicide |
| Person | 163.165 | Assault III |
| Person | 163.175 | Assault II |
| Person | 163.185 | Assault I |
| Person | 163.205 | Criminal Mistreatment-1 |
| Person | 163.225 | Kidnapping II |
| Person | 163.235 | Kidnapping I |
| Person | 163.275 | Coercion |
| Person | 163.355 | Rape III |
| Person | 163.365 | Rape II |
| Person | 163.375 | Rape I |
| Person | 163.385 | Sodomy III |
| Person | 163.395 | Sodomy II |
| Person | 163.405 | Sodomy I |
| Person | 163.408 | Sex Pen w/ Foreign Obj II |
| Person | 163.411 | Sex Pen w/ Foreign Obj I |
| Person | 163.425 | Sexual Abuse II |
| Person | 163.427 | Sexual Abuse I |
| Person | 163.525 | Incest |
| Person | 163.535 | Abandonment Of Child |
| Person | 163.670 | Use Child Display Sex Conduct |
| Person | 163.732 | Stalking - Felony |
| Person | 163.747 | Vio Off Stalking Ord - Fel |
| Person | 163.750 | Vio Ct Stalking Ord - Fel |
| Person | 164.325 | Arson I |
| Person | 164.395 | Robbery III |
| Person | 164.405 | Robbery II |
| Person | 164.415 | Robbery I |
| Person | 166.087 | Abuse of Corpse I |
| Person | 166.165 | Intimidation I |
| Person | 166.220 | Carry/Use Dangerous Weapon |

Appendices

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| Person | 166.275 | Poss Weapon Prison Inmate |
| Person | 167.012 | Promote Prostitution |
| Person | 167.017 | Compel Prostitution |
| Person | 468.951 | Environmental Endangerment |
| Property | 164.055 | Theft I |
| Property | 164.057 | Aggravated Theft I |
| Property | 164.075 | Theft By Extortion |
| Property | 164.085 | Theft by Receiving |
| Property | 164.095 | Theft by Deception |
| Property | 164.125 | Theft of Services |
| Property | 164.135 | Unauth Use Vehicle |
| Property | 164.140 | Crim Poss Rent Prop/\$500+ |
| Property | 164.215 | Burglary II |
| Property | 164.225 | Burglary I |
| Property | 164.315 | Arson II |
| Property | 164.365 | Criminal Mischief I |
| Property | 164.377 | Unlawful Use Of A Computer |
| Property | 165.013 | Forgery I |
| Property | 165.022 | Poss Forged Instr I |
| Property | 165.055 | Fraud-Credit Card/\$750+ |
| Property | 165.065 | Negotiating Bad Check |
| Property | 165.074 | Unlawful Factor Credit Card Trans |
| Property | 165.074 | Solicit Unlaw Factor Credit Cd Trans |
| Property | 819.300 | Poss Stolen Vehicle |
| Property | 819.310 | Traffic in Stolen Vehicles |
| Driving | 483.602 | Hit & Run Injury/Fatal |
| Driving | 487.560 | DWS-Felony |
| Driving | 811.182 | Driving While Revoked/Felony |
| Driving | 811.705 | Fail Perform Duties Driver |
| Drug | 167.212 | Tamper w/Drug Records |
| Drug | 167.262 | Use Minor/Mfg Cntrld Subst |
| Drug | 475.992 | Poss/Mfr/Del Cntrld Substance |
| Drug | 475.993 | Proh Acts/Ctr Subst Registrants |
| Drug | 475.995 | Del Cont Sub To Minor |
| Drug | 475.999 | Mfr/Del Cntrld Sub 1000 ft School |
| Other | 59.055 | Sell Fraud/Unlic Securities |
| Other | 59.135 | Fraud-Securities |
| Other | 97.745 | Sale/Poss/Disp of Indian Remains |
| Other | 109.311 | Prohibited Fees - Adoption |
| Other | 133.381 | Viol Of Restraining Order |
| Other | 133.773 | Fugitive |
| Other | 144.331 | Parole Violation |
| Other | 161.405 | Attempted Felony |
| Other | 161.435 | Solicitation Of Felony |
| Other | 161.450 | Conspiracy Commit Felony |
| Other | 162.015 | Bribe-Giving |
| Other | 162.025 | Bribe-Receiving |
| Other | 162.065 | Perjury |
| Other | 162.155 | Escape II |
| Other | 162.205 | Failure To Appear I |

Appendices

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| Other | 162.265 | Bribing A Witness |
| Other | 162.275 | Bribe-Receiving By Witness |
| Other | 162.285 | Tamper w/ Witness |
| Other | 162.325 | Hinder Prosecution |
| Other | 162.367 | Crim Impersonation of Officer |
| Other | 163.245 | Custodial Interf II |
| Other | 163.257 | Custodial Interf I |
| Other | 163.483 | Use Child Ovsn Sex Perf |
| Other | 163.485 | Prom Obs Sex Perfm Child |
| Other | 163.515 | Bigamy |
| Other | 163.547 | Child Neglect I |
| Other | 163.555 | Criminal Nonsupport |
| Other | 163.672 | Possess Depict of Child Sex |
| Other | 163.673 | Deal Depict Child Sex Conduct |
| Other | 163.675 | Sell Photo Sex Cond By Child |
| Other | 163.677 | Transport Child Porn to State |
| Other | 163.680 | Pay To View Childs Sex Conduct |
| Other | 164.377 | Unlaw Damage Computer/Software |
| Other | 164.377 | Unauth Use of Lottery Computer |
| Other | 164.885 | Endangering Aircraft |
| Other | 165.032 | Poss Forgery Device |
| Other | 165.070 | Poss Fraud Commun Device |
| Other | 165.085 | Sports Bribery |
| Other | 165.090 | Sports-Bribe Receiving |
| Other | 166.005 | Treason |
| Other | 166.015 | Riot |
| Other | 166.085 | Abuse of Corpse II |
| Other | 166.220 | Unlawful Use of Weapon |
| Other | 166.270 | Felon Possess Firearm |
| Other | 166.272 | Unlaw Poss Firearms/Silencer |
| Other | 166.370 | Poss Expl/Firearm Public Bldg |
| Other | 166.382 | Unlawful Possess Destruct Dev |
| Other | 166.384 | Unlawful Mfg Destruct Device |
| Other | 166.410 | Unlaw Mfg/Sale/Poss Firearm |
| Other | 166.420 | Fail Register/Transfer Firearm |
| Other | 166.420 | Dealer Violation Gun Regis Law |
| Other | 166.429 | Furn Firearm/Furthering Felony |
| Other | 166.450 | Oblit ID Marks Firearm |
| Other | 166.651 | Throw Object Off Overpass I |
| Other | 166.660 | Unlawful Paramilitary Activity |
| Other | 166.720 | Racketeering |
| Other | 167.062 | Presenting Live Sex Show |
| Other | 167.127 | Promote Gambling I |
| Other | 167.137 | Poss Gambling Records I |
| Other | 167.164 | Possession of Gray Machine |
| Other | 167.312 | Research & Animal Interference |
| Other | 181.518 | Dschg Sex Off FI Rpt Addr-Fel |
| Other | 181.519 | Prob Sex Off FI Rpt Addr-Fel |
| Other | 247.121 | False Voter Registration |
| Other | 247.125 | Alteration of Voter Reg Card |

Appendices

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| Other | 260.553 | Illegal Signing of Initiative |
| Other | 260.665 | Undue Influence-Contribution |
| Other | 260.715 | False Statement Election Laws |
| Other | 314.075 | Tax Evasion |
| Other | 314.835 | Divulge Tax Return Info |
| Other | 358.920 | Prohib Excavation Archeo Site |
| Other | 411.630 | Unlawful Obtain Public Asst |
| Other | 411.640 | Unlawful Receive Public Asst |
| Other | 411.675 | Submit Wrong Claim For Pay |
| Other | 411.840 | Unlawful Use Of Food Stamps |
| Other | 433.010 | Spread Communic Disease Prohib |
| Other | 468.939 | Air Pollution I |
| Other | 468.946 | Water Pollution I |
| Other | 468.953 | Supply False Info to Agency |
| Other | 477.740 | Unlawful Use Of Fire |
| Other | 496.162 | Fish & Game Felony |
| Other | 506.991 | Vio Commercial Fishing Laws |
| Other | 526.806 | Export Unprocessed Timber |
| Other | 532.140 | Illegal Brand Forest Products |
| Other | 591.650 | Unlicensed Security Trans |
| Other | 647.125 | Counterfeit Mark/Manuf/Sell |
| Other | 677.990 | Practice Medicine w/o License |
| Other | 803.080 | Unlaw Publish Cert Of Title |
| Other | 803.230 | Forged Title Or Reg |
| Other | 811.185 | Habitual Offender |
| Other | 815.410 | Illegal Odometer Tampering |
| Other | 815.430 | Submit False Odometer Reading |

Crime

This grouping combines different degrees of offenses, closely related offenses, and attempts/solicitations/conspiracies.

| Crime | ORS | Description |
|----------------|------------|----------------------------------|
| Arson | 164.315 | Arson II |
| Arson | 164.325 | Arson I |
| Assault | 163.165 | Assault III |
| Assault | 163.175 | Assault II |
| Assault | 163.185 | Assault I |
| Burglary | 164.215 | Burglary II |
| Burglary | 164.225 | Burglary I |
| Driving | 811.182 | Driving While Revoked/Felony |
| Driving | 811.185 | Habitual Offender |
| Driving | 811.705 | Fail Perform Duties Driver |
| Drug Man/Del | 167.262 | Use Minor/Dist Cntrld Subst |
| Drug Man/Del | 475.992 | Mfr/Del Cntrld Sub |
| Drug Man/Del | 475.993 | Proh Acts/Ctr Sub |
| Drug Man/Del | 475.995 | Del Cont Sub To Minor I&II |
| Drug Man/Del | 475.999 | Mfg/Del Cntrld Sub 1000' School |
| Drugs--Possess | 475.992 | Poss Controlled |
| Forgery/Fraud | 164.377 | Computer Crime |
| Forgery/Fraud | 165.013 | Forgery I |
| Forgery/Fraud | 165.022 | Poss Forged Instr I |
| Forgery/Fraud | 165.032 | Poss Forgery Device |
| Forgery/Fraud | 165.055 | Fraud-Credit Card/\$750+ |
| Forgery/Fraud | 165.065 | Negotiating Bad Check |
| Forgery/Fraud | 165.070 | Poss Fraud Commun Device |
| Forgery/Fraud | 165.074 | Unlaw Factor Credit Card Trans |
| Forgery/Fraud | 411.630 | Unlawful Obtain Public Asst |
| Forgery/Fraud | 411.640 | Unlawful Receive Public Asst |
| Forgery/Fraud | 411.675 | Submit Wrong Claim For Pay |
| Forgery/Fraud | 411.840 | Unlawful Use Of Food Stamps |
| Homicide | 163.095 | Aggravated Murder |
| Homicide | 163.115 | Murder |
| Homicide | 163.118 | Manslaughter I |
| Homicide | 163.125 | Manslaughter II |
| Homicide | 163.145 | Criminal Negl Homicide |
| Other | 59.055 | Sell Fraud/Unlic Securities |
| Other | 59.135 | Fraud-Securities |
| Other | 97.745 | Sell/Poss/Display Indian Remains |
| Other | 109.311 | Prohibited Fees - Adoption |
| Other | 133.381 | Viol Of Restraining Order |
| Other | 133.773 | Fugitive |
| Other | 144.331 | Parole Violation |
| Other | 161.405 | Attempted Felony |
| Other | 161.435 | Solicitation Of Felony |
| Other | 161.450 | Conspiracy Commit Felony |
| Other | 162.015 | Bribe-Giving |

Appendices

| | | |
|-------|---------|--------------------------------|
| Other | 162.025 | Bribe-Receiving |
| Other | 162.065 | Perjury |
| Other | 162.155 | Escape II |
| Other | 162.165 | Escape I |
| Other | 162.185 | Supply Contraband |
| Other | 162.205 | Failure To Appear I |
| Other | 162.265 | Bribing A Witness |
| Other | 162.275 | Bribe-Receiving By Witness |
| Other | 162.285 | Tamper w/ Witness |
| Other | 162.325 | Hinder Prosecution |
| Other | 162.367 | Crim Impersonation of Officer |
| Other | 163.483 | Use Child Ovsn Sex Perf |
| Other | 163.485 | Prom Obs Sex Perfm Child |
| Other | 163.515 | Bigamy |
| Other | 163.535 | Abandonment Of Child |
| Other | 163.547 | Child Neglect I |
| Other | 163.555 | Criminal Nonsupport |
| Other | 163.670 | Use Child Display Sex Conduct |
| Other | 163.672 | Possess Depict of Child Sex |
| Other | 163.673 | Deal Depict Child Sex Conduct |
| Other | 163.675 | Sell Photo Child Sex Cond |
| Other | 163.677 | Transport Child Porn to State |
| Other | 163.680 | Pay To View Childs Sex Conduct |
| Other | 163.732 | Stalking - Felony |
| Other | 163.747 | Vio Off Stalking Ord - Fel |
| Other | 164.885 | Endangering Aircraft |
| Other | 165.085 | Sports Bribery |
| Other | 165.090 | Sports-Bribe Receiving |
| Other | 166.005 | Treason |
| Other | 166.085 | Abuse of Corpse II |
| Other | 166.087 | Abuse of Corpse I |
| Other | 166.270 | Felon Possess Firearm |
| Other | 166.272 | Unlaw Poss Firearms/Silencer |
| Other | 166.275 | Poss Weapon Prison Inmate |
| Other | 166.370 | Poss Expl/Firearm Public Bldg |
| Other | 166.382 | Unlawful Possess Destruct Dev |
| Other | 166.384 | Unlawful Mfg Destruct Device |
| Other | 166.410 | Unlaw Mfg/Sale/Poss Firearm |
| Other | 166.410 | Unlaw Mfg/Sell/Poss Firearms |
| Other | 166.420 | Fail Reg/Transfer Firearm |
| Other | 166.420 | Dealer Violation Gun Regis Law |
| Other | 166.429 | Furn Firearm/Furthering Felony |
| Other | 166.450 | Oblit ID Marks Firearm |
| Other | 166.651 | Throw Object Off Overpass I |
| Other | 166.660 | Unlawful Paramilitary Activity |
| Other | 166.720 | Racketeering |
| Other | 167.012 | Promote Prostitution |
| Other | 167.062 | Presenting Live Sex Show |
| Other | 167.127 | Promote Gambling I |
| Other | 167.137 | Poss Gambling Records I |

Appendices

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|----------------|---------|--------------------------------|
| Other | 167.164 | Possesion of Gray Machine |
| Other | 167.212 | Tamper w/ Drug Records |
| Other | 167.312 | Research & Animal Interference |
| Other | 181.518 | Dschg Sex Off FI Rpt Addr-Fel |
| Other | 181.519 | Prob Sex Off FI Rpt Addr-Fel |
| Other | 247.121 | False Voter Registration |
| Other | 247.125 | Alteration of Voter Reg Card |
| Other | 260.553 | Illegal Signing of Initiative |
| Other | 260.665 | Undue Influence-Contribution |
| Other | 260.715 | False Statement Election Laws |
| Other | 314.075 | Tax Evasion |
| Other | 314.835 | Divulge Tax Return Info |
| Other | 358.920 | Prohib Excavation Archeo Site |
| Other | 433.010 | Spread Communic Disease Prohib |
| Other | 468.939 | Air Pollution I |
| Other | 468.946 | Water Pollution I |
| Other | 468.951 | Environmental Endangerment |
| Other | 468.953 | Supply False Info to Agency |
| Other | 477.740 | Unlawful Use Of Fire |
| Other | 483.602 | Hit & Run Injury/Fatal |
| Other | 487.560 | DWS-Felony |
| Other | 496.162 | Fish & Game Felony |
| Other | 506.991 | Vio Commercial Fishing Laws |
| Other | 526.806 | Export Unprocessed Timber |
| Other | 532.140 | Illegal Brand Forest Products |
| Other | 591.650 | Unlicensed Security Trans |
| Other | 647.125 | Counterfeit Mark/Manuf/Sell |
| Other | 677.990 | Practice Medicine w/o License |
| Other | 803.080 | Unlaw Publish Cert Of Title |
| Other | 803.230 | Forged Title Or Reg |
| Other | 815.410 | Illegal Odometer Tampering |
| Other | 815.430 | Submit False Odometer Reading |
| Other Person | 163.205 | Criminal Mistreatment I |
| Other Person | 163.225 | Kidnapping II |
| Other Person | 163.235 | Kidnapping I |
| Other Person | 163.245 | Custodial Interf II |
| Other Person | 163.257 | Custodial Interf I |
| Other Person | 163.275 | Coercion |
| Other Person | 163.750 | Vio Ct Stalking Ord - Fel |
| Other Person | 166.015 | Riot |
| Other Person | 166.165 | Intimidation I |
| Other Person | 166.220 | Unlaw Use Weapon |
| Other Person | 167.017 | Compel Prostitution |
| Other Property | 164.365 | Criminal Mischief I |
| Other Sex | 163.425 | Sexual Abuse II |
| Other Sex | 163.427 | Sexual Abuse I |
| Other Sex | 163.525 | Incest |
| Rape/Sodomy | 163.355 | Rape III |
| Rape/Sodomy | 163.365 | Rape II |
| Rape/Sodomy | 163.375 | Rape I |

Appendices

| | | |
|----------------|---------|----------------------------|
| Rape/Sodomy | 163.385 | Sodomy III |
| Rape/Sodomy | 163.395 | Sodomy II |
| Rape/Sodomy | 163.405 | Sodomy I |
| Rape/Sodomy | 163.408 | Sex Pen w/ Foreign Obj II |
| Rape/Sodomy | 163.411 | Sex Pen w/ Foreign Obj I |
| Robbery | 164.395 | Robbery III |
| Robbery | 164.405 | Robbery II |
| Robbery | 164.415 | Robbery I |
| Theft/MV Theft | 164.055 | Theft I |
| Theft/MV Theft | 164.057 | Aggravated Theft I |
| Theft/MV Theft | 164.075 | Theft By Extortion |
| Theft/MV Theft | 164.085 | Theft by Receiving |
| Theft/MV Theft | 164.095 | Theft by Deception |
| Theft/MV Theft | 164.125 | Theft of Services |
| Theft/MV Theft | 164.135 | Unauth Use Vehicle |
| Theft/MV Theft | 164.140 | Crim Poss Rent Prop/\$500+ |
| Theft/MV Theft | 481.990 | Poss Stolen Vehicle |
| Theft/MV Theft | 819.300 | Poss Stolen Vehicle |
| Theft/MV Theft | 819.310 | Traffic In Stolen Vehicles |